City of Bay Village

Council Minutes, Special Meeting October 8, 2018
Council Chambers 8:45 p.m.
President of Council Dwight A. Clark, presiding

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

Also Present: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Police Chief Spaetzel, Recreation Director Enovitch, Human Resource Director Demaline, Chief Building Official Vogel (SAFEbuilt), The Honorable Judge Brian Hagan, Rocky River Municipal Court, Detective Jeff Capretto of the Westshore Enforcement Bureau (WEB).

AUDIENCE

The following members of the audience signed in this evening: Bob and Vickie Sprague, Jeff Gallatin, Clare Banasiak, Denny Wendell, Tara Wendell, William Clements, John Suter, Mark Chernisky, Pat McGannon, Tom Kelly, Al Kruzer.

President of Council Clark called the meeting to order at 8:45 p.m. with roll call, and the Pledge of Allegiance led by Ward 4 Councilman Peter J. Winzig.

Motion by Tadych to dispense with the reading of the minutes of the meeting of the Special Meeting of Council held September 24, 2018, and approve the minutes as prepared and distributed.

Motion passed 6-0- and one abstention (Mr. Winzig.)

Motion by Tadych to acknowledge receipt of September 2018 City of Bay Village Financial Reports submitted by Renee Mahoney, Director of Finance. Mr. Clark commented that the City of Bay Village had another unqualified audit for 2017 and expressed accolades to the Mayor, Finance Director Mahoney, staff and administration.

Motion passed 7-0.

Mr. Tadych introduced and read, by title only, Ordinance 18-82 establishing the effective date for the Refuse Collection Fee, and declaring an emergency.

It was noted by the Mayor and Mr. Tadych that Council had, from its inception, decided that this refuse collection fee would be reviewed and discussed annually before being introduced for the next year. (The fee was established by ordinance in 2008 at $12.00 per quarter, which is where it remains today.)

Ordinance No. 18-82 was placed on first reading.
Mr. Mace introduced and read Resolution 18-83 accepting a donation of water bottle filling stations to the City of Bay Village, and declaring an emergency, and moved for adoption.

Mr. Clark expressed kudos to The Green Team of Bay Village, represented this evening by Mr. Patrick McGannon, for their continuance in adopting best practices and environmental sustainability for the residents of Bay Village.

Mr. John Suter, Parkside Drive, commented that one of the locations for the water bottle filling station is to be the Dwyer Memorial Center. He asked if this will be in the same location where the Culligan Water Station is presently located. Mr. McGannon stated that it will depend upon where the Service Department will install the pipes for the water station. Mr. Suter asked if the City will be charged with the plumbing for the water station. Director of Public Service Liskovec confirmed that the City will pay for the installation.

Mr. Tadych asked if the water station will be installed before the end of the year, Mr. McGannon stated that there are no requirements by The Green Team for the date of installation. Mayor Koomar noted that the station will most probably be installed after the work of leaf collection is completed this season.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 18-83.

Roll Call on Suspension of the Charter Rules:
- Yeas–Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig.
- Nays–None.

Roll Call on Suspension of the Council Rules:
- Yeas–Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig.
- Nays–None.

Roll Call on Inclusion of the Emergency Clause:
- Yeas–Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig.
- Nays–None.

Roll Call on Adoption:
- Yeas–Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig.
- Nays–None.

Mr. Barbour announced adoption of Resolution No. 18-83, an emergency measure, with a vote of 7-0.

Mr. Mace introduced and read Resolution No. 18-84 authorizing the Mayor to enter into an agreement with the Ohio Department of Natural Resources to accept a Coastal Management Assistance Grant, and declaring an emergency, and moved for adoption.

Mr. Clark commented that he would task the administration to keep Council informed as to the plans and protocols for the work being funded by this grant.
Special Meeting of Council  
October 8, 2018

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 18-84.

Roll Call on Suspension of the Charter Rules:
   Yeas– DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig, Clark
   Nays– None.

Roll Call on Suspension of the Council Rules:
   Yeas –DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig, Clark
   Nays –None.

Roll Call on Inclusion of the Emergency Clause:
   Yeas –DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig, Clark
   Nays –None.

Roll Call on Adoption:
   Yeas– DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig, Clark
   Nays –None.

Mr. Barbour announced adoption of Resolution No. 18-84, an emergency measure, with a vote of 7-0.

Ms. DeGeorge introduced and read Ordinance No. 18-85 authorizing the Mayor to enter into an agreement with the District Advisory Council of the Cuyahoga County General Health District to provide Public Health Services for the City of Bay Village during the calendar years 2019 and 2020, and declaring an emergency.

Mr. Clark stated that during discussion during the Committee meeting held this evening, there was sentiment expressed to have a representative of the Health District address Council at a subsequent meeting to provide more detail on the benefits provided.

Ordinance No. 18-85 was placed on first reading.

Announcements/Audience/Miscellaneous

Director of Public Service and Properties Liskovec stated that due to environmental conditions he would like to push the start of leaf collection season back one week. The City website, www.cityofbayvillage.com, will provide dates and information concerning leaf pick up.

Mr. Clark asked Mr. Liskovec the status of Phase 1 of the Bradley Park Playground Renovation Project. Mr. Liskovec stated that Recreation Director Enovitch has informed him that the order for the equipment has been placed with delivery expected by the end of this month.

Mr. Tadych announced that October 10, 2018 marks the 208th birthday of the City of Bay Village.

MISCELLANEOUS
Special Meeting of Council
October 8, 2018

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Tadych MOVED to convene to Executive Session regarding Personnel: Service Department; Labor Negotiations, Contracts: Jefferson Health.

Roll Call Vote: Yeas – Mace, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge. Nays – None.

Motion passed 7-0.

Also in attendance in Executive Session were Mayor Koomar, Law Director Barbour, Finance Director Mahoney, Service Director Liskovec, Human Resource Director Demaline.

Council reconvened in an open meeting at 9:55 p.m. Present were: Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig. Nays – None.

There being no further discussion, the meeting adjourned at 10:03 p.m.

______________________________  ___________________ _______
Dwight A. Clark, President of Council  Joan Kemper, Clerk of Council
Agenda, Bay Village City Council
Regular Meeting, Council Chambers

October 15, 2018
8:00 p.m.

Dwight A. Clark, President of Council, Presiding
Roll Call
Pledge of Allegiance led by Councilman-at-large Marty Mace

Reading of Minutes – Special Meeting of Council held October 8, 2018

ANNOUNCEMENTS

REPORTS

Mayor Koomar
Director of Law Barbour
Director of Finance Mahoney
Director of Recreation Enovitch
Director of Public Service and Properties Liskovec
Human Resources Director Demaline

Director of Community Services Selig
Police Chief Spaetzl
Fire Chief Lyons
Chief Building Official Steve Vogel

AUDIENCE

COMMUNICATIONS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE – Mr. Mace

FINANCE AND CLAIMS-Mr. Tadych

Ordinance No. 18-82 establishing the effective date for the refuse collection fee, and declaring an emergency. (Second Reading) (First Reading October 8, 2018).

Ordinance authorizing the Mayor to enter into a one year contract with the Jefferson Group to provide administrative services for the City’s Health and Hospitalization Plan, and declaring an emergency. (First Reading)

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE–Ms. Maier

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE-Mrs. Stainbrook

RECREATION AND PARK IMPROVEMENTS COMMITTEE –Mr. Winzig
October 15, 2018
Agenda
Regular Meeting of Council

SERVICES, UTILITIES & EQUIPMENT COMMITTEE -Ms. DeGeorge

Ordinance No. 18-85 authorizing the Mayor to enter into an agreement with the District Advisory Council of the Cuyahoga County General Health District to provide Public Health Services for the City of Bay Village during the calendar years 2019 and 2020, and declaring an emergency. (Second Reading) (First Reading October 8, 2018).

MISCELLANEOUS

ADJOURNMENT
October 15, 2018  
Agenda  
Regular Meeting of Council

Procedure

Section 2.14 - Effective Date  
C.O. 111.10 - Council Rules for Legislation

Roll call on suspension of Charter Rules:

Every ordinance or resolution shall be read on three different days unless two-thirds (2/3) of the total number of Council members provided for in this Charter dispense with the rules.

Roll call on suspension of Council Rules:

No ordinance or resolution shall be passed unless a written copy thereof is before the Council ... at least 24 hours before any meeting of Council at which action ... is contemplated.

Roll call on inclusion of the emergency.

All ordinances and resolutions shall become effective forty (40) days after their passage by Council unless a later effective date is set forth or an earlier date is established. Resolutions to initiate any public improvement shall become effective immediately upon their passage and approval by the Mayor.

It is required that two-thirds (2/3) of the total number of Council members provided for by this Charter vote affirmatively to enact with the emergency. This clause allows legislation to become effective immediately upon passage and approval by the Mayor.

NOTE: Regular and Special Meetings of Council are scheduled for 8:00 p.m. However, Council generally meets informally at 7:30 p.m. prior to a Regular or Special meeting, and said portion, usually held in the conference room, is open to the public.
AN ORDINANCE
ESTABLISHING THE EFFECTIVE DATE FOR THE REFUSE COLLECTION FEE, AND DECLARING AN EMERGENCY.

WHEREAS, the effective date for the refuse fee was re-established through December 31, 2018 by Ordinance 17-97 passed December 4, 2017; and

WHEREAS, it is the desire of Council and the Administration of the City of Bay Village to continue the refuse collection fee through 2019;

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

SECTION 1. That Section 2 of Ordinance 17-97 passed December 4, 2017 is hereby repealed.

SECTION 2. Section 923.01(b) is hereby amended and restated as follows:

(b) The fee established in this section shall be effective through December 31, 2019.

SECTION 3. 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 4. 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

APPROVED:

______________________________
MAYOR

100118 kek
ORDINANCE NO. 18-85
INTRODUCED BY: Ms. DeGeorge

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE
DISTRICT ADVISORY COUNCIL OF THE CUYAHOGA COUNTY GENERAL
HEALTH DISTRICT TO PROVIDE PUBLIC HEALTH SERVICES FOR THE CITY OF
BAY VILLAGE DURING THE CALENDAR YEARS 2019 AND 2020, AND
DECLARING AN EMERGENCY.

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

SECTION 1. That the Mayor is hereby authorized to enter into an agreement with the
District Advisory Council of the Cuyahoga County General Health District for providing public
health services to the City of Bay Village for and during the calendar year 2019 at a cost to the
City of Seventy Four Thousand One Hundred Eighty Six Dollars ($74,186.00) and during the
calendar year 2020 at a cost to the City of Eighty Five Thousand Two Hundred Ninety
Dollars ($85,298.00). This sum the City hereby directs the Fiscal Officer of Cuyahoga County to
place to the credit of the District Health Fund of Cuyahoga County, and the Fiscal Officer of
Cuyahoga County is hereby authorized to deduct said sums in equal semi-annual installments of
Thirty Seven Thousand Ninety Three Dollars ($37,093.00) from the regular tax settlement to be
made for said City for the year 2019 and Forty Two Thousand Six Hundred Forty Nine Dollars
($42,649.00) from the regular tax settlement to be made for said City for the year 2020.

SECTION 2. That the Clerk of Council is hereby directed to forward a certified copy
of this ordinance to the Cuyahoga County Fiscal Officer.

SECTION 3. 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 4. 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 provide for public health services effective
January 1, 2019, in order to continue an uninterrupted public health program for 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

100218 KEK
ORDINANCE NO.
INTRODUCED BY:

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO A ONE YEAR CONTRACT
WITH THE JEFFERSON GROUP TO PROVIDE ADMINISTRATIVE
SERVICES FOR THE CITY’S HEALTH AND HOSPITALIZATION PLAN,
AND DECLARING AN EMERGENCY.

WHEREAS, the current agreement between the City of Bay Village and Jefferson Health Plan to provide services as a third party administrator for the City’s self-funded health and hospitalization plan expires December 31, 2018;

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

SECTION 1. The City of Bay Village hereby agrees to enter into a one year contract with The Jefferson Group and agrees to pay premiums monthly for aggregate stop-loss insurance to be provided by The Jefferson Group.

SECTION 2. The City of Bay Village agrees to pay an administrative charge to The Jefferson Group per covered employee per month.

SECTION 3. The Jefferson Group shall provide specific stop-loss coverage in the amount of $75,000.00 for each person covered by the City’s health insurance plan.

SECTION 4. 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 5. 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 continue to provide for medical and hospitalization coverage for City employees in conformance with labor agreements, 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

101118 kek