Agenda, Bay Village City Council
Regular Meeting, Council Chambers

October 21, 2019
8:00 p.m.

Dwight A. Clark, President of Council, Presiding
Roll Call
Pledge of Allegiance led by Peter J. Winzig, Councilman, Ward 4.

Reading of Minutes – Special Meeting of Council held October 7, 2019
Cahoon Memorial Park Trustees Meeting held October 7, 2019

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 Spaetzel
Fire Chief Lyons
Director of Building Tuck-Macalla

AUDIENCE

COMMUNICATIONS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE –Mr. Mace

Ordinance No. 19-88 authorizing the Mayor to enter into an agreement with the United States Department of Agriculture to provide Wildlife Services, and declaring an emergency. (Second Reading and Consideration for Adoption) (First Reading October 7, 2019).

Resolution amending Resolution No. 19-23 approving use by Michael and Susan Novak of Submerged Lands of Lake Erie for shoreline improvements, and declaring an emergency.

FINANCE AND CLAIMS-Mr. Tadych

Ordinance 19-85 authorizing the Mayor to enter into an agreement with Bailey Communications for network support, and declaring an emergency. (Second Reading 10-7-19) (First Reading 9-23-19).
October 21, 2019
Agenda
Regular Meeting of Council

Ordinance No. 19-90 establishing the effective date for the Refuse Collection Fee, and declaring an emergency. (Second Reading and Consideration for Adoption) (First Reading 10-7-19).

Ordinance amending Section 2 of Ordinance 18-20 regarding rates of compensation for the officers and employees of the General Administration Department and those employees of the City not covered by separate labor contract for the Calendar Year 2019 and thereafter, and declaring an emergency. (First Reading).

Ordinance to make appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year 2019, as previously appropriated in the Annual Appropriations Nos. 18-95, 19-07, 19-13, 19-27, 19-41, 19-59, 19-76, and 19-91, and declaring an emergency.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE-Ms. Maier

Resolution amending Resolution 19-92 authorizing the filing of a Transportation for Livable Communities Initiative (TLCI) Implementation Grant Application with NOACA, and declaring an emergency.

Ordinance amending a portion of Chapter 1365 of the Codified Ordinances of the City of Bay Village relating to short term rentals, and declaring an emergency. (First Reading).

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

RECREATION AND PARK IMPROVEMENTS COMMITTEE –Mr. Winzig

Resolution supporting the establishment of the Lake Erie Water Trail as a Designated Water Trail by the Ohio Department of Natural Resources.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE –Ms. DeGeorge

MISCELLANEOUS

ADJOURNMENT
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.
CITY OF BAY VILLAGE

Council Minutes, Regular Meeting
Council Chambers 9:05 p.m.

Dwight A. Clark, President of Council, 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 Lieutenant Palmer, Recreation Director Enovitch, Community Services Director Selig, Human Resource Director Demaline, Building Director Tuck-Macalla.

AUDIENCE

The audience consisted solely of the department directors listed above.

Mr. Clark called the Regular Meeting of Council to order at 9:05 p.m. in the Council Chambers of Bay Village City Hall, with the Pledge of Allegiance led by Councilwoman Sara Byrnes Maier, Ward 3

Mr. Clark called for a reading of the minutes of the Special Meeting of Council held September 23, 2019. Mr. Tadych MOVED to dispense with the reading and accept the minutes of the Special Meeting of Council held September 23, 2019, as prepared and distributed.

Motion carried 7-0

Mr. Clark called for a reading of the minutes of the Cahoon Memorial Park Trustees meeting held September 23, 2019. Mr. Tadych MOVED to dispense with the reading and accept the minutes of the meeting of the Cahoon Memorial Park Trustees held September 23, 2019, as prepared and distributed.

Motion carried 8-0

REPORTS

Law Director Barbour had no report this evening.

Finance Director Mahoney had no report this evening.

Recreation Director Enovitch reported that the Family Aquatic Center sold 2,418 memberships this year, with total admittance of 40,487 in 75 days of operation. The busiest day this season was June 26, 2019 with 1,549 individuals in attendance. Friday is the busiest day of the week with an average of 620 swimmers, and the biggest month this season was July with 18,484 attendees. The pool concession stand sold 4,135 Airheads this year, and 6,076 pretzels.
Mr. Clark asked about the sale of beverages. Mr. Enovitch stated that the trend is to stay with water and not carbonated beverages, and offer alternates to those carbonated beverages.

Director Enovitch reported further that the Service Department aerated and split-seeded Field No. 11 in Cahoon Memorial Park. They also top-dressed the field with sand and humus mix. They will fertilize and irrigate the field throughout the month of October. This is the beginning of a long term plan Service Director Liskovec and Recreation Director Enovitch are putting together, along with the schools and the soccer club.

Mayor Koomar noted that the dimensions of the fields are changed every year based on the age of the youth in programs.

Mr. Tadych stated that the budgeted amount for revenue for the pool was $50,000 and the actual receipts totaled $54,000.

**Director of Public Service and Properties Liskovec** reported that the crosswalk projects on Lake Road are moving along with completion anticipated in the next couple of weeks. The contractor is performing the base work at Reese Park, which was prepped for them by the Service Department. Paving is anticipated by Wednesday of this week, weather permitting. All of the trees for the landscaping at the Queenswood Bridge site arrived today and sidewalks will be completed this week. Forty-four trees will be planted. Opening date for the Queenswood Bridge will be within the next two weeks.

Mr. Clark recognized the Service Department and the administration on the completion of three major bridge projects in the City this year, essentially on time.

**Human Resource Director Demaline** stated that she is pleased to inform the Council that the City received a $102,000 rebate from the Bureau of Workers’ Compensation as part of the Bureau’s Billion Dollar Back Rebate Program. Going into 2020, the Bureau of Workers’ Compensation will be reducing public employers’ premiums by ten percent. The rebate will be returned to the City’s Workers’ Compensation fund.

**Director of Community Services Selig** reported that Bradley Bay has offered space to the Tuesday Night Bridge Club in their renovated lobby area, on an ongoing basis. The facility is open all hours, has no steps, and is fully staffed.

Ms. Selig introduced Council to the Kindness campaign introduced by the Dwyer Memorial Center staff. Posters have been hung, and hopefully will be seen throughout the City, with pull off tabs suggesting opportunities to extend kind acts to others. The campaign and posters were created by the Community Services Department in response to the shootings that happened in El Paso, Texas and Dayton, Ohio. Chip Gaines of HGTV fame, has encouraged this type of project which Ms. Selig embraced for Bay Village.

**Police Lieutenant Palmer**, in attendance on behalf of Police Chief Spaetzel, had no report this evening. Mr. Clark expressed appreciation to Lieutenant Palmer and the Bay Village Police
Department, as well as those police officers from surrounding communities and the Ohio Highway Patrol, who responded to the call for assistance on Saturday, October 5 due to a very large event held on private property in Bay Village.

**Director of Building Tuck-Macalla** reported that an Architectural Board of Review meeting will be held this Wednesday, October 9 at 7:30 p.m., with agenda items including the Fire Department Rescue Boat Storage Building, Cahoon Memorial Park Restroom Improvements, and the new Bay Village Branch of the Cuyahoga County Library.

**Mayor Paul Koomar** stated that he met with Mike Dever, head of Public Works of the county today. They are working on a lakefront public access plan, which is a series of trails along the lakefront in downtown Cleveland, and further expansion of the Greenway Initiative. Bay Village will be sending a letter of support for the project which could include some great synergies for Bay Village.

The Mayor advised that Liberty Development submitted updated plans to the Building Department on October 3 for their project at the former Shell Gasoline Station site on Wolf Road. They had originally been looking at twelve to thirteen units, but have come back with an updated plan of eleven units, due to some of the remediation of the property which affected the original plans. Interested buyers have also requested larger units. The five units originally planned along Wolf Road have been scaled back to four units, from the original size of 1800 square foot to the now planned 2400 square feet per unit. There will be a dedicated entrance onto Wolf Road. The Mayor commented that this will blend into the City much better, and he does not believe they will even need a height variance. The larger units will even be able to accommodate elevators. Liberty Development will present to the Planning Commission on October 16, 2019.

**ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE –Mr. Mace**

**Mr. Mace** introduced and read **Ordinance No. 19-88** authorizing the Mayor to enter into an agreement with the United States Department of Agriculture to provide Wildlife Services, and declaring an emergency.

Mr. Barbour announced that Ordinance No. 19-88 is placed on first reading.

**Mr. Mace** introduced and read **Ordinance No. 19-89** authorizing a contract with Bartlett Tree Experts for the Cuyahoga County Healthy Urban Tree Canopy Grant, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of **Ordinance No. 19-89**.

Roll Call on Suspension of the Charter Rules:
Yeas- Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, Winzig.
Nays- None.
Minutes of Regular Meeting
Bay Village City Council
October 7, 2019

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

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

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

Mr. Barbour announced adoption of Ordinance No. 19-89, an emergency measure, by a vote of 7-0.

FINANCE AND CLAIMS-Mr. Tadych

Mr. Tadych read, by title only, Ordinance 19-85, as amended, authorizing the Mayor to enter into an agreement with Bailey Communications for network support, and declaring an emergency. (Second Reading) (First Reading 9-23-19)

Mr. Barbour announced that Ordinance No. 19-85, as amended, is placed on second reading.

Mr. Tadych introduced and read, by title only, Ordinance No. 19-90 establishing the effective date for the Refuse Collection Fee, and declaring an emergency. The ordinance extends the expiration date from December 31, 2019 to one year additional, to December 31, 2020.

Mr. Barbour announced that Ordinance No. 19-90 is placed on first reading.

Motion by Tadych to acknowledge receipt of the September 2019 Financial Reports of the City of Bay Village as prepared by Finance Director Renee Mahoney.

Motion carried 7-0.

Mr. Tadych introduced and read, by title only, Ordinance No. 19-91 to make appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year 2019, as previously appropriated in the Annual Appropriations Nos. 18-95, 19-07, 19-13, 19-27, 19-41, 19-59, and 19-76, and declaring an emergency, and moved for adoption. The ordinance includes appropriations for the Rosehill Museum Slope Stabilization Project, the County Urban Tree Grant, and the Aquatic Center Lighting Grant.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 19-91.

Roll Call on Suspension of the Charter Rules:
   Yeas- DeGeorge, Maier, Stainbrook, Tadych, Winzig, Clark.
   Nays- None.
Minutes of Regular Meeting
Bay Village City Council
October 7, 2019

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 Ordinance No. 19-91, an emergency measure, by a vote of 7-0.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE-Ms. Maier

Ms. Maier introduced and read Resolution No. 19-92 authorizing the filing of a Transportation for Livable Communities Initiative (TLCI) Implementation Grant Application with NOACA, and declaring an emergency, and moved for adoption.

Mr. Mace asked if matching funds from the City are required for this grant. Mayor Koomar stated that there are no matching funds required.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 19-92.

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

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

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

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

Mr. Barbour announced adoption of Resolution No. 19-92, an emergency measure, by a vote of 7-0.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE-Mrs. Stainbrook
Mrs. Stainbrook introduced and read Ordinance No. 19-93 authorizing a contract with Schirmer Construction Company for the Rosehill Museum Slope Stabilization Project, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 19-93.

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

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

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

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

Mr. Barbour announced adoption of Ordinance No. 19-93, an emergency measure, by a vote of 7-0.

Mrs. Stainbrook introduced and read Ordinance No. 19-94 authorizing the Mayor to enter into an agreement with Silco Fire & Security for installations of Fire Alarm Systems at Huntington and Longbeach Pump Stations, and declaring an emergency, and moved for adoption.

Mrs. Stainbrook noted that the contract includes a thirty to sixty day project completion after execution of contract.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 19-94.

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

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

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

Roll Call on Adoption:
Yeas– Stainbrook, Tadych, Winzig, Clark, DeGeorge, Mace, Maier.
Nays –None.
Mr. Barbour announced adoption of Ordinance No. 19-94, an emergency measure, by a vote of 7-0.

**Mrs. Stainbrook** introduced and read **Ordinance No. 19-95** authorizing the Mayor to enter into an agreement with American Roadway Logistics, Inc. for the Pavement Marking and Striping Program, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of **Ordinance No. 19-95**.

- Roll Call on Suspension of the Charter Rules:
  - Yeas: Tadych, Winzig, Clark, DeGeorge, Mace, Maier, Stainbrook.
  - Nays: None.
- Roll Call on Suspension of the Council Rules:
  - Yeas: Tadych, Winzig, Clark, DeGeorge, Mace, Maier, Stainbrook.
  - Nays: None.
- Roll Call on Inclusion of the Emergency Clause:
  - Yeas: Tadych, Winzig, Clark, DeGeorge, Mace, Maier, Stainbrook.
  - Nays: None.
- Roll Call on Adoption:
  - Yeas: Tadych, Winzig, Clark, DeGeorge, Mace, Maier, Stainbrook.
  - Nays: None.

Mr. Barbour announced adoption of Ordinance No. 19-95, an emergency measure, by a vote of 7-0.

**RECREATION AND PARK IMPROVEMENTS COMMITTEE** – Mr. Winzig advised that he will defer on the motion to designate the Columbia Road Park as a location for the Metroparks Water Trail, awaiting a required resolution of Council for this designation which will be presented at the October 21 meeting of Council.

**SERVICES, UTILITIES & EQUIPMENT COMMITTEE** – Ms. DeGeorge

Ms. DeGeorge had no further report this evening.

**MISCELLANEOUS**

Mr. Clark advised that there will not be a Council meeting on Monday, October 14. The Architectural Board of Review will meet at 7:30 p.m. this Wednesday, October 9. Agenda items include review of the new Bay Village Branch of the Cuyahoga County Library. The Planning Commission will meet on October 16 at 7:30 p.m. with review of new Liberty Development plans. The Council meeting scheduled for Monday, October 21, 2019 will be preceded by a Planning, Zoning, Public Buildings and Grounds Committee meeting at 6:30 p.m. The Finance Committee will meet at 6 p.m. on Monday, October 28.
In compliance with Section 121.22 of the Ohio Revised Code, Mr. Tadych MOVED to convene to Executive Session at 9:35 p.m. regarding Personnel – Compensation; and Purchase or Sale of Property.

Roll Call Vote:

Yeas - Winzig, Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych.
Nays – None.

Motion carried 7-0.

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

Council reconvened in an open meeting at 9:55 p.m. Present were: Clark, DeGeorge, Mace, Maier, Stainbrook, Tadych, and Winzig.

ADJOURNMENT

There being no further discussion or matters to come before the Council this evening, the meeting adjourned at 9:57 p.m.
President of Council Clark called the meeting called to order in the conference room of Bay Village City Hall at 8:57 p.m.

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 Lieutenant Palmer, Recreation Director Enovitch, Human Resource Director Demaline, Community Services Director Selig, Building Director Tuck-Macalla.

AUDIENCE

The following residents signed in this evening: Clare Banasiak, Denny Wendell, Charles Bartell.

CAHOON MEMORIAL PARK TRUSTEES

Motion by Mr. Winzig to grant permission to the Bay Village Kiwanis Club to hold their annual Christmas tree sale from November 23 to December 16, 2019.

Motion carried 8-0.

Motion by Mr. Winzig to approve the Rosehill Museum Slope Stabilization Project contract with Schirmer Construction Company, LLC.

Motion carried 8-0.

There being no further business to be brought before the Trustees this evening, the meeting adjourned at 9:00 p.m.

_________________   _________________________
Dwight A. Clark, President of Council   Joan Kemper, Clerk of Council
AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE TO PROVIDE
WILDLIFE SERVICES, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Bay Village, in order to reduce health and safety risks and
property damage associated with white-tailed deer populations, adopted a White-Tailed Deer
Management Plan; and

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

SECTION 1. That the Mayor is hereby authorized to enter into a Cooperative Service
Agreement with the U.S. Department of Agriculture Animal and Plant Health Inspection Service
(APHIS) Wildlife Services (WS) to assist with meeting the objectives of the City's White-Tailed
Deer Management Plan.

SECTION 2. The total cost of services and equipment provided under the agreement
is not to exceed $24,842.00.

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 OF COUNCIL

APPROVED:

___________________________
MAYOR

09.30.19 jt
RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
AMENDING RESOLUTION 19-23 APPROVING USE BY MICHAEL AND SUSAN NOVAK OF SUBMERGED LANDS OF LAKE ERIE FOR SHORELINE IMPROVEMENTS, AND DECLARING AN EMERGENCY.

WHEREAS, on March 4, 2019, this Council passed resolution 19-23 approving use by Michael and Susan Novak, 26108 Lake Road, Bay Village, Ohio 44140 of submerged lands to construct the proposed structure as described in Submerged Land Lease Application, SUB-2497-CU; and

WHEREAS, the scope and design of the Novak project has changed and the Ohio Department of Natural Resources requires new or modified legislation approving said use of submerged lands; and

WHEREAS, said improvements will take place in submerged lands of Lake Erie, which is under the jurisdiction of the State of Ohio and Cuyahoga County, Ohio; and

WHEREAS, it is determined by the Council of the City of Bay Village, Ohio, pursuant to ORC §1506.11(B) that the City of Bay Village has no need for said designated parcel of submerged lands for any planned use such as ports or docks, nor any other contemplated use for such submerged lands; and further has no objection to said use and does hereby approve said use of the submerged lands for the purpose herein stated;

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

SECTION 1. That Michael and Susan Novak be permitted to proceed with such construction as requested on said submerged lands, subject to any other necessary approvals, and pursuant to a lease to be executed for and in consideration as will be hereinafter determined by the State of Ohio.

SECTION 2. The Council of the City of Bay Village through its action on the submerged land lease resolution, has considered only the needs of the City for the future use of the land and water involved in the request and has not reviewed the impact of said lease on the landowners which adjoin or abut the property involved in the lease application. This impact should be expressed to the Ohio Department of Natural Resources or through the public hearing process held by that office on the submerged land lease application.

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 reasons stated in the preamble hereof, 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

10.17.19 jt
AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH BAILEY COMMUNICATIONS FOR NETWORK SUPPORT,
AND DECLARING AN EMERGENCY.

WHEREAS, Bailey Communications has provided network support for the City’s data network under a three-year contract which expires December 31, 2019, as authorized by Ordinance 16-88 passed December 12, 2016; and

WHEREAS, through 2020 the Finance Department is embarking on the implementation of a new Finance System in which additional IT services may be needed. It will be important to the success of that project to have a provider that knows our current system as well as Bailey does;

NOW, THEREFORE, 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 Bailey Communications, 33360 Liberty Parkway, North Ridgeville, Ohio, 44039, for Information Technology Services. Total cost for a three year proposal for full service on-site maintenance commencing January 1, 2020 and ending December 31, 2022 is One Hundred Five Thousand Dollars ($105,000.00). The increase in total cost from the 2016-2019 contract will allow on-site IT service for an additional two days per month through 2020 to assist with the implementation of the new Financial System.

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 for the further reason that it is immediately necessary for the efficient operation of 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
Ordinance – Bailey Communication Contract 2020 – 2022

APPROVED:

______________________________
MAYOR

05.24.19 jm
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, 2019 by Ordinance 18-82 passed October 29, 2018; and

WHEREAS, it is the desire of Council and the Administration of the City of Bay Village to continue the refuse collection fee through 2020;

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

SECTION 1. That Section 2 of Ordinance 18-82 passed October 29, 2018 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, 2020.

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

09.20.19 jt
AN ORDINANCE
AMENDING SECTION 2 OF ORDINANCE 18-20 REGARDING RATES OF
COMPENSATION FOR THE OFFICERS
AND EMPLOYEES OF THE GENERAL ADMINISTRATION DEPARTMENT AND
THOSE EMPLOYEES OF THE
CITY NOT COVERED BY SEPARATE LABOR CONTRACT FOR THE CALENDAR
YEAR 2019 AND THEREAFTER,
AND DECLARING AN EMERGENCY.

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

SECTION 1. That compensation to be paid to the NON-EXEMPT categorized officers and
employees of the GENERAL ADMINISTRATION DEPARTMENT and those employees not
covered by separate labor contract shall be:

<table>
<thead>
<tr>
<th>PAYGRADE</th>
<th>MINIMUM</th>
<th>MIDPOINT</th>
<th>MAXIMUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>7</td>
<td>$55,771 (26.8130)</td>
<td>$66,930 (32.1779)</td>
<td>$80,319 ($38.6149)</td>
</tr>
<tr>
<td></td>
<td>$51,880 (24.9423)</td>
<td>$62,260 (29.9327)</td>
<td>$74,715 (35.9207)</td>
</tr>
<tr>
<td>6</td>
<td>46,478 (22.3451)</td>
<td>55,771 (26.8130)</td>
<td>66,930 (32.1779)</td>
</tr>
<tr>
<td></td>
<td>43,235 (20.7861)</td>
<td>51,880 (24.9423)</td>
<td>62,260 (29.9327)</td>
</tr>
<tr>
<td>5</td>
<td>38,732 (18.6212)</td>
<td>46,478 (22.3452)</td>
<td>55,771 (26.8130)</td>
</tr>
<tr>
<td></td>
<td>36,030 (17.3221)</td>
<td>43,235 (20.7861)</td>
<td>51,880 (24.9423)</td>
</tr>
<tr>
<td>4</td>
<td>32,277 (15.5178)</td>
<td>38,732 (18.6212)</td>
<td>46,478 (22.3452)</td>
</tr>
<tr>
<td></td>
<td>30,025 (14.4350)</td>
<td>36,030 (17.3221)</td>
<td>43,235 (20.7861)</td>
</tr>
<tr>
<td>3</td>
<td>26,897 (12.9313)</td>
<td>32,277 (15.5178)</td>
<td>38,732 (18.6212)</td>
</tr>
<tr>
<td></td>
<td>25,020 (12.0288)</td>
<td>30,025 (14.4350)</td>
<td>36,030 (17.3221)</td>
</tr>
<tr>
<td>2</td>
<td>22,414 (10.7760)</td>
<td>26,897 (12.9313)</td>
<td>32,277 (15.5178)</td>
</tr>
<tr>
<td></td>
<td>20,850 (10.0240)</td>
<td>25,020 (12.0288)</td>
<td>30,025 (14.4350)</td>
</tr>
<tr>
<td>1</td>
<td>(minimum wage)</td>
<td>22,414 (10.7760)</td>
<td>26,897 (12.9313)</td>
</tr>
<tr>
<td></td>
<td>(minimum wage)</td>
<td>20,850 (10.0240)</td>
<td>25,020 (12.0288)</td>
</tr>
</tbody>
</table>

Non-exempt employees hired in one of the following employment categories shall be positioned
in one of the above paygrade levels, as determined by the Department Director and the Human
Resource Director, and will be subject to the above wage/salary structure:
• Full-time – employees scheduled to work 37.5 to 40 hours per week.
• Statutory Full-time – employees scheduled to work more than 29 hours but less than 40 hours per week.
• Regular Part-time – employees scheduled to work a set number of hours per week not to exceed 29 hours per week.
• Intermittent Part-time – employees scheduled to work sporadic hours during a week not to exceed 29 hours per week.
• Seasonal – employees scheduled to work any number of hours per week for a specified period not to exceed six (6) consecutive months per year.

If an employee’s rate of pay at the time of assignment to a job classification exceeds the maximum of the paygrade range for that job classification, the employee’s rate of pay, at the Administration’s discretion, may be retained. However, the employee will not receive or be eligible for a rate change until the employee vacates that classification or the salary structure maximum is revised and exceeds the employee’s rate of pay.

If an employee’s rate of pay at the time of assignment to a job classification is below the minimum of the paygrade range for that job classification, the employee’s rate of pay, at the Administration’s discretion, may be adjusted between the minimum and the midpoint of the paygrade range at the time of assignment or receive six (6) month incremental increases until the employee’s rate of pay is within the paygrade range.

**NON-EXEMPT EMPLOYEE JOB CLASSIFICATION PAYGRADES**

<table>
<thead>
<tr>
<th>JOB CLASSIFICATION</th>
<th>PAYGRADE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Deputy Police Officer</td>
<td>7</td>
</tr>
<tr>
<td>School Resource Officer</td>
<td>7</td>
</tr>
<tr>
<td>Administrative Assistant (Mayor’s Office)</td>
<td>6</td>
</tr>
<tr>
<td>Assistant to Director</td>
<td>6</td>
</tr>
<tr>
<td>Administrative Assistant</td>
<td>4</td>
</tr>
<tr>
<td>Office Coordinator</td>
<td>4</td>
</tr>
<tr>
<td>Police Dispatcher</td>
<td>4</td>
</tr>
<tr>
<td>Jailer</td>
<td>3</td>
</tr>
<tr>
<td>Receptionist/Clerk</td>
<td>3</td>
</tr>
<tr>
<td>Part-time</td>
<td>2</td>
</tr>
<tr>
<td>School Guard</td>
<td>2</td>
</tr>
<tr>
<td>Seasonal “A”</td>
<td>2</td>
</tr>
<tr>
<td>Senior Van Driver</td>
<td>2</td>
</tr>
<tr>
<td>Seasonal “B”</td>
<td>1</td>
</tr>
</tbody>
</table>

**SECTION 2.** That compensation to be paid to the EXEMPT categorized officers and employees of the GENERAL ADMINISTRATION DEPARTMENT and those employees not covered by separate labor contract shall be:
## Exempt Employee Salary Structure

<table>
<thead>
<tr>
<th>PAYGRADE</th>
<th>MINIMUM</th>
<th>MIDPOINT</th>
<th>MAXIMUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>8</td>
<td>$92,450 (44.4471)</td>
<td>$110,940 (53.3365)</td>
<td>$133,128 (64.0039)</td>
</tr>
<tr>
<td></td>
<td>$86,000 (41.3462)</td>
<td>$103,200 (49.6154)</td>
<td>$123,840 (59.5385)</td>
</tr>
<tr>
<td>7</td>
<td>77,045 (37.0409)</td>
<td>92,450 (44.4471)</td>
<td>110,940 (53.3365)</td>
</tr>
<tr>
<td></td>
<td>71,670 (34.4572)</td>
<td>86,000 (41.3462)</td>
<td>103,200 (49.6154)</td>
</tr>
<tr>
<td>6</td>
<td>64,204 (30.8673)</td>
<td>77,045 (37.0409)</td>
<td>92,450 (44.4471)</td>
</tr>
<tr>
<td></td>
<td>59,725 (28.7139)</td>
<td>71,670 (34.4572)</td>
<td>86,000 (41.3462)</td>
</tr>
<tr>
<td>5</td>
<td>53,503 (25.7226)</td>
<td>64,204 (30.8673)</td>
<td>77,045 (37.0409)</td>
</tr>
<tr>
<td></td>
<td>49,770 (23.9279)</td>
<td>59,725 (28.7139)</td>
<td>71,670 (34.4572)</td>
</tr>
<tr>
<td>4</td>
<td>44,586 (21.4356)</td>
<td>53,503 (25.7226)</td>
<td>64,204 (30.8673)</td>
</tr>
<tr>
<td></td>
<td>41,475 (19.9399)</td>
<td>49,770 (23.9279)</td>
<td>59,725 (28.7139)</td>
</tr>
<tr>
<td>3</td>
<td>37,152 (17.8615)</td>
<td>44,586 (21.4356)</td>
<td>53,503 (25.7226)</td>
</tr>
<tr>
<td></td>
<td>34,560 (16.6154)</td>
<td>41,475 (19.9399)</td>
<td>49,770 (23.9279)</td>
</tr>
<tr>
<td>2</td>
<td>30,960 (14.8846)</td>
<td>37,152 (17.8615)</td>
<td>44,586 (21.4356)</td>
</tr>
<tr>
<td></td>
<td>28,800 (13.8462)</td>
<td>34,560 (16.6154)</td>
<td>41,475 (19.9399)</td>
</tr>
<tr>
<td>1</td>
<td>25,800 (12.4039)</td>
<td>30,960 (14.8846)</td>
<td>37,152 (17.8615)</td>
</tr>
<tr>
<td></td>
<td>24,000 (11.5385)</td>
<td>28,800 (13.8462)</td>
<td>34,560 (16.6154)</td>
</tr>
</tbody>
</table>

Exempt employees hired in one of the following employment categories shall be positioned in one of the above paygrade levels, as determined by the Department Director, Human Resource Director and/or the Mayor, and will be subject to the above salary structure:

- **Full-time** – employees scheduled to work 40 hours per week.
- **Statutory Full-time** – employees scheduled to work more than 29 but less than 40 hours per week.
- **Regular Part-time** – employees scheduled to work a set number of hours per week not to exceed 29 hours per week.
- **Intermittent Part-time** – employees scheduled to work sporadic hours during a week not to exceed 29 hours per week.

If an employee’s rate of pay at the time of assignment to a job classification exceeds the maximum of the paygrade range for that job classification, the employee’s rate of pay, at the Administration’s discretion, may be retained. However, the employee will not receive or be eligible for a rate change until the employee vacates that job classification or the salary structure maximum is revised and exceeds the employee’s rate of pay.

If an employee’s rate of pay at the time of assignment to a classification is below the minimum of the paygrade range for that job classification, the employee’s rate of pay may be adjusted between
the minimum and midpoint of the paygrade range at the time of assignment or receive six (6) month incremental increases until the employee’s rate of pay is within the paygrade range.

**EXEMPT EMPLOYEE JOB CLASSIFICATION PAYGRADES**

<table>
<thead>
<tr>
<th>JOB CLASSIFICATION</th>
<th>PAYGRADE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chief of Police</td>
<td>8</td>
</tr>
<tr>
<td>Fire Chief</td>
<td>8</td>
</tr>
<tr>
<td>Building Director</td>
<td>7</td>
</tr>
<tr>
<td>Director of Public Services &amp; Properties</td>
<td>7</td>
</tr>
<tr>
<td>Finance Director</td>
<td>7</td>
</tr>
<tr>
<td>Director of Community Services</td>
<td>6</td>
</tr>
<tr>
<td>Director of Recreation</td>
<td>6</td>
</tr>
<tr>
<td>Human Resources Director</td>
<td>6</td>
</tr>
<tr>
<td>Infrastructure Manager</td>
<td>6</td>
</tr>
<tr>
<td>Projects Coordinator</td>
<td>6</td>
</tr>
<tr>
<td>Project Manager</td>
<td>6</td>
</tr>
<tr>
<td>Public Works Supervisor</td>
<td>6</td>
</tr>
<tr>
<td>Public Works Supervisor of Operations</td>
<td>6</td>
</tr>
<tr>
<td>Sewer Maintenance Supervisor</td>
<td>6</td>
</tr>
<tr>
<td>Assistant Director of Recreation</td>
<td>5</td>
</tr>
<tr>
<td>Clerk of Council</td>
<td>5</td>
</tr>
<tr>
<td>Finance Assistant</td>
<td>5</td>
</tr>
<tr>
<td>Property Maintenance Inspector</td>
<td>5</td>
</tr>
<tr>
<td>Administrative Project Leader</td>
<td>4</td>
</tr>
<tr>
<td>Assistant Director of Community Services</td>
<td>4</td>
</tr>
</tbody>
</table>

The individual who may serve pro-temp as Secretary to Council or as Secretary to Planning Commission, Board of Zoning Appeals, Recreation Commission, Civil Service Commission, Architectural Board of Review, Tree Commission or Charter Review Committee shall be paid fifty dollars ($50.00) for the first two hours of attendance and his or her hourly rate thereafter per regular or special meeting attended in lieu of wages."

and present Section 1 of Ordinance 17-74 is hereby repealed.

**SECTION 3.** The individual who serves as Safety Director shall be compensated at an annualized amount of $5,000.00.

**SECTION 4.** The Administration and Council will meet bi-annually to review the salary and wage administration.

**SECTION 5.** That it is found and determined that all formal actions concerning and relating to the adoption of this ordinance were adopted in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 6.** 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 necessary to provide for compensation in conformance with agreements reached during labor negotiations and to secure adequate personnel for the City’s needs, 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

10-9-19 JD
To make appropriations for the current and other expenditures of the City of Bay Village for the fiscal year 2019, as previously appropriated in the annual appropriations 18-95, 19-07, 13, 27, 41, 59, 76 and 19-91.

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, 2019, 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 incorporated herein:

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>General Fund - 100</th>
<th>Special Revenue Fund Group - 200</th>
<th>Debt Service Fund Group - 300</th>
</tr>
</thead>
<tbody>
<tr>
<td>100</td>
<td>Total General Fund</td>
<td>$8,065,799</td>
<td>$3,788,239</td>
<td>$65,700</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$901,426</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$12,821,164</td>
</tr>
<tr>
<td>210</td>
<td>Emergency Paramedic</td>
<td>$1,200,785</td>
<td>$92,575</td>
<td>$12,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$272,808</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$1,578,168</td>
</tr>
<tr>
<td>230</td>
<td>Parks and Recreation</td>
<td>625,440</td>
<td>307,400</td>
<td>15,500</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>948,340</td>
</tr>
<tr>
<td>231</td>
<td>Community Gym Capital Improvement</td>
<td>-</td>
<td></td>
<td>15,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>15,000</td>
</tr>
<tr>
<td>232</td>
<td>Youth Activities</td>
<td>-</td>
<td></td>
<td>-</td>
</tr>
<tr>
<td>234</td>
<td>Play in Bay</td>
<td>-</td>
<td></td>
<td>76,550</td>
</tr>
<tr>
<td>235</td>
<td>Bay Family Services</td>
<td>-</td>
<td>76,550</td>
<td>-</td>
</tr>
<tr>
<td>236</td>
<td>Community Diversion</td>
<td>-</td>
<td>11,800</td>
<td>-</td>
</tr>
<tr>
<td>238</td>
<td>Tennis Court Maintenance</td>
<td>-</td>
<td>7,500</td>
<td>-</td>
</tr>
<tr>
<td>240</td>
<td>Equipment Replacement</td>
<td>-</td>
<td>62,000</td>
<td>-</td>
</tr>
<tr>
<td>245</td>
<td>Private Property Maintenance</td>
<td>34,234</td>
<td>32,500</td>
<td>-</td>
</tr>
<tr>
<td>250</td>
<td>State Highway</td>
<td>-</td>
<td>95,000</td>
<td>-</td>
</tr>
<tr>
<td>270</td>
<td>Street Construction</td>
<td>648,570</td>
<td>333,000</td>
<td>400,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>1,381,570</td>
</tr>
<tr>
<td>280</td>
<td>Police Pension</td>
<td>385,000</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>281</td>
<td>Fire Pension</td>
<td>532,400</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>282</td>
<td>Accrued Benefits</td>
<td>140,000</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>284</td>
<td>Endowment Trust</td>
<td>-</td>
<td>20,605</td>
<td>-</td>
</tr>
<tr>
<td>290</td>
<td>Senior Programs</td>
<td>-</td>
<td>49,500</td>
<td>-</td>
</tr>
<tr>
<td>292</td>
<td>Law Enforcement</td>
<td>-</td>
<td>14,000</td>
<td>-</td>
</tr>
<tr>
<td>293</td>
<td>Drug Fine/Bail Forfeiture</td>
<td>-</td>
<td>5,000</td>
<td>-</td>
</tr>
<tr>
<td>294</td>
<td>Alcohol Intervention</td>
<td>-</td>
<td>7,000</td>
<td>-</td>
</tr>
<tr>
<td>295</td>
<td>DARE</td>
<td>-</td>
<td>564</td>
<td>-</td>
</tr>
<tr>
<td>297</td>
<td>Federal Equitable Sharing</td>
<td>-</td>
<td>30,000</td>
<td>-</td>
</tr>
<tr>
<td>299</td>
<td>Grant Funds</td>
<td>-</td>
<td>8,000</td>
<td>12,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>20,000</td>
</tr>
<tr>
<td></td>
<td>200 Total Special Revenue Funds</td>
<td>$3,566,429</td>
<td>$1,090,994</td>
<td>$504,500</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$284,808</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$5,446,731</td>
</tr>
<tr>
<td>300</td>
<td>General Bond Retirement</td>
<td>-</td>
<td>$4,868,477</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$4,868,477</td>
</tr>
</tbody>
</table>
### Capital Project Fund Group - 400

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>Personal</th>
<th>Service</th>
<th>Other</th>
<th>Capital Improvement</th>
<th>Transfers/Advances</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>400</td>
<td>General Capital Improvement</td>
<td>$115,630</td>
<td>$6,183,033</td>
<td></td>
<td>$6,298,663</td>
<td></td>
<td></td>
</tr>
<tr>
<td>480</td>
<td>Walker Road Park</td>
<td>-</td>
<td>220</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>490</td>
<td>Public Improvement</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>494</td>
<td>Infrastructure Improvements</td>
<td>-</td>
<td></td>
<td></td>
<td>12,413</td>
<td></td>
<td>115,813</td>
</tr>
<tr>
<td>495</td>
<td>Municipal Building Improvements</td>
<td>-</td>
<td></td>
<td></td>
<td>153,438</td>
<td></td>
<td>153,438</td>
</tr>
<tr>
<td>496</td>
<td>Public Building Roof Improvements</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>400</td>
<td>Total Capital Project Fund Group</td>
<td>-</td>
<td>$220</td>
<td></td>
<td>$6,439,871</td>
<td>$128,043</td>
<td>$6,568,134</td>
</tr>
</tbody>
</table>

### Enterprise Fund Group - 500

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>Personal</th>
<th>Service</th>
<th>Other</th>
<th>Capital Improvement</th>
<th>Transfers/Advances</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>520</td>
<td>Pool</td>
<td>$243,400</td>
<td>$141,500</td>
<td>$50,450</td>
<td>$1,426,764</td>
<td>-</td>
<td>435,350</td>
</tr>
<tr>
<td>580</td>
<td>Sewer</td>
<td>915,494</td>
<td>1,457,846</td>
<td>77,600</td>
<td>-</td>
<td>2,450,940</td>
<td></td>
</tr>
<tr>
<td>500</td>
<td>Total Enterprise Fund Group</td>
<td>$1,158,894</td>
<td>$1,599,346</td>
<td>$128,050</td>
<td>-</td>
<td>2,886,290</td>
<td></td>
</tr>
</tbody>
</table>

### Internal Service Fund Group - 600

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>Personal</th>
<th>Service</th>
<th>Other</th>
<th>Capital Improvement</th>
<th>Transfers/Advances</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>600</td>
<td>Health Insurance</td>
<td>$1,426,764</td>
<td>$170,198</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>$1,426,764</td>
</tr>
<tr>
<td>601</td>
<td>General Insurance</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>170,198</td>
<td>-</td>
<td>170,198</td>
</tr>
<tr>
<td>602</td>
<td>Workers Compensation</td>
<td>121,770</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>121,770</td>
</tr>
<tr>
<td>600</td>
<td>Total Internal Service Fund Group</td>
<td>$1,548,534</td>
<td>$170,198</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>$1,718,732</td>
</tr>
</tbody>
</table>

### Trust Fund Group - 800

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>Personal</th>
<th>Service</th>
<th>Other</th>
<th>Capital Improvement</th>
<th>Transfers/Advances</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>801</td>
<td>Unclaimed Monies</td>
<td>$5,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>$5,000</td>
</tr>
<tr>
<td>810</td>
<td>Cahoon Park</td>
<td>-</td>
<td>-</td>
<td>21,720</td>
<td>-</td>
<td>21,720</td>
<td></td>
</tr>
<tr>
<td>820</td>
<td>Cahoon Memorial</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>830</td>
<td>Cahoon Library</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td></td>
</tr>
<tr>
<td>840</td>
<td>Waldeck</td>
<td>-</td>
<td>8,215</td>
<td>-</td>
<td>-</td>
<td>8,215</td>
<td></td>
</tr>
<tr>
<td>860</td>
<td>Dwyer</td>
<td>-</td>
<td>10,000</td>
<td>-</td>
<td>-</td>
<td>10,000</td>
<td></td>
</tr>
<tr>
<td>800</td>
<td>Total Trust Fund Group</td>
<td>-</td>
<td>$23,215</td>
<td>$21,720</td>
<td>-</td>
<td>-</td>
<td>$44,935</td>
</tr>
</tbody>
</table>

### Deposit Fund Group - 900

<table>
<thead>
<tr>
<th>Fund #</th>
<th>Fund Activity</th>
<th>Personal</th>
<th>Service</th>
<th>Other</th>
<th>Capital Improvement</th>
<th>Transfers/Advances</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>930</td>
<td>Building Deposits</td>
<td>$30,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>30,000</td>
</tr>
<tr>
<td>920</td>
<td>Employee FSA</td>
<td>-</td>
<td>65,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>65,000</td>
</tr>
<tr>
<td>931</td>
<td>Security Deposits</td>
<td>-</td>
<td>22,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>22,000</td>
</tr>
<tr>
<td>900</td>
<td>Total Deposit Fund Group</td>
<td>-</td>
<td>$117,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>$117,000</td>
</tr>
<tr>
<td></td>
<td>Grand Total All Funds</td>
<td>$14,339,656</td>
<td>$11,657,689</td>
<td>$7,159,841</td>
<td>$1,314,277</td>
<td>$34,471,463</td>
<td></td>
</tr>
</tbody>
</table>

### Itemized list of Transfers and Advances by Fund

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund to Parks and Recreation</td>
<td>$350,000</td>
</tr>
<tr>
<td>General Fund to General Capital</td>
<td>$300,000</td>
</tr>
<tr>
<td>General Fund to Pool</td>
<td>$100,000</td>
</tr>
<tr>
<td>General Fund to Community Gym</td>
<td>$9,076</td>
</tr>
<tr>
<td>General Fund to Bay Family Services</td>
<td>$76,550</td>
</tr>
<tr>
<td>General Fund to Community Diversion</td>
<td>$5,800</td>
</tr>
<tr>
<td>General Fund to Fire Pension</td>
<td>$60,000</td>
</tr>
<tr>
<td>Infrastructure Improvement to General Capital</td>
<td>12,413</td>
</tr>
<tr>
<td><strong>Total Transfers</strong></td>
<td>$913,839</td>
</tr>
<tr>
<td>Emergency Paramedic to General Fund (Advance Repay)</td>
<td>$144,000</td>
</tr>
<tr>
<td>Emergency Paramedic to General Fund (Advance Repay)</td>
<td>$128,808</td>
</tr>
<tr>
<td>Grants Fund to General Fund (Advance Repay)</td>
<td>$12,000</td>
</tr>
<tr>
<td>General Capital to Infrastructure Improvement (Advance Repay)</td>
<td>$115,630</td>
</tr>
<tr>
<td><strong>Total Advances and Advance Repayments</strong></td>
<td>$400,438</td>
</tr>
<tr>
<td><strong>Total Transfers and Advances</strong></td>
<td>$1,314,277</td>
</tr>
</tbody>
</table>
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, 2019 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). For any Capital Project Funds (400 Series) the appropriation herein approved shall lapse only upon completion of all specified projects; therefore, any appropriation balance unexpended at the end of the fiscal year shall be carried forward to subsequent fiscal years.

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

________________________________________________________________________

DATE
## EXHIBIT "A"

### SCHEDULE OF BUDGETS BY DEPARTMENT FOR GENERAL FUND

<table>
<thead>
<tr>
<th>Department</th>
<th>Personal Service</th>
<th>Other</th>
<th>Equipment Replacement</th>
<th>Transfers</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council</td>
<td>$67,400.00</td>
<td>$15,300.00</td>
<td>-</td>
<td>-</td>
<td>$82,700.00</td>
</tr>
<tr>
<td>Clerk of Council</td>
<td>64,799.00</td>
<td>875.00</td>
<td>-</td>
<td>-</td>
<td>65,674.00</td>
</tr>
<tr>
<td>Mayor</td>
<td>268,100.00</td>
<td>11,590.00</td>
<td>1,000.00</td>
<td>-</td>
<td>280,690.00</td>
</tr>
<tr>
<td>Law</td>
<td>131,563.00</td>
<td>81,775.00</td>
<td>-</td>
<td>-</td>
<td>213,338.00</td>
</tr>
<tr>
<td>Finance</td>
<td>255,328.00</td>
<td>25,250.00</td>
<td>1,200.00</td>
<td>-</td>
<td>281,778.00</td>
</tr>
<tr>
<td>Taxation</td>
<td>-</td>
<td>217,800.00</td>
<td>-</td>
<td>-</td>
<td>217,800.00</td>
</tr>
<tr>
<td>General Administration</td>
<td>228,400.00</td>
<td>486,036.00</td>
<td>-</td>
<td>901,426.00</td>
<td>1,615,862.00</td>
</tr>
<tr>
<td>Civil Service</td>
<td>-</td>
<td>20,100.00</td>
<td>-</td>
<td>-</td>
<td>20,100.00</td>
</tr>
<tr>
<td>Planning Commission</td>
<td>5,125.00</td>
<td>650.00</td>
<td>-</td>
<td>-</td>
<td>5,775.00</td>
</tr>
<tr>
<td>Zoning Board of Appeals</td>
<td>2,562.00</td>
<td>600.00</td>
<td>-</td>
<td>-</td>
<td>3,162.00</td>
</tr>
<tr>
<td>Service</td>
<td>1,891,835.00</td>
<td>2,241,613.00</td>
<td>21,500.00</td>
<td>-</td>
<td>4,154,948.00</td>
</tr>
<tr>
<td>Fire</td>
<td>1,487,655.00</td>
<td>110,475.00</td>
<td>14,000.00</td>
<td>-</td>
<td>1,612,130.00</td>
</tr>
<tr>
<td>Police</td>
<td>2,938,676.00</td>
<td>363,110.00</td>
<td>27,000.00</td>
<td>-</td>
<td>3,328,786.00</td>
</tr>
<tr>
<td>Central Dispatch</td>
<td>-</td>
<td>128,000.00</td>
<td>-</td>
<td>-</td>
<td>128,000.00</td>
</tr>
<tr>
<td>Building</td>
<td>450,472.00</td>
<td>65,390.00</td>
<td>-</td>
<td>-</td>
<td>515,862.00</td>
</tr>
<tr>
<td>Architecture Board of Review</td>
<td>-</td>
<td>25.00</td>
<td>-</td>
<td>-</td>
<td>25.00</td>
</tr>
<tr>
<td>Community Services</td>
<td>273,884.00</td>
<td>19,650.00</td>
<td>1,000.00</td>
<td>-</td>
<td>294,534.00</td>
</tr>
<tr>
<td><strong>GRAND TOTAL</strong></td>
<td><strong>$8,065,799.00</strong></td>
<td><strong>$3,788,239.00</strong></td>
<td><strong>$65,700.00</strong></td>
<td><strong>$901,426.00</strong></td>
<td><strong>$12,821,164.00</strong></td>
</tr>
<tr>
<td>Fund</td>
<td>Description</td>
<td>Amount</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>------------------------------</td>
<td>--------------------------------------------------</td>
<td>------------</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Tennis Court Maintenance (238)</td>
<td>Bradley Tennis Courts</td>
<td>7,500.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Tennis Court Maintenance (238)</td>
<td></td>
<td>7,500.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Equipment Replacement (240)</td>
<td>Service Equipment</td>
<td>62,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Equipment Replacement (240)</td>
<td></td>
<td>62,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Street Construction (270)</td>
<td>Street Improvements</td>
<td>400,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Street Construction (270)</td>
<td></td>
<td>400,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>General Capital (400)</td>
<td>Information Technology Improvements</td>
<td>32,100.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Finance ERP System</td>
<td>125,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>LED Sign Upgrade</td>
<td>10,400.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Website Improvement</td>
<td>12,667.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Bradley Park Playground</td>
<td>22,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Cahoon Multipurpose Facility</td>
<td>230,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Reese Park Courts</td>
<td>100,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Crosswalks and Paths (CMAG 22)</td>
<td>146,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fire Truck</td>
<td>850,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fire Storage Building</td>
<td>65,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Street Improvements</td>
<td>300,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Police Vehicles</td>
<td>72,923.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Police CAD System</td>
<td>14,575.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Police Radio Replacements</td>
<td>14,844.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Police Patrol Rifle Upgrade</td>
<td>6,600.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Crack Seal Program</td>
<td>65,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lake and Porter Crosswalk</td>
<td>5,200.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Sunset Improvement</td>
<td>517,521.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Queenswood Improvement</td>
<td>1,640,789.50</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ashton Lane Engineering</td>
<td>217,413.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fire Alarm Lift Station Monitoring</td>
<td>23,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Walker Road Park Stormwater Improvements</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Cemetery Erosion Lakeshore Correction</td>
<td>175,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Service Equipment</td>
<td>417,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rose Hill Construction</td>
<td>165,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Service Transfer Station Ramp</td>
<td>194,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Service HVAC Replacement</td>
<td>7,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Service Aggregate Storage</td>
<td>4,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Columbia Culvert</td>
<td>750,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total General Capital (400)</td>
<td>6,183,032.50</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Infrastructure Improvement (494)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Cahoon Connectivity Bridge</td>
<td>15,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>LED Conversion Traffic Signals</td>
<td>17,600.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Reese Park Tennis Courts</td>
<td>20,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Additional Allowance Street Resurfacing (Parkside)</td>
<td>39,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Cemetery Erosion Geotechnical</td>
<td>11,800.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total Infrastructure Improvement (494)</td>
<td>103,400.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Municipal Buildings (495)</td>
<td>Dwyer Renovation</td>
<td>15,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>LED Conversion Police Department and Dwyer</td>
<td>5,683.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rose Hill Construction</td>
<td>102,755.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fire Station Improvements</td>
<td>30,000.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total Municipal Buildings (495)</td>
<td>153,438.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sewer Improvements (580)</td>
<td>Walker Road Park Stormwater Improvements</td>
<td>-</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Nantucket Lift Station Monitoring</td>
<td>5,600.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total Sewer Improvements</td>
<td>5,600.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>GRAND TOTAL</td>
<td>$ 6,914,970.50</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Total amount appropriated by fund may not be exceeded.
RESOLUTION NO.
INTRODUCED BY:

RESOLUTION
AMENDING RESOLUTION 19-92 AUTHORIZING THE FILING OF A TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE (TLCI) IMPLEMENTATION GRANT APPLICATION WITH NOACA, AND DECLARING AN EMERGENCY.

WHEREAS, on October 7, 2019, this Council passed Resolution 19-92 authorizing a grant application in the amount of One Hundred Fourteen Thousand, Five Hundred Fifty Dollars, ($114,550.00) for the Interurban Connector Trail in Cahoon Park.

WHEREAS, based on the revised scope of the project, the actual amount is Two Hundred Eleven Thousand, Five Hundred Eight Dollars, ($211,508.00).

NOW, THEREFORE, be it resolved by the Council of the City of Bay Village, Ohio;

SECTION 1. That Council hereby authorizes the application to NOACA for financial assistance in the new amount not to exceed $211,508.00, provision of all information and documentation required to become eligible for possible funding assistance, and execution of any agreements necessary to receive any awarded funds.

SECTION 2. That Council hereby agrees to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the program.

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, 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
10.14.19
ORDINANCE NO.
INTRODUCED BY:

ORDINANCE
AMENDING A PORTION OF CHAPTER 1365 OF THE CODIFIED ORDINANCES
OF THE CITY OF BAY VILLAGE RELATING TO SHORT TERM RENTALS,
AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance Chapter 1365 which presently reads as follows:

Chapter 1365 - RENTAL DWELLING HOUSING LICENSE CODE[23]

Footnotes:
--- (23) ---

Cross reference— Discrimination in housing rental—see GEN.OFF. 515.03. Basic standards for residential occupancy—see BLDG. 1344.04.

1365.01 - Title.
The provisions of this chapter, hereinafter referred to as "this Code" shall be known as "The Bay Village Rental Dwelling Housing License Code." The word "City" in this chapter shall mean the City of Bay Village.
(Ord. 06-98. Passed 10-2-06.)

1365.02 - Purpose.
Within the scope of this Code, as hereinafter defined, the purpose of this Code is to establish minimum standards necessary to make all rental dwellings safe, sanitary, free from fire and health hazards and fit for human habitation and beneficial to the public welfare; to establish minimum standards governing the maintenance and repair of rental dwellings and their exterior property areas in such condition so as not to constitute a blighting or deteriorating influence on the neighborhood and the community; to protect property values and maintain the character and appearance of neighborhoods and the community; to attach responsibilities for owners and occupants with respect to sanitation, repair and maintenance; to establish the inspection of rental dwellings; to establish the fee for housing license; to establish enforcement procedures; to authorize the vacation or condemnation of structures unsafe or unfit for human habitation; to fix penalties for failure and/or refusal to abate violations of the Codified Ordinances of the City.
(Ord. 06-98. Passed 10-2-06.)

1365.03 - General scope.
The provisions of this Code shall supplement any and all laws of the State of Ohio and City Ordinances and specifically shall include all rules and regulations promulgated by authority of such laws or ordinances applicable to rental dwellings, their exterior property areas and accessory structures.
(Ord. 06-98. Passed 10-2-06.)
1365.04 - Application.

(a) This Code shall apply to all rental dwellings, their exterior property area and accessory structures.

(b) Existing buildings may continue to be occupied as rental dwellings if:

(1) The rental dwelling complies with the provisions of the Codified Ordinances of the City except as to any variance heretofore granted by the Board of Zoning Appeals.

(2) The use and occupancy of the rental dwelling is not in violation of any provision of City ordinances and/or applicable statutes of the State of Ohio, including any rules or regulations adopted pursuant to such ordinance or statutes.

(3) A housing license as required by this Code has been applied for, issued is current and in effect.

(c) The provisions of this code shall apply to all such rental dwellings, their exterior property areas and accessory structures or portions thereof which are in existence or which may come into existence after the effective date of this Code.

(d) The Director of the Division of Building, Engineering and Inspections and his authorized agents or representatives are designated to enforce this Code.

(Ord. 06-98. Passed 10-2-06.)

1365.05 - Conflict with other ordinances.

In the event of conflict between any provision of this Code, including any rules and regulations adopted pursuant to this Code and any provisions of the Codified Ordinances of the City; that provision or ordinance which establishes the higher standard for the promotion or protection of the health or safety of the occupants shall govern.

(Ord. 06-98. Passed 10-2-06.)

1365.06 - Severability.

Sections and subsections of this Code and provisions thereof are hereby declared to be independent sections, subsections and provisions and the holding of any such section, subsection and provision thereof to be unconstitutional, void or ineffective for any cause shall not affect nor render invalid any other section, subsection and provision thereof.

(Ord. 06-98. Passed 10-2-06.)

1365.07 - Definitions.

For the purposes of this Code, the following words and phrases shall have the meaning set forth as follows:

(a) *Dwelling* means a building providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, cooking, eating and sanitation.

(b) *Family* means an individual or two or more persons living together as a single housekeeping group in a dwelling.
(c) **Housing license** means an application form provided by the Building Department which authorizes the operation of a rental dwelling.

(d) **Non-resident** means the owner of a rental dwelling, who at the time of application for a housing license, does not reside within Cuyahoga County and/or adjoining counties, i.e.: Lake, Geauga, Portage, Summit, Medina, Lorain or relocates outside these counties after he has been issued a housing license for a rental dwelling, or who for 30 consecutive days or more is located outside the above designated area.

(e) **Occupant** means a family or family member living in a rental dwelling.

(f) **Owner** means a person, corporation and/or company whether incorporated or not, who has legal right of possession, lawful title and/or the deed holder. For purposes of this ordinance an officer of a corporation and/or company can and shall be the owner of record.

(g) **Rental dwelling** means a dwelling occupied by a family where consideration in the form of money or other valuable consideration is paid or exchanged with the legal owner; or occupancy is by a family who is not the legal owner and no money or consideration is paid to the owner.

(h) **Single housekeeping group** means a group of individuals who share expenses and/or labor related to the maintenance of a dwelling and who are living and eating together in a dwelling.

(Ord. 06-98. Passed 10-2-06.)

**1365.08 - Housing license.**

No owner shall let, rent, lease, operate, maintain or occupy any building or portion of any building in which there is one or more rental dwellings unless a housing license as required by this chapter is in force. The housing license shall be signed by the owner as defined in this chapter.

(Ord. 06-98. Passed 10-2-06.)

**1365.09 - Housing license fee.**

(a) A nonrefundable non-prorated housing license fee shall be paid to the City in the amount required by [Section 1305.02](#)(k).

(b) All housing licenses required by this Code and not secured by the applicable dates as stated in [Section 1365.12](#) shall incur a late fee of $75.00 per rental dwelling for which the housing license is required.

(Ord. 06-98. Passed 10-2-06.)

**1365.10 - Housing license issuance.**

The Building Director shall issue the license applied for if the building and its uses are found to comply in all respects with this Standard and all other laws and ordinances of the City. The housing license shall be posted on the interior at the main entrance of the building for which it is issued. The Building Director may inspect and/or cause to be inspected the building and require compliance in all respects with this Standard and all other laws and ordinances prior to the issuance of the housing license.

(Ord. 13-117. Passed 2-24-14.)
1365.11 - Housing license nonresident applicant.

(a) A nonresident owner of a rental dwelling shall designate either a janitor, custodian, agent or other responsible person in control for each rental dwelling building and such person shall be a resident of a county as listed in Section 1365.07(d).

(b) Such janitor, custodian, agent or other responsible person shall be available during normal business hours to the Building Department and to the occupants of the rental dwelling. A schedule listing the name, address, phone number and available hours of the janitor, custodian, agent or other responsible person shall be posted on the housing license.

(Ord. 06-98. Passed 10-2-06.)

1365.12 - License expiration.

Every housing license shall be secured by and expire no later than:

(a) All rental dwelling owners shall have secured from the City by April 1 the required housing license.

(b) All rental dwelling housing licenses shall expire on March 31 of each year irrespective of the date of issuance.

(c) Whenever the ownership of a rental dwelling changes, the current housing license shall become null and void. Housing licenses are not transferable. The new owner shall, within 15 days of title transfer, secure a housing license as required by this Code.

For the purpose of this Code, execution of a "land contract agreement" shall not be considered as change of ownership.

(Ord. 06-98. Passed 10-2-06.)

1365.13 - Inspections.

(a) The Building Director is hereby authorized to make or cause to be made inspections to determine the condition of rental dwellings in order that he may perform his duty of safeguarding the health and safety of the occupants and of the general public.

(b) Inspections may also be made whenever the Building Director has reasonable cause to believe a violation of the Laws and/or Ordinances of the City exist.

(c) The Building Director is authorized to revoke a housing license when access is denied to make an inspection.

(Ord. 06-98. Passed 10-2-06.)

1365.14 - Right of entry.

(a) For the purpose of making inspections, the Building Director and/or his authorized agent, upon presentation of proper identification, may enter and inspect at all reasonable times the rental dwelling. The owner, responsible person and/or the occupant shall give free access to the rental dwelling for the purpose of inspection.
(b) Every occupant of a rental dwelling shall give the owner or his agent free access to the rental dwelling at all reasonable times for the purpose of making repairs and/or improvements that are necessary to comply with the laws and ordinances of the City.

(Ord. 06-98. Passed 10-2-06.)

1365.15 - Pest extermination.

(a) Every occupant of a building containing a single rental dwelling shall be responsible for the extermination of any insects, vermin, rodents or other pests therein or on the premises. Exterior yard areas and any accessory structures shall be the responsibility of the dwelling owner to provide pest extermination as required.

(b) Every occupant of a building containing two or more rental dwellings shall be responsible for the extermination of any insects, vermin, rodents or other pests within their rental dwelling unit. Common, shared and/or public areas, exterior areas and any accessory structures shall be the responsibility of the building owner to provide pest extermination as required.

(Ord. 06-98. Passed 10-2-06.)

1365.16 - Voiding housing license.

Any housing license shall become null and void if:

(a) The building for which the license was granted or the use to which it is put are in violation of this code and/or any other applicable ordinance of the City.

(b) A false statement or representation was made by the owner in connection with the application and issuance of the housing license.

(c) The building for which the license was applied, has rental dwellings added that were not stated on the application and shown on the housing license.

(Ord. 06-98. Passed 10-2-06.)

1365.99 - Penalty.

Whoever refuses, neglects or fails to comply with the provisions of this Code shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than $25.00 nor more than $1,000.00 for a first offense and for a second or subsequent offense shall be guilty of a misdemeanor of the first degree. Each day such violation occurs or continues shall constitute a separate offense.

(Ord. 06-98. Passed 10-2-06.)

be and the same is amended to read:

Chapter 1365 - RENTAL DWELLING HOUSING LICENSE CODE[23]

Footnotes:
--- (23) ---

Cross reference— Discrimination in housing rental—see GEN.OFF. 515.03. Basic standards for residential occupancy—see BLDG. 1344.04.
1365.01 - Title.

The provisions of this chapter, hereinafter referred to as "this Code" shall be known as "The Bay Village Rental Dwelling Housing License Code." The word "City" in this chapter shall mean the City of Bay Village.

(Ord. 06-98. Passed 10-2-06.)

1365.02 - Purpose.

Within the scope of this Code, as hereinafter defined, the purpose of this Code is to establish minimum standards necessary to make all rental dwellings safe, sanitary, free from fire and health hazards and fit for human habitation and beneficial to the public welfare; to establish minimum standards governing the maintenance and repair of rental dwellings and their exterior property areas in such condition so as not to constitute a blighting or deteriorating influence on the neighborhood and the community; to protect property values and maintain the character and appearance of neighborhoods and the community; to attach responsibilities for owners and occupants with respect to sanitation, repair and maintenance; to establish the inspection of rental dwellings; to establish the fee for housing license; to establish enforcement procedures; to authorize the vacation or condemnation of structures unsafe or unfit for human habitation; to fix penalties for failure and/or refusal to abate violations of the Codified Ordinances of the City.

(Ord. 06-98. Passed 10-2-06.)

1365.03 - General scope.

The provisions of this Code shall supplement any and all laws of the State of Ohio and City Ordinances and specifically shall include all rules and regulations promulgated by authority of such laws or ordinances applicable to rental dwellings, their exterior property areas and accessory structures.

(Ord. 06-98. Passed 10-2-06.)

1365.04 - Application.

(a) This Code shall apply to all rental dwellings, including short term rentals, their exterior property area and accessory structures.

(b) Existing buildings may continue to be occupied as rental dwellings if:

(1) The rental dwelling complies with the provisions of the Codified Ordinances of the City except as to any variance heretofore granted by the Board of Zoning Appeals.

(2) The use and occupancy of the rental dwelling, including short term rentals, is not in violation of any provision of City ordinances and/or applicable statutes of the State of Ohio, including any rules or regulations adopted pursuant to such ordinance or statutes.

(3) A housing license as required by this Code has been applied for, issued is current and in effect.

(c) The provisions of this code shall apply to all such rental dwellings, their exterior property areas and accessory structures or portions thereof which are in existence or which may come into existence after the effective date of this Code.
(d) The Director of the Division of Building, Engineering and Inspections Department and his authorized agents or representatives are designated to enforce this Code.

(Ord. 06-98. Passed 10-2-06.)

1365.05 - Conflict with other ordinances.

In the event of conflict between any provision of this Code, including any rules and regulations adopted pursuant to this Code and any provisions of the Codified Ordinances of the City; that provision or ordinance which establishes the higher standard for the promotion or protection of the health or safety of the occupants shall govern.

(Ord. 06-98. Passed 10-2-06.)

1365.06 - Severability.

Sections and subsections of this Code and provisions thereof are hereby declared to be independent sections, subsections and provisions and the holding of any such section, subsection and provision thereof to be unconstitutional, void or ineffective for any cause shall not affect nor render invalid any other section, subsection and provision thereof.

(Ord. 06-98. Passed 10-2-06.)

1365.07 - Definitions.

For the purposes of this Code, the following words and phrases shall have the meaning set forth as follows:

(a) Dwelling means a building providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, cooking, eating and sanitation.

(b) Family means an individual or two or more persons living together as a single housekeeping group in a dwelling.

(c) Housing license means an application form provided by the Building Department which authorizes the operation of a rental dwelling.

(d) Non-resident means the owner of a rental dwelling, who at the time of application for a housing license, does not reside within Cuyahoga County and/or adjoining counties, i.e.: Lake, Geauga, Portage, Summit, Medina, Lorain or relocates outside these counties after he has been issued a housing license for a rental dwelling, or who for 30 consecutive days or more is located outside the above designated area.

(e) Occupant means a family or family member living in a rental dwelling.

(f) Owner means a person, corporation and/or company whether incorporated or not, who has legal right of possession, lawful title and/or the deed holder. For purposes of this ordinance an officer of a corporation and/or company can and shall be the owner of record.

(g) Rental dwelling means a dwelling occupied by a family where consideration in the form of money or other valuable consideration is paid or exchanged with the legal owner; or occupancy is by a family who is not the legal owner and no money or consideration is paid to the owner.
(h) *Single housekeeping group* means a group of individuals who share expenses and/or labor related to the maintenance of a dwelling and who are living and eating together in a dwelling.

(Ord. 06-98. Passed 10-2-06.)

(i) *Short term rental* means the accessory use of all or part of a rental dwelling through a rental for temporary, transient occupancy for dwelling, sleeping or lodging, for a period of time not to exceed twenty-nine (29) continuous days. A short term rental includes the arrangement of such rental by either the owner of the dwelling unit directly, or through a booking agent. A short term rental may also be known as a bed and breakfast.

1365.08 - Housing license.

No owner shall let, rent, lease, operate, maintain or occupy any building or portion of any building in which there is one or more rental dwellings or short term rentals unless a housing license as required by this chapter is in force. The housing license shall be signed by the owner as defined in this chapter.

(Ord. 06-98. Passed 10-2-06.)

1365.09 - Housing license fee.

(a) A nonrefundable non-prorated housing license fee shall be paid to the City in the amount required by Section 1305.02(k).

(b) All housing licenses required by this Code and not secured by the applicable dates as stated in Section 1365.12 shall incur a late fee of $75.00 per rental dwelling for which the housing license is required.

(Ord. 06-98. Passed 10-2-06.)

1365.10 - Housing license issuance.

(a) The Building Director shall issue the license applied for if the building and its uses are found to comply in all respects with this Standard and all other laws and ordinances of the City. The housing license shall be posted on the interior at the main entrance of the building for which it is issued. The Building Director may inspect and/or cause to be inspected the building on an annual basis and require compliance in all respects with this Standard and all other laws and ordinances prior to the issuance of the housing license.

(Ord. 13-117. Passed 2-24-14.)

(b) Property taxes, assessments, sewer and trash fees must be current with the Cuyahoga County Fiscal Officer and the City Finance Department to obtain and retain a housing license.

1365.11 - Housing license nonresident applicant.

(a) A nonresident owner of a rental dwelling shall designate either a janitor, custodian, agent or other responsible person in control for each rental dwelling building and such person shall be a resident of a county as listed in Section 1365.07(d).

(b) Such janitor, custodian, agent or other responsible person shall be available during normal business hours to the Building Department and to the occupants of the rental dwelling. A schedule listing the name, address, phone number and available hours of the janitor, custodian, agent or other responsible person shall be posted on the housing license.
Ordinance – Amending Chapter 1365 Rental Dwelling Housing Code

(Ord. 06-98. Passed 10-2-06.)

1365.12 - License expiration.

Every housing license shall be secured by and expire no later than:

(a) All rental dwelling owners shall have secured from the City by April 1 the required housing license.

(b) All rental dwelling housing licenses shall expire on March 31 of each year irrespective of the date of issuance.

(c) Whenever the ownership of a rental dwelling changes, the current housing license shall become null and void. Housing licenses are not transferable. The new owner shall, within 15 days of title transfer, secure a housing license as required by this Code.

For the purpose of this Code, execution of a "land contract agreement" shall not be considered as change of ownership.

(Ord. 06-98. Passed 10-2-06.)

1365.13 - Inspections.

(a) The Building Director is hereby authorized to make or cause to be made inspections to determine the condition of rental dwellings in order that he may perform his duty of safeguarding the health and safety of the occupants and of the general public.

(b) Inspections may also be made whenever the Building Director has reasonable cause to believe a violation of the Laws and/or Ordinances of the City exist.

(c) The Building Director is authorized to revoke a housing license when access is denied to make an inspection.

(Ord. 06-98. Passed 10-2-06.)

1365.14 - Right of entry.

(a) For the purpose of making inspections, the Building Director and/or his authorized agent, upon presentation of proper identification, may enter and inspect at all reasonable times the rental dwelling. The owner, responsible person and/or the occupant shall give free access to the rental dwelling for the purpose of inspection.

(b) Every occupant of a rental dwelling shall give the owner or his agent free access to the rental dwelling at all reasonable times for the purpose of making repairs and/or improvements that are necessary to comply with the laws and ordinances of the City.

(Ord. 06-98. Passed 10-2-06.)

1365.15 - Pest extermination.

(a) Every occupant of a building containing a single rental dwelling shall be responsible for the extermination of any insects, vermin, rodents or other pests therein or on the premises. Exterior yard areas and any accessory structures shall be the responsibility of the dwelling owner to provide pest extermination as required.
(b) Every occupant of a building containing two or more rental dwellings shall be responsible for the extermination of any insects, vermin, rodents or other pests within their rental dwelling unit. Common, shared and/or public areas, exterior areas and any accessory structures shall be the responsibility of the building owner to provide pest extermination as required.

(Ord. 06-98. Passed 10-2-06.)

1365.16 - Voiding housing license.

Any housing license shall become null and void if:

(a) The building for which the license was granted or the use to which it is put are in violation of this code and/or any other applicable ordinance of the City.

(b) A false statement or representation was made by the owner in connection with the application and issuance of the housing license.

(c) The building for which the license was applied, has rental dwellings added that were not stated on the application and shown on the housing license.

(Ord. 06-98. Passed 10-2-06.)

(d) The use and occupancy of the rental dwelling, including short term rental, is in violation of any provision of City ordinances and/or applicable statutes of the State of Ohio, including any rules or regulations adopted pursuant to such ordinance or statutes.

(e) Property taxes, assessments, sewer and trash fees are delinquent with the Cuyahoga County Fiscal Officer or the City Finance Department.

1365.17 – Short Term Rental Restrictions.

(a) Short term rentals shall not be permitted in any First or Third Residence District, Cluster Development District, Attached Residence District, or Existing Residential Building District. Short term rentals shall be restricted to Commercial District only.

(b) Short term rentals shall be restricted to a premises occupied by the owner as a primary residence.

(c) Occupancy shall be limited to two individuals per bedroom within the dwelling unit.

(d) Owner shall provide off street parking for one vehicle per every bedroom within the dwelling unit.

(e) Owner shall actively prevent and shall be responsible for any nuisance activity that may take place arising from the short term rental.

(f) Short term rental permit is not transferrable.

(g) Owner shall notify City Building Department in writing of the name, address and contact number of the primary tenant and the term of tenancy for each short term rental transaction.

(h) The address of all short term rentals shall be maintained by the Building Department on a separate list that is available to the public upon request.
(i) The owner of a short term rental must maintain the name, telephone number and address of a local contact person who is available during the time of any short term rental tenancy to be responsible for any matters which may arise during the term of said tenancy.

1365.99 - Penalty.

Whoever refuses, neglects or fails to comply with the provisions of this Code shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than $25.00 nor more than $1,000.00 for a first offense and for a second or subsequent offense shall be guilty of a misdemeanor of the first degree. Each day such violation occurs or continues shall constitute a separate offense.

(Ord. 06-98. Passed 10-2-06.)

and present Chapter 1365 is 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 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.

PASSED:

__________________________

PRESIDENT OF COUNCIL

__________________________

CLERK

__________________________

MAYOR

10.18.19 jt
A RESOLUTION
SUPPORTING THE ESTABLISHMENT OF THE LAKE ERIE WATER TRAIL AS A DESIGNATED WATER TRAIL BY THE OHIO DEPARTMENT OF NATURAL RESOURCES

WHEREAS, Cuyahoga County lakefront communities and Cleveland Metroparks propose the establishment of the Lake Erie Water Trail in Cuyahoga County as a means to improve access for kayakers and other paddlesports and encourage tourism, educational, historical, cultural, recreational, and eco-friendly activities on Lake Erie; and

WHEREAS, said Water Trail designation must meet the criteria and guidelines for approval by the Ohio Department of Natural Resources.

NOW, THEREFORE, be it resolved by the Council of the City of Bay Village, Ohio;

SECTION 1. That Council declares its support for the establishment of the Lake Erie Water Trail in Cuyahoga County as a means to encourage tourism, educational, historical, cultural, recreational, and eco-friendly activities on Lake Erie, including a future access area at Columbia Road Park.

SECTION 3. That 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 necessary to authorize the filing of said application in a timely manner, 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

101019 kek