

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:00 p.m.

January 23, 2012

Paul A. Koomar, President of Council, Presiding

Present: Clark, Koomar, Pohlkamp, Miller, Lieske, Tadych, Young, Mayor Sutherland

Also Present: Law Director Ebert, Finance Director Presley, Service Director  
Galli, Police Chief Wright, Fire Chief Lyons, Community Services Director  
Bock, Recreation Director Enovitch, Operations Manager Landers

**President of Council Koomar** called the Special Meeting of Council to order at 8:30 p.m. in the Council Chambers with the Pledge of Allegiance and roll call led by Ward 2 Councilman Clete Miller.

## ANNOUNCEMENTS

**Mayor Sutherland** announced the appointment of Jennifer Lesny Fleming to the Planning Commission to fill the unexpired term of Clete Miller ending August 17, 2015.

**On behalf of American Legion Post No. 385, Mr. James Potter**, presented a new American Flag to be used at the Dwyer Memorial Center. Mr. Potter stated that the American Legion will retire the old American Flag on either Flag Day or Veterans' Day, as they have done in the city for the last forty years.

## AUDIENCE

The following members of the audience signed in this evening: Kent Silverberg, Karen Dade, Denny Wendell, Patricia Gruber, Nancy Flowers, Gayle Fisher, Russell Thompson, Jim Potter, Pam DeFino, Dick Majewski, Karen Dade

Mr. Koomar called for a reading of the Minutes of the Special Meeting of Council held January 9, 2011. Mr. Pohlkamp **MOVED** to dispense with the reading and accept the minutes as prepared and distributed. **Motion carried 7-0.**

**Motion by Miller** to approve Mayor Sutherland's appointment of Jennifer Lesny Fleming to the Planning Commission to fill the unexpired term of Clete Miller ending August 17, 2015. Mr. Koomar noted that Jennifer Fleming is present in the audience and has spoken to the Council regarding her qualifications. Mr. Koomar welcomed the presence of an attorney on the Planning Commission. **Motion carried 7-0.**

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Mr. Tadych read **ORDINANCE NO. 12-02** ESTABLISHING THE EFFECTIVE DATE FOR THE REFUSE COLLECTION FEE, AND DECLARING AN EMERGENCY, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Resolution 12-02.

Roll Call on Suspension of Charter Rules:

Yeas – Clark, Koomar, Lieske, Miller, Pohlkamp, Tadych, Young

Nays – None

Roll Call on Suspension of Council Rules:

Yeas – Clark, Koomar, Lieske, Miller, Pohlkamp, Tadych, Young

Nays - None

Roll Call on Use of the Emergency Clause:

Yeas –Clark, Koomar, Lieske, Miller, Pohlkamp, Tadych, Young

Nays -None

Roll Call on Adoption:

Yeas –Clark, Koomar, Lieske, Miller, Pohlkamp, Tadych, Young

Nays –None

Mr. Koomar announced adoption of Resolution No. 12-02, an emergency measure, by a vote of 7-0.

**Mr. Young** introduced **ORDINANCE NO. 12-03** MAKING TEMPORARY 2012 APPROPRIATIONS FOR THE CURRENT AND ORDINARY EXPENDITURES OF THE CITY OF BAY VILLAGE, OHIO, PENDING RECEIPT OF THE AMENDED OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES DURING PART OF THE FISCAL YEAR ENDING DECEMBER 31, 2012, AND DECLARING AN EMERGENCY. and moved for adoption.

Mr. Young advised that this ordinance is basically one-twelfth of 2011 appropriations less a \$750,000 transfer. The ordinance will provide the appropriations to pay for the operations of the city during the month of February, 2012. Mr. Koomar stated that the hope would be that an approved budget will be prepared by the end of February.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Resolution 12-03.

Roll Call on Suspension of Charter Rules:

Yeas – Koomar, Lieske, Miller, Pohlkamp, Tadych, Young, Clark

Nays – None

Roll Call on Suspension of Council Rules:

Yeas –Koomar, Lieske, Miller, Pohlkamp, Tadych, Young, Clark

Nays - None

Roll Call on Use of the Emergency Clause:

Yeas –Koomar, Lieske, Miller, Pohlkamp, Tadych, Young, Clark

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Nays -None

Roll Call on Adoption:

Yeas –Koomar, Lieske, Miller, Pohlkamp, Tadych, Young, Clark

Nays –None

Mr. Koomar announced adoption of Resolution No. 12-03, an emergency measure, by a vote of 7-0.

In compliance with Section 121.22 of the Ohio Revised Code, **Mr. Pohlkamp MOVED** to adjourn to Executive Session regarding contracts, labor contracts, personnel, and litigation.

**Roll Call Vote: Yeas- Lieske, Miller, Pohlkamp, Tadych, Young, Clark, Koomar. Nays – None. Motion carried 7-0.**

Council reconvened in an open meeting at 9:42 p.m. Present were: Clark, Koomar, Lieske, Miller, Pohlkamp, Young, Mayor Sutherland. Also present: Finance Director Presley, Service Director Galli, Law Director Ebert.

There being no further business to discuss, the meeting adjourned at 9:43 p.m.

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Paul A. Koomar, President of Council

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Joan T. Kemper, Clerk of Council