AGENDA

Announcement, Bay Village City Council                        Date: May 14, 2018
Committee Meeting                                            Time: 7:30 p.m.
Conference Room, Bay Village City Hall
Dwight A. Clark, President of Council, Presiding

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Mace

FINANCE & CLAIMS COMMITTEE-Tadych

Note Ordinance - $750,371 – Second Reading
Note Ordinance - $3,091,629 – Second Reading

Special Assessments to County Auditor – Second Reading

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Maier

Acceptance of Donation of Knickerbocker Road Lot, Permanent Parcel No. 204-10-040.

Small Cell Wireless Facilities Legislation

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Stainbrook

RECREATION & PARKS IMPROVEMENT COMMITTEE- Winzig

SERVICES, UTILITIES & EQUIPMENT COMMITTEE-DeGeorge

SAFEbuilt, Inc. Services Agreements – Second Reading

AUDIENCE

MISCELLANEOUS

Library Update

CAHOON MEMORIAL PARK TRUSTEES
President of Council Clark called the meeting called to order in the Conference Room of Bay Village City Hall at 7:30 p.m.

Present: Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar

Also Present: Law Director Ebert, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Police Chief Spaetzel, Fire Chief Lyons, Director of Community Services Selig, Chief Building Official of SAFEbuilt, Inc., Steve Vogel, Administrative Project Coordinator Kathryn Kerber.

AUDIENCE

The following audience members signed in this evening: Tara Wendell, Clare Banasiak, Tom Kelly, Al Kruzer, Karen Bartrum Jansen, Suzanne Graham, Jeff Gallatin.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Mace

Amendment to Resolution No. 17-71 – Submerged Land Lease for 28900 Lake Road

Mr. Mace advised that a request has been received from the Ohio Department of Natural Resources (ODNR) to change the wording on a Submerged Land Lease for 28900 Lake Road, adopted by virtue of Resolution No. 17-71 on September 12, 2017. The ODNR has asked that the wording be changed to be in line with the proposal in the application for the Submerged Land Lease.

The Environment, Safety and Community Services Committee met this evening at 6:30 p.m. and moved through Chapter 505, Animal Control Legislation, focusing on dog control. Revisions have been approved by the committee and will be sent to the Law Department for preparation of an amending ordinance. A Nuisance Dog classification has been defined for the first time in the City of Bay Village, and the classification has been added to that of Dangerous Dogs and Vicious Dogs. The Environment, Safety and Community Services Committee will present their revisions to the Committee of the Whole in the very near future to accommodate three readings prior to Council’s summer recess.

FINANCE & CLAIMS COMMITTEE-Tadych

April Financial Reports

Mr. Tadych advised that the April Financial Reports of the City of Bay Village have been distributed to Council. The City Income Tax collections are ahead 4.2% over 2017. In 2017,
City Income Tax collections at this point in time were up about 5%. The committee will review the reports at their meeting to be held Monday, May 14, 2018 at 6 p.m.

Special Assessments to County Auditor – First Reading

Special Assessments for grass cutting, unpaid sewer bills, refuse collection, sidewalk repair, and tree cutting charges are certified annually to the County Fiscal Officer for placement on property owners’ tax duplicates. Finance Director Mahoney stated that the amounts to be collected for 2018 will not be known until the end of August. The numbers in a memorandum from Director Mahoney to Council dated May 9, 2018 were referenced for 2017.

Mr. Tadych stated that many years ago when these assessments were certified to the County the Council had a list of the actual addresses of the people that had unpaid charges. Mr. Tadych believes the list identifying each owner, how much is owed, and the property should be included with the resolutions. Mrs. Mahoney stated that this would not allow for three readings of the ordinance, because the information is not available until the end of August. Mrs. Mahoney stated that she does not believe, historically, that there has been a list.

Mr. Tadych stated that, historically, there has been a list. Mayor Koomar stated that in the past, before Mrs. Mahoney was Finance Director, there was a list. But, he believes that in the last couple of years the assessment resolutions were passed before Council recess. Mayor Koomar asked Mrs. Mahoney to explain the process.

Mrs. Mahoney stated that any property owner who does not pay their sewer bill, trash collection charge, tree removal charge, sidewalk replacement or repair fee, and grass cutting charges are given until August 31 to pay any bills due the City. If they do not pay those bills incurred from September 1 of the previous year through August 31 of the current year, those unpaid charges must be submitted to the County by the second Monday in September. There is not a Council meeting on Labor Day. The resolutions passed by Council give Finance Director Mahoney the authority to assess whoever is unpaid. Mrs. Mahoney stated that she has never known in her history that Council passes specific properties. Mr. Tadych stated that they were given a list specific to an address. Mrs. Stainbrook stated that there was a list of the properties.

Ms. DeGeorge asked why Council would need that list, or want it. Mr. Tadych stated that the list allows Council to know what they are approving. He stated that it is very interesting when you figure out the number of people that are not paying their taxes.

Mayor Koomar stated that he does not feel that this has been done for quite some time, but he can have the Finance Director check. It would be putting together a list for information.

Mr. Mace stated that each one of the resolutions references a list herein incorporated. The choice is to change the resolution or put the list with it.

Mrs. Stainbrook stated that the amounts of money are significant. It would be unusual to have that significant amount of money without knowing what it is exactly tied to, property related.
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Mrs. Stainbrook asked about the differences in rates. For sewer rental there is no fee charged for assessing the unpaid amount to the County. For tree removal the fee is 6%, and for sidewalks it is prime rate. Mrs. Mahoney stated that these rates were established prior to her time with the City. Mrs. Stainbrook suggested that Council may want to review the fee schedule. Ms. Maier noted that this would especially be true with the sewer rental charges since the amount is so large. The level of effort for collection speaks to whether the City should be reimbursed for some of those costs. Mrs. Mahoney stated that a $10 late fee is charged for every quarter of the year billing period. If a resident doesn’t pay their sewer and trash fee, they are paying an additional $40 for the year.

Mr. Clark stated that the unpaid sewer rental fees represent 20% of the parcels in the City. Mrs. Mahoney stated that it doesn’t change much from year to year. Mr. Clark stated that he was thinking that perhaps it was larger because over the past three or four years the sewer charge was increased significantly over what it was in prior years. Mrs. Mahoney stated that since she has been with the City it has always been about 1000 parcels per year.

Mrs. Stainbrook asked how the process works to receive the funds. Mrs. Mahoney stated that she sends the County the list of parcels and the dollar amount. They apply that to the property tax for the parcel and the City collects from there. Anything assessed in September of 2017 is collected through the County’s property tax collection in 2018.

Mrs. Mahoney noted that there are a lot of people that don’t pay at all when the bills are sent to their address. Perhaps with the change of the tax laws people will start to pay because they won’t be writing the charge off as a tax deduction, which should not be done in any case. The amount is $408 per year for sewer and trash and if the property owner does not pay the County is sent the assessment of $408, plus the $40 penalty fee.

Mr. Tadych noted the refuse collection portion of the bills not being paid.

Mr. Winzig asked if there is debt collection. Mrs. Mahoney stated that the debt collection is through the process of assessing to the County. Mr. Winzig asked if there is a way for Council to pass the resolution saying as of this date the records indicate a certain amount, and based on historical pattern it could be estimated to be another amount. This would give Council a document for framework.

Mrs. Mahoney stated that she hesitates to give Council a list of people’s parcels now because they may pay before the assessments are sent to the County.

Mr. Clark stated that the resolutions are on first reading this evening. What we have found is that the numbers are very high, which is unfortunate. The Finance Department is already compounding the $40 annual late fee charge.

Note Ordinance - $750,371 – First Reading

Mr. Tadych will present an ordinance for first reading this evening authorizing the issuance of one-year notes in the amount of $750,371 for the 2018 Road Resurfacing and Repair Program.
Note Ordinance - $3,091,629 – First Reading

A note ordinance will be introduced by Mr. Tadych this evening in the amount of $3,091,629 which he will request be placed on first reading. This note ordinance represents a retirement of prior note ordinances and placement of those notes for $1,770,629 for street improvements; vehicles and equipment for $60,000 for the Police Department; vehicles and equipment for the Service Department in the amount of $158,000; sewers for the City in the amount of $67,000; vehicles, equipment and facilities for the Service Department in the amount of $381,500; additional vehicles and equipment for the Service Department in the amount of $414,000; and Fire Department vehicles for $240,000. Each one of those has a definite number of years for which they will be extended when the City finally does more than just the notes.

Mr. Clark stated that the first note ordinance to be introduced is the new money component. This was a higher number before, but has been reduced by taking out the Lake Road engineering numbers. The $3,091,629 is a refinancing number and is a recast of previous note issues that the City issued in years 2013 through 2017. The City pays down about $1.2 million each year for each note ordinance. We amortize our equipment over five years and our roads over seven years.

The notes will be offered for purchase on Wednesday, May 23, 2018 at 11 a.m. Mr. Tadych noted that the limit on the percentage of interest is five percent.

A Finance Committee meeting will be held on Monday, May 14, 2018 at 6 p.m.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Maier

Temporary Sign Permission for St. Raphael’s Church Property advertising shuttle for Camp Christopher

Ms. Maier will present a motion to approve a temporary sign request submitted by St. Raphael’s Church advertising the site as a shuttle stop for this summer’s Camp Christopher events. The sign is 18 inches by 24 inches and will be placed from mid-June through August.

A Planning, Zoning and Public Grounds and Buildings Committee meeting will be held on Monday, February 21 at 6:30 p.m. Small cell facilities will be the main topic on the agenda that evening. The Ohio Legislature has adopted the Bill and the 90-day clock has started for the guidelines to be established by municipalities. Law Director Ebert stated that he will present the guidelines in draft form by the end of this week.

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Stainbrook

Natureworks Grant Application to build a new Restroom, Storage and Concession facility in Cahoon Memorial Park.
Mrs. Stainbrook will present a resolution for adoption this evening authorizing the filing of a Natureworks Grant application with the Ohio Department of Natural Resources. The City of Bay Village would like to build a new restroom, storage and concession facility in Cahoon Memorial Park to replace the existing facility at an estimated cost of $380,000, and has already secured partial funding for the project from State Capital Appropriations in the amount of $130,000 and a donation from the Bay Soccer Club in the amount of $25,000. Section 2 of the resolution obligates $75,000 towards the proposed project from Fund 490, the Public Improvements Fund.

The application seeks the amount of $150,000 and must be submitted by June 1, 2018. Mr. Tadych asked when the applications are awarded. Ms. Maier stated that it should be awarded at the end of 2018, and Mr. Tadych noted that the information would be available for budget purposes for the 2019 Budget.

Mayor Koomar stated that they are awaiting timing documents from the state on what their guidelines are for expending funds. Once that information is received, they will see if there is anything else available from a Natureworks perspective that will help the City build a facility as complete as possible. Depending on that, the size may be adjusted accordingly. Mrs. Stainbrook confirmed with the Mayor that from a practical standpoint, the City is looking at 2019 for the project. Mayor Koomar stated that it would be after July 4, 2019 because of spring soccer and Bay Days.

Mr. Tadych asked the Mayor if the restroom facilities, even though we discussed having them in all three parks, aren’t going to happen this year in Cahoon Memorial Park. The Mayor stated that now that we have those funds we would like to enlarge them and right size them, rather than just remodel. Mr. Tadych stated that he thought that consideration was being given for what is being done in the other two park facilities, or would they be larger. The Mayor stated that he does not want to spend the funding and then have the state say they are already built. Mr. Tadych asked the Mayor if the facilities for bathrooms are not going to be independent of the other building. The Mayor stated that this statement is correct.

Mrs. Stainbrook asked if that money is already in the budget. Mayor Koomar stated that was what they put in for some of the state funding, as an estimate for that, knowing that we would like to increase it and provide storage for the Soccer Club and we are in the process of talking with other clubs and adding one-stop shopping. That would actually be a Capital Budget item.

Mr. Tadych stated that the bathrooms are funded already in this year’s budget. Mr. Clark stated that the amount of $25,000 has been appropriated for each of the parks for bathrooms. We would just need to think about how we would gap this if we don’t get the grant money. Mayor Koomar stated that we have been unsuccessful at the County level and at the state level for the Police IT room, and we are trying to finish that project. That project may come in higher than budgeted for, so one of the things we may bring back is reallocating some of those funds based on bonding to get the IT room taken care of with the proper fire suppression, heating and cooling for our equipment. There would be a good use for those funds this year.
Mr. Mace stated that we have talked about the restroom, concession and storage building at Cahoon Memorial Park recently. He asked if there is something more conceptual to this now that it is going to be a single building, and looking at a grant from the state.

Mayor Koomar said that from a Recreation and Parks Improvement perspective he has talked with Mr. Winzig about ideas for it, knowing that we had certain limits and wanted to get a sense of what our funding would look like. If we need to, we will go in and take care of the restrooms and some of the storage areas to see if we can right size it to better use and we have additional funds to do that improvement.

Mr. Mace stated that this was discussed at the last Recreation and Parks meeting with the Bay Soccer Club there and they agreed they would match funds and should they move a building over to a different spot. Mayor Koomar stated that from a landfill perspective the building would be in the same general location. If moved, it would be to the east or to the south, not to the north or the west, just to make sure we are not moving any closer to the landfill.

Mr. Clark stated that we are not committed to a $380,000 facility. It would have to be calibrated down if we didn’t get state funding. That is the point of the grant.

Mr. Mace asked if there is any problem with the building being in Cahoon Memorial Park. The City are trustees of the park, and not property owners. Mr. Ebert stated that this was discussed today. Several years ago the City was not able to bond out because we had no Fee Simple Title. We got over that hump through court and that is why we can now issue bonds. Everyone looks at that as a legal opinion that because you have interest it goes to the citizens of Bay Village and it is sufficient enough to have them sign off.

Mrs. Stainbrook noted that we cannot get the $150,000 if we don’t apply for the grant. The resolution will be moved forward this evening.

Participation in the Ohio Department of Transportation (ODOT) Winter Contract (018-19) for Road Salt.

Mrs. Stainbrook referred the resolution prepared authorizing participation in the Ohio Department of Transportation Winter Contract (018-19) for road salt to Director of Public Service Jon Liskovec for comments.

Mr. Winzig asked if the billing for this road salt will affect the 2018 budget. Mrs. Mahoney stated that it will be part of the 2019 budget. Mr. Winzig noted that there is a 30-day clause for the invoice and asked if it is based on when the material is delivered. Mr. Liskovec stated that an invoice is received within the week of shipping. Mr. Winzig noted that the City has already spent about 84% of the budget money on salt for this year. He does not want to receive an invoice in the fall and come back for an additional appropriation.

Mr. Clark asked if the storage is at capacity at this time. Mr. Liskovec stated that it is about half empty which is lower than they would like to be at this point of the year, so that going into November and December you are set until the next year’s budget. Mr. Clark asked the capacity
of the salt storage barn. Mr. Liskovec stated that it is between 2,000 and 2,500 pounds. Three hundred tons of salt were donated by True Value Hardware, with a value of $8,000.

Mrs. Stainbrook stated that Infrastructure Manager Curtis Krakowski has provided Council with a copy of a letter sent to residents identifying the roads that will paved this season. Mr. Winzig stated that he has spoken to a number of residents in the area and they are very pleased. The Mayor noted that the roads were stripped and the leveling will happen this week. When the leveling course goes on it becomes a much smoother drive. At that point they look at casting adjustments for storm and water grates, and adjust those before the final course comes through.

Mr. Tadych stated that he had a couple of calls in Ward 1 about why Wolf Road is being fixed down at the west end and the worst end doesn’t seem to be getting any attention. Mr. Liskovec stated that the crack seal program actually focuses on the west end section at the end of town and they also will be doing city-wide striping. Partial depth repairs had to be done before the striping program. When that first phase is done, they will come back in with the contracted crack seal program since those repairs will be done. They will seal those in and finish up with striping.

Mr. Tadych asked Mr. Liskovec if that procedure was done in Ward 1, that the fill in was done before the crack seal. Mr. Tadych said he didn’t see any major work at the east end of Wolf.

Mr. Liskovec stated that they did partial depth repairs on the road but he will have to check the records for the date. Mr. Tadych said he would like to know.

**RECREATION & PARKS IMPROVEMENT COMMITTEE- Winzig**

Mr. Winzig reported on the good meeting held a week and a half ago with the Recreation and Parks Improvement Committee. Mr. Winzig distributed copies of the minutes of the meeting to the members of Council, and noted that they have a number of initiatives on which they are following up.

**SERVICES, UTILITIES & EQUIPMENT COMMITTEE-DeGeorge**

**SAFEbuilt, Inc. Services Agreements**

Ms. DeGeorge will introduce an ordinance this evening authorizing the Mayor to enter into a Professional Services Agreement and Lease Agreement with SAFEbuilt, Inc. Ms. DeGeorge stated that initially she had some concerns because last year both the Mayor and Ms. DeGeorge were quoted in the papers about being concerned that the City was outsourcing a Building Department that was below the standards of Bay Village, and wanted to look at bringing it back in house. It was briefly discussed in an open meeting earlier this year, and Ms. DeGeorge was surprised that we are proceeding with the agreement. Ms. DeGeorge did speak with Kathryn Kerber of the Law Department when she asked for some of the copies of previous lease agreements year past, and the current one since it was not in the packet.
Ms. DeGeorge addressed Mr. Vogel, Chief Building Official, assuring him that it is nothing against him and she is very impressed with his knowledge and delivery. Ms. DeGeorge asked if Ms. Kerber or Mr. Vogel would like to speak to how this issue came about.

Mayor Koomar stated that Mr. Clark and he talked about getting the contract out there for first reading and public discussion. It is also on Executive Session this evening for some specific points to be discussed. Mr. Vogel has come on board and has done a nice job and, while there is nothing against his predecessor, Mr. Vogel is much more complete and from a Planning Commission perspective it has been much improved. Bay requires an annual rental inspection and Mr. Vogel was on top of that this year. There were issues previously before Mr. Vogel where the rentals weren’t notified and penalties were charged, resulting in the necessity of rebating. Mr. Vogel has done a nice job to level the ship.

Mr. Clark stated that he would echo the sentiments of Mayor Koomar.

**Purchase of Multi-Purpose Vehicle for the Police Department**

Ms. DeGeorge will introduce an ordinance this evening authorizing the purchase of a pick-up truck for the Police Department. The documents indicate that the final price is $42,233 and another document states that the approximate dollar amount is $42,000. The ordinance is written not to exceed $37,000.

Ms. Kerber stated that they left out the amount that they will pay to outfit the truck with the equipment because that is under a different contract. The approval is for the purchase of the truck itself, not the addition of the equipment. Ms. DeGeorge asked if the additional amount will be presented later for approval.

Ms. DeGeorge asked Chief Spaetzel if the Police Department has ever had a pick-up truck before. Chief Spaetzel stated that they have not had a pick-up truck before. The old Vehicle No. 1191 which is what this utility vehicle is designated, was a Ford Excursion. It has served its purpose, but it is seventeen years old. The desire was to get a vehicle more flexible and could be used for a variety of services. The pick-up is a better choice and is actually cheaper than replacing it with a full sized SUV, and it gives more flexibility in use. The vehicle is a Police Responder and gives the ability to operate at speeds that a police vehicle would be operate. That was not a state bid option which is why they had to go out to bid for the vehicle.

Mayor Koomar stated that a vehicle is needed that can carry different shapes and sizes of evidence. This larger, open ended size enables the transporting of those larger pieces of evidence.

Mr. Winzig asked if we can just sign off on the total rather than having to come back a second time for a separate reading and another authorization. Finance Director Mahoney stated that if the amount is under $20,000 it does not require Council approval.

Mr. Mace asked if this vehicle is available under state bid in other states. Chief Spaetzel stated that he does not know. The State of Ohio chose not to bid that package out requiring going out for bids.
for that particular vehicle. The current pick-up edition offered by the state this year is the Dodge. Dodge does not have anything comparable to this vehicle.

**Mrs. Stainbrook** reported having trouble with City-emails. An email was sent to her on Tuesday, April 24, but she did not receive it until Friday, April 27, causing her to miss a meeting.

Mayor Koomar asked Mrs. Stainbrook to send him the specific email. He is asking Bailey Communications to drill down to specifics and not generalities. Bailey Communications has firewalls set up, which is understandable, but there is a need to balance the security issues with receiving emails. Due to a security incident in another city, they have been very attentive to possible issues.

Ms. Maier stated that she has also had emails that have not come through to her. She has spoken with Bailey Communications and they have had a lot of security certificate issues, especially noting that the compatibility with iPhones is terrible.

Mayor Koomar asked that any problematic emails be forwarded to Mrs. Mahoney and Bailey Communications.

Mr. Tadych stated that he has been asked to supply his password on the phone. The system doesn’t accept it and it cuts his emails off until he calls and Bailey re-sets it.

**Service Department Vehicles – Two (2) 5-ton International Cab and Chassis**

**Two (2) Accompanying Bodies (Snow and Ice Package)**

**One (1) Asphalt Maintenance Trailer**

**Ms. DeGeorge** will present a resolution authorizing the purchase of Service Department vehicles and equipment at the Regular Meeting of Council this evening, and called upon Director of Public Service Liskovec for comments.

Mr. Liskovec stated that the purchase of two (2) 5-ton Cab and Chassis and two (2) accompanying bodies with snow and ice packages, will be used for all Service Department functions including winter snow and ice removal. They were originally estimated to be $175,000 each, with the quotations $1,000 under on each one.

The Asphalt Maintenance Trailer will replace the current 16 year-old trailer which has reached the end of its life cycle.

Mr. Clark stated that these vehicles were approved by Council in their Capital Budget for year 2018.

Ms. DeGeorge stated that there will not be a previously planned Services, Utilities and Equipment Committee meeting. Ms. DeGeorge spoke with Kathryn Kerber about the City web site. Ms. Kerber stated that it is not a priority, and Ms. DeGeorge asked her to come to the meeting tonight to explain what may be involved and what the City would look to for a website. Ms. Kerber stated
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that it is not that she does not want to work on a new City website, a new one would be great. It is really just the matter of having a time to organize that project, because if we are going to do it and spend some money on it we want to do it right. We would want to think of ideas such as do we want to use an outside company, or do we want to have someone local in Bay Village do it for us. We may want to compare other cities websites; just a lot of things to do that just take time and manpower to work on it and she hasn’t gotten to it yet.

Mr. Clark stated that the last time we went through this there was an RFP to design a website. We had about thirty responses and we were told that the firm that was selected was going to build a state-of-the-art website. Two years later, the system was out of date. He would love to be able to see us do it the right way, by having a committee coming together. This is a big initiative, but it shouldn’t be too difficult to build out a website that is interactive. We need to have something done before the end of the year.

Mr. Tadych stated he would rather not rush it and do it right. Mr. Clark stated that he agrees, but there are a lot of tech savvy people who can do things quickly and still meet the needs. More eyes looking at it would be appropriate. Mr. Clark asked for thoughts from Council.

Mrs. Stainbrook stated that it is important. It is the front porch to the City for a lot of people; people deciding where to move, what they like and what they don’t like. The website is dated and not easy to navigate.

Ms. Maier stated that the City government piece of it is important as to when meetings are held, etc. Mr. Tadych noted that it is frustrating and you tend to give up with the navigation. Mr. Clark stated this is why he thinks it is important to elevate that service.

MISCELLANEOUS

Mr. Winzig reported that a letter was received from the Chairman of the Bay Village Civil Service Commission stating that there is confusion around classified and unclassified positions and asking Council to rectify.

Mayor Koomar stated that he met with the Chairman of the Civil Service Commission, Dennis Lekan, and Commissioner Tom Wynne and they talked through various issues. The Secretary of the Commission, Joan Kemper, of pulling some history. They have decided the next steps would be to review that history with the Civil Service Commission.

Mr. Winzig stated that this is a very formal letter from the Civil Service Commission. He asked if this is something the Council needs to vote on or approve. Mr. Clark stated that Dr. Lekan asked Council to act on it, so he would like to do it the right way. Ms. Maier stated that to make any changes in the Charter, it would require waiting for the Charter Review Commission review or get petitions signed by ten percent of the electorate.

Mr. Tadych stated that he thought the letter was just asking for clarification as though somebody was thinking that some of these were no longer Civil Service positions. They want us to confirm that what is in the Charter is correct.
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Law Director Ebert noted that some of those issues go back to the 1960’s. The bargaining agreement went into effect after that. He gave an opinion in March concerning the conflict between the Civil Service Rules and the Collective Bargaining Agreement. That is part of the discussion.

Mr. Clark stated that if the administration feels they can work this through and meet the needs of the Commission, he is okay with that. Mayor Koomar stated that he did send an email to Council which he will address later this evening, and spoke with Mr. Clark as well.

Mr. Winzig asked about timing for consideration to Dr. Lekan’s request, and the Council role. The Mayor stated that this would be addressed.

Ms. DeGeorge asked what is happening on Canterbury with the RV and the Digiorna’s Pizza and the Open Houses. There has been an RV parked there for a while, and the sign says Open House and when people go in they can smell pizza. It was mentioned that it was a crew from Hollywood. Ms. DeGeorge stated she will see if she can find more information.

Mr. Mace stated that over the weekend it was a staging company that was coming in to prepare the home for the Open House. They came in early Saturday and Sunday morning. After the Open House they were taking things out.

Ms. DeGeorge stated that the bulk pick-up on the website reads “The third Tuesday of the first full week.” It should read the Tuesday of the Third Full Week.

Mr. Clark stated that on April 23, Chairman Nancy Stainbrook and the Public Improvements Committee held an information meeting for the Sunset area residents. Mr. Clark publicly thanked Mrs. Stainbrook, her committee, and the administration for the work and the preparation that went into that meeting. Knowing that the residents are still at a point where they are not comfortable signing over right-of-way, the City has done whatever it can at this point in time to get the issue to where it is delivering it to the state where we need to be in terms of looking for grants and laying this whole thing out. There has been a lot of push-back and people saying it is not right, but this is the first time the City has tackled this issue in over thirty years in sincerity and will continue to do so.

Mrs. Stainbrook thanked Mr. Clark for his comments. As a follow-up, Mr. Liskovec is working on documents. There were some questions from the residents and the committee will be getting back to them. They wanted a map of the direction of the roadway. They also wanted a list of their assessments which haven’t changed since November of 2017. A brief follow-up letter to the residents will be sent and copied to the members of Council.

Mr. Clark noted that six to nine months from now all that one would have to do is go back to the meeting minutes from that meeting and it will bring you right up to speed.

There being no further comments, the meeting adjourned at 8:22 p.m.
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Dwight A. Clark, President of Council

Joan Kemper, Clerk of Council
Public Improvements, Streets, Sewers & Drainage-Stainbrook, DeGeorge, Maier

- Sunset Drive Area Storm Sewer and Road Improvements (5-12-08)
- Bruce/Russell/Douglas Sewer Improvements

Recreation and Parks Improvement- Winzig, Mace, Stainbrook

- Renovations to Playground Equipment at Bradley Road Park (8-29-17)

Finance & Claims-Tadych, Winzig, Mace, Clark

Services, Utilities & Equipment- DeGeorge, Maier, Tadych

Planning, Zoning, Public Grounds & Buildings- Maier, Winzig, Stainbrook

- Monopoles (Council meeting of December 12, 2016)
- Elimination of Front-in Parking in front of stores on Dover Center Road

Environment, Safety & Community Services- Mace, DeGeorge, Tadych

- Review of Codified Ordinance Chapter 505, Animal Control.
May 1, 2018

Mr. Gary A. Ebert  
Director of Law  
City of Bay Village  
350 Dover Center Road  
Bay Village, OH 44140

Re: Knickerbocker Road, Bay Village, Ohio  
PPN 204-10-040

Dear Gary:

Enclosed please find a Fiduciary's Deed from my client, Sandra L. Simon, Trustee of the William Mural Trust dated 8/11/2006. As previously advised, the Trust is the owner of the above-referenced vacant lot, and my client has agreed to donate the lot to the City of Bay Village.

We are in the process of paying all delinquent and current real estate taxes and assessments for the lot, up to and including April 30, 2018. It is my understanding that the City will accept the donated lot and that you will have the Deed recorded. Please confirm when the Deed has been recorded, as we need to finalize the Trust matters.

Thank you for your attention to this matter. In the meantime, should you have any questions, please do not hesitate to contact me.

Very truly yours,

Timothy A. Boyko

TAB:pb  
Enclosure
Fiduciary's Deed
Statutory Form Ohio Revised Code Section 5302.09

KNOW ALL MEN BY THESE PRESENTS THAT SANDRA L. SIMON, Trustee of the William Mural Revocable Trust dated 8/11/2006, for Ten Dollars ($10.00) paid, grants with fiduciary covenants to City of Bay Village, Grantee, whose tax mailing address is 350 Dover Center Road, Bay Village, Ohio 44140, the following Real Property: Situated in the City of Bay Village, County of Cuyahoga, in the State of Ohio:

And known as being Sub-Lot No. 61 in the Mars Wagar Realty Co. Dover Bay Subdivision of a part of Original Dover Township Lots Nos. 88 and 89, as shown by the recorded plat in Volume 37 of Maps, Page 29 of Cuyahoga County Records, and being 87.79 feet front on the Southerly side of Oakland Road, and extending back of equal width 500 feet, as measured from the center line of said Oakland Road, as appears by said plat.

EXCEPTING therefrom premises lying within the bounds of Knickerbocker Road as shown by the dedicated plat in Volume 116 of maps Page 30 of Cuyahoga County Records.

Permanent Parcel No. 204-10-040
Property Address: Knickerbocker Road, Bay Village, Ohio

Prior Instrument Reference: 201608120389
IN ACKNOWLEDGMENT WHEREOF, the Grantor hereunto sets her hand the ______ day of April, 2018.

GRANTOR:

__________________________

STATE OF OHIO )
 ) ss.
CUYAHOGA COUNTY )

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named Sandra L. Simon, Trustee of the William Mural Revocable Trust dated 8/11/2006, who acknowledged that she did sign this Fiduciary Deed and the same is her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Independence, Ohio, the ______ day of April, 2018.

__________________________
NOTARY PUBLIC

This Instrument Prepared By:
Timothy A. Boyko, OSCR #0041486
6300 Rockside Road, Suite 303
Independence, Ohio 44131
Phone...216-453-5907