

1. Agenda

There is no agenda available for this meeting, please review the minutes.

2. Minutes

Documents:

[2020\\_MIN\\_COMMITTEE\\_SESSION\\_OF\\_JANUARY\\_27\\_\\_2020.PDF](#)

[2020\\_SPECIAL\\_MEETING\\_MINUTES\\_JANUARY\\_27\\_\\_2020.PDF](#)

3. Meeting Materials

Documents:

[2020\\_-\\_COUNCIL\\_PACKET\\_FOR\\_SPECIAL\\_MEETING\\_JANUARY\\_27.PDF](#)

[2020\\_1-27\\_COMMITTEE\\_MEETING\\_PACKET.PDF](#)

4. Meeting Audio

[RECORDING OF SPECIAL MEETING OF COUNCIL](#)

[RECORDING OF COMMITTEE MEETING OF COUNCIL](#)

# City of Bay Village

Council Minutes, Committee Session  
Dwight A. Clark, President of Council, presiding

January 27, 2020  
Conference Room

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

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Police Chief Spaetzle, Fire Chief Lyons, Recreation Director Enovitch, Community Services Director Selig, Human Resource Director Demaline, Building Director Tuck-Macalla.

## AUDIENCE

Clare Banasiak, Amanda and Gary Sebrosky, Carl Gonzalez, Tommy Salman, Julie Salman, Barb Piccirilli, Bob Piccirilli.

## ANNOUNCEMENTS

**Mayor Koomar** advised that a majority of electricity outages addressed by Karen Kirsh of First Energy during her presentation to Council were tree related outages. Two of the outages were caused by vehicle accidents, and two were lightning strikes. Trucks are on site at the Metroparks property where tree trimming is underway. The Mayor will present further information as it becomes available.

The State of the City address will be held on Wednesday, February 26, 2020 at 11 a.m., at the Dwyer Memorial Center.

A recommendation of the Programming Committee of the Northeast Ohio Areawide Coordinating Agency (NOACA), is that Bay Village be on the list for the latest Transportation for Livable Communities Initiative (TLCI) grant item. The committee recommended a little over \$100,000 for the east side of the path for the bridge to the Dwyer Memorial Center. The funding is 100% of the project. Confirmation should be received in March.

Mr. Clark asked the timing to start the project when confirmation is received. Mayor Koomar stated that he would think it would be a 2021 year project. An application will be submitted through Clean Ohio to connect from the bridge to the other side of the path. Ms. Maier noted that the due date for the application is March 2.

The Mayor stated that the section they envision potentially going farther south towards Wolf Road at the library location will be held until the library construction plays out and before the trails are finalized.

Mr. Clark suggested having a representative from the Cleveland Metroparks present to Council later this winter or in the spring to talk about their projects. Mr. Tadych noted that the original program they reviewed will not be done. Mr. Clark stated this included the renovations to the concession stand and the entire surrounding area.

Mayor Koomar commented that arrangements are being made for an offsite Council Planning Session to be held on May 11, 2020 at the BAYarts facility.

Bay Village Bicycle Cooperative presentation to Council.

Mr. Bob Piccirilli, representing the Bay Village Bicycle Cooperative, presented information to Council about the Cooperative's "Fix it Forward" program.

The Village Bicycle Cooperative was started in 2012 by Jennifer Smillie, the president of the organization for almost seven years. Ms. Smillie was the true visionary of the project, and she moved forward to start the Cooperative knowing that Cooperatives do not succeed in towns like Bay Village. They succeed on college campuses and in big cities. The Bay Village Bicycle Cooperative has been in Bay for eight years at this point, as a testament to the fact that they have done a good job.

The Bay Village Bicycle Cooperative started out in the building that is now occupied by Pizza Hut. At that time the building had no heat or lights. In May of 2012, the Cooperative moved to the Community House ground floor with a very nice arrangement with the City which has worked out extremely well. They have also had a wonderful partnership with Fairview Cycle that has allowed them to purchase parts slightly above cost. This has kept the costs for the Cooperative down and enabled them to operate in the black. The Bay Village Bicycle Cooperative is a 501c3 entity and has about twelve unpaid volunteers.

The mission of the Bay Village Bicycle Cooperative is to educate, advocate and create. They want to educate people about bicycle safety. They received an Ohio grant for helmets, and distributed close to 100 helmets over the years. They participate in the annual Touch-a-Truck event where they discuss safety. The second part of the mission of education is related to bicycle mechanics and repair. The volunteers teach people how to tune up their bicycles. The Cooperative advocates to make communities bike friendly, working with organizations like Bike Cleveland and NOACA for safer streets, and educating cyclists on how to ride safely, following the rules of the road.

The third part of their mission is to create, which leads to refurbishing old bicycles for sale or donation. They cannibalize bikes for parts, and any bike that is not used for sale or donation goes into steel recycling.

The goal of the Fix it Forward program is to donate safe, totally refurbished bicycles to people in need. Children's bikes are typically donated around Christmas time. Adult bicycles, called necessity bikes, are donated to folks who have no other means of transportation, mainly people who cannot afford a bus pass to get to work. Mr. Piccirilli noted that these people are very grateful to

receive these necessity bikes to get them from their home to work. He noted these bikes have to be well prepared to ride over curbs and potholes through main streets.

Bryce's Bike Shop assisted with the start up, and Barb Piccirilli, who volunteers with the Salvation Army, was instrumental in the annual donation of bikes to the Salvation Army at Christmas time. They have donated 450 bicycles since 2013 to people who need good bikes. At about \$80 per bike, this is a movement of \$36,000 of bicycles from the Bicycle Cooperative to folks in need. The highest year of donation was 2015, when 92 bicycles were donated to various causes, including the Salvation Army, West Side Catholic Center, St. Elizabeth Church, Marion C. Seltzer Elementary School, Cleveland Metropolitan Housing Authority, Westlake Police Department, and individual concerns.

In 2019, 124 bicycles were sold, due to increased open-shop time with an emphasis on marketing. Donated bicycles were 72 in number, 40 of which were the Salvation Army donation which was highlighted in an article in the *Westlake/BayVillage Observer*. The relationship with the Salvation Army originated through Barb Piccirilli, who volunteers at the Salvation Army. The Bicycle Cooperative has donated to them every year, starting initially with their Lieutenant JR who was in charge for a very long time, and now with Major Enessta. They have coordinated their bicycle donations with their annual toy drive. The program is a tribute to the people in Bay Village, Westlake, Avon Lake and Avon who donate bicycles.

Revenue generated is \$4,000 to \$6,000 per year, with \$10,000 revenue in 2019, which pays for parts for bicycles and rent at the Community House. Space at the Community House has been lost this year due to the move of the Recreation Department to the Community House. Mayor Koomar and Recreation Director Enovitch have helped the Cooperative to regain space at BAYarts for inventory. In January of 2019, there were 134 bikes in inventory. At this time there are 45 bikes in inventory. There are 25 bicycles ready for sale this March, and in April there will be 70 bikes on the floor ready for sale.

Mr. Piccirilli ended his presentation by noting that the volunteers of the Bay Village Bicycle Cooperative have had a lot of fun over the last seven years and are looking forward to more good years in the future.

Mr. Clark thanked Mr. Piccirilli for his presentation this evening, and for the work of the volunteers who make the Bay Village Bicycle Cooperative a success. He noted the grass roots efforts which started the Cooperative in Bay Village, a regional program without peer in this west side area. Mr. Clark asked Carl Gonzalez, also present this evening on behalf of the Bicycle Cooperative, and Bob and Barb Piccirilli to give Council's best wishes to the Bay Village Bicycle Cooperative.

Jennifer Demaline, Human Resource Director – Health Care Summary.

**Ms. Jennifer Demaline, Human Resource Director**, addressed City Council regarding health care for Bay Village City employees. The City of Bay Village purchases their health care through the Jefferson Health Plan, beginning in 2016. Medical Mutual is the City's TPA (Third Party Administrator). Jefferson Health Plan is a consortium that serves public entities, with their core

business based out of Steubenville, Ohio. Since 2016, the City has seen savings on the stop loss side of the program, which Jefferson Health Care refers to as the Large Claim Reimbursement Program. The City of Bay Village Stop Loss program is \$75,000, which means that any single number or claims on the health plan that exceed \$75,000 or higher is reimbursable by the Jefferson Health Care Plan.

Data was provided to Council in the form of a Health Care Analysis, a copy of which is attached to these minutes for reference. Since Jefferson Health Care initially began with a school district, their information is based on a school-year ending date of June 30.

The beginning balance for 2020 is reflected in the 12/31/19 balance of \$61,009.41 in reserves. The Jefferson Health Plan acts and looks like a totally funded product. When they give the City the rates for the year, they factor in a total claims number of \$1.5 million for the year, broken down into twelve months' worth of payments to the Jefferson Health Plan. Jefferson Health Plan then pays the City claims to Medical Mutual out of that money, and whatever is left is the Reserve Funds. From July 1, 2019 to December 31, 2019, City payments totaled \$773,352.89.

Mr. Clark asked the gap in time from the time that the City pays out for large claims that have hit the stop loss amount until the reimbursement over the stop loss limit is received. Ms. Demaline stated that when the claim first goes over to stop loss it takes a month or two for Jefferson Health Plan to catch up and once that member is flagged the payments will be about a month in arrears. Mr. Winzig clarified that the City pays the claim, and Jefferson Health Plan reimburses.

Claims paid out from July 1, 2019 through December 31, 2019 totaled \$516,301.61, Administrative Fees \$11,259.70, Large Claim Reimbursement Insurance, \$147,401.60, and TPA Fees of \$26,694.64. Total Expenditures were \$701,657.55. If this were to be multiplied for the next six months, the forecast for expenditures would be \$1.4 million, trending below the City Payments for the year as of the period ending June 30, 2019. Currently there is \$165,485.52 in reserves with the Jefferson Health Plan. Claims are paid to Jefferson Health Plan monthly.

Employees on the plan ending 12/31/19 averaged 23.33 single coverage and 73.67 family coverage, totaling 97 employees on the plan. Total lives covered is shown as 274, an increase of 3.01% over 2018. The Opt-out incentive came about in contract negotiations in 2016. Employees eligible for the family plan who choose not to take the City's plan and sign with a spouse's plan or another offering such as a veteran's plan, are eligible for a \$250 per month incentive for the family plan, or \$100 per month for a single plan. In 2020, fourteen employees have opted out on the family plan, and one single person has opted out for the single plan.

Also in 2020, the City implemented a tobacco surcharge. If an employee, a spouse or any family member on the plan is a tobacco user, they have to pay a surcharge of an additional \$50 per month along with their health care premium. Currently there are eight people on the health care plan that are paying that surcharge along with their health care premium.

There is also a spousal surcharge. If an employee is enrolled in the family plan and the spouse has group health care coverage through their employer, and the employee still chooses to stay on the

City of Bay Village plan, they pay an additional surcharge of \$75 per month. Twenty-six employees have taken advantage of the spousal surcharge. Three employees have left the plan because of these surcharges. Total income from the tobacco surcharge and the spousal surcharge totals \$4,800 annually on the tobacco line, and \$23,400 on the spousal surcharge. These amounts are not shown on the analysis presented.

The Wellness Program started in 2016 and has grown every year, and is now offered to spouses as well as employees. Currently there are 44 employees and 18 spouses on the Wellness Program for 2020, an increase of 7 employees for 2020. Employees are offered \$30.00 off their premium contributions as a monthly incentive to participate in the Wellness Program, with an additional \$15.00 per month premium discount if the spouse is enrolled.

The City has 107 full time employees, with 94 enrolled in health care, and 44 enrolled in the Wellness Program.

The Jefferson Health Plan changed their benefits provider, now going through RX Benefits, a consortium purchasing pharmacy benefits through another consortium, which should be a twenty percent savings.

There has been a change in the Disease Management Program. The Jefferson Health Plan was managed by Medical Mutual, and now has been brought to a different vendor with a substantial savings. Employees who qualify receive free supplies for their disease management.

Mr. Clark stated that it is never easy to move the health care platform in bargaining situations. Mr. Clark applauded the work that Ms. Demaline and the administration have done on that front. He asked Council if they think there are things that can be done to augment or refine the data presented to make it easier to read, he would encourage reaching out to Ms. Demaline and Finance Director Mahoney.

Mr. Clark noted that there is a six-month notice required to opt out of the Jefferson Health Plan, with notification required by June 30. If there is a need to look at another third party administrator that would have to be done in the winter months. Ms. Demaline was thanked for her presentation this evening.

## **COMMITTEE OF THE WHOLE**

**ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-DeGeorge, Tadych, Maier.**

Amendment to Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings. (First Reading January 13, 2020).

**Ms. DeGeorge** will present, for second and final reading this evening, an amendment to Section 111.01 of the Codified Ordinances of the City of Bay Village setting the time and place of Regular Council meetings. This has been discussed by Council, with the suggestion to move the

starting time of Regular Council meetings to 7:30 p.m., as opposed to the existing time of 8:00 p.m. Ms. DeGeorge will move for adoption of the ordinance at the Special Meeting of Council this evening.

School Resource Officer Agreement.

**Mayor Koomar** advised that in talking with the schools regarding the contract, they are at the same cost-sharing percentages of 70% Schools, 30% City, which equates to 180 school days with two administrative dates built in for training. The percentages represent the time the schools are using the officer. Contract language is being worked through. Because this is a full time position it is covered under the Collective Bargaining Agreement. Core hours for the school are being clarified, as well as looking at overtime for other events with the understanding that is an overtime rate that is covered by the Collective Bargaining Agreement. The City will apply for the grant dollars and the schools wanted assurance that the City would make the application. There will be further discussion with the Schools this week to be sure everyone is in agreement on the language of the contract. The Mayor looks forward to bringing this to Council the week of February 3, 2020 for review.

Mr. Winzig asked if the 70% Schools/30% City participation in the contract will continue on year after year, once the employee is hired.

Mr. Barbour responded that a three-year agreement for part time was executed. The three-year agreement for full time is being worked on now. Beyond three years there has not been an agreement as yet.

Mr. Tadych stated that it could be a learning experience for both parties.

Mr. Clark asked if it is the hope that the School Resource Officer would be in place by the beginning of the next school year. Chief Spaetzel replied that it is the plan to have the officer in place by the new school year.

**FINANCE & CLAIMS COMMITTEE-Tadych, Winzig, Kelly, Clark.**

Acknowledgement of December Financial Reports.

**Mr. Tadych** will move to acknowledge receipt of the December Financial Reports of the City of Bay Village at the Special Meeting of Council this evening. The reports were received earlier this month and were reviewed by the Finance Committee.

Repeal of Ordinance No. 14-115, Outside Legal Services.

The Finance Committee met on January 13, 2020 and discussed outside legal services. Law Director Barbour advised that he could manage the outside legal services through his budget process of having an amount budgeted for outside legal, and he would like permission to distribute the funds as needed and not be restricted by a contract. Mr. Tadych stated that an

ordinance to repeal certain sections of Ordinance No. 14-115 will be presented for adoption this evening at the Special Meeting of Council.

Ms. Maier stated that the Whereas Clause in the original ordinance refers to the firm of Seeley, Savidge and Ebert, and asked if this needs to be changed.

Law Director Barbour stated that the Whereas Clauses are not law. The law in an ordinance is in the sections of the ordinance, after it states, "Now it be ordained" or resolved, followed by the sections. Whereas Clauses are terms are explanatory, are precludes or stated reasons as to why something is being done.

Mr. Clark stated that the ordinance as written is substantively correct and will be read and moved for adoption this evening.

Amendment and repeal of certain sections of Ordinance No. 16-32, entitled "Approving Certain Capital Expenditures and Personal Services Contracts previously approved by budget that exceed Twenty Thousand Dollars, and declaring an emergency."

Mr. Tadych clarified his statement made at the Finance Committee meeting of January 13, 2020 regarding Capital expenditures. He stated at the January 13, 2020 Finance Committee meeting that the State was moving to \$100,000 in the requirement of bidding for Capital purchases. This is incorrect; the amount is staying at \$50,000.

Tonight there is a repeal of certain sections of Ordinance No. 16-32 for Capital Expenditures in regard to Personal Services Contracts. The ordinance drafted will move from \$25,000 to \$50,000 on the Capital Expenditures, and increasing Personal Services to \$25,000.

Mr. Clark asked if it should be identified in the ordinance that the Capital Equipment and Public Improvement Projects will be subject to levels as set by Ohio Revised Code. Ms. Maier noted that the City of Bay Village, as a public entity, has to abide by the levels set by the Ohio Revised Code.

Mr. Clark stated that the Ordinance will be placed on first reading this evening. Mr. Barbour noted that the first Whereas Clause states that the City of Bay Village annually provides a budget which is approved by Council and is subject to certain state bidding limitations.

**PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Maier, DeGeorge, Stainbrook.**

Approval to enter into contract with Chagrin Valley Engineering for design services for the Clean Ohio Trails Project through the Cahoon Basin (First Reading January 13, 2020).

**Ms. Maier** will present for second reading and consideration for adoption an Ordinance granting approval to enter into contract with Chagrin Valley Engineering for design services for the Clean Ohio Trails Project through the Cahoon Basin. The contract amount is \$39,604.00.

A Planning, Zoning & Public Grounds and Buildings Committee meeting will be held on Wednesday, February 19, 2020 at 6:30 p.m. The meeting will be a work session for the proposed Zoning Overlay Project.

Mr. Clark noted that there had been plans mentioned by Mayor Koomar of having Jason Russell of Concord Consulting in to the Council Meeting of February 3, 2020. He asked if that is still the intent of the Mayor. Mayor Koomar stated that he will check with Mr. Russell, who would like to gather all public input prior to addressing Council again. The Mayor stated further that a Zoning Overlay public meeting was held last Thursday and at one point there were more than 55 people present. Mayor Koomar will follow up with Mr. Russell.

Ms. Maier commented that Mr. Russell did confirm that he is available to do a work session with the City Planning Commission on Wednesday, February 5, 2020, provided that there are no other materials for that meeting.

**PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-  
Stainbrook, Maier, Kelly.**

2020 Pavement Maintenance Program.

**Mrs. Stainbrook** stated that the 2020 Pavement Maintenance and Resurfacing Program has a budget this year of \$750,000, and information has been provided to Council of the base bids and alternate bids, as well as the streets included in the project. The entire project is estimated at \$787,270.00. In addition to the Street Improvement Budget of \$750,000, there is also \$50,000 set aside for Reclamite, which helps maintain streets that were paved, and \$65,000 for the Crack Seal Program. The 2020 Pavement Maintenance and Resurfacing Program includes Knickerbocker, Rexford, and Aberdeen, with alternate bids for Kenilworth and Oakmoor.

Director of Public Service and Properties Liskovec stated that the budget unit price is \$17.00 per square yard and feels confident that this is a solid number. Recommendations will be presented at the February 3, 2020 meeting for street maintenance material bids opened on January 24, 2020. The numbers are consistent from last year, which is encouraging moving forward.

Results of bids for the Pavement Maintenance and Resurfacing Program will be a reflection of where the market is at the time. Mrs. Stainbrook will move to grant permission to advertise for bids for the 2020 Pavement Maintenance and Resurfacing Program at the Special Meeting of Council this evening.

Mr. Winzig asked if the Reclamite and Crack Seal Programs are included in the \$750,000 budget. Mrs. Stainbrook stated that the Reclamite and Crack Seal Programs have separate funding budgets. Mr. Winzig asked if the Sunset Area Paving is going to be as part of this bidding. Mr. Liskovec stated that City Engineer Don Bierut is reviewing the numbers used for Sunset last summer. The numbers will be updated to reflect the current market. Now that the utilities contract is set for Sunset, they will continue that review of the Sunset paving numbers

before advertising for bids for the Sunset repaving which should be ready in the near future. The advertisement for bids for that project will be done along with the Long Beach Area, which will be a separate project as well.

Mrs. Stainbrook noted that bidding early in the season helps to attain good bids from contractors and getting our people scheduled to have these projects ready to start when the weather breaks.

Mr. Clark asked the Mayor if there is possible county partnership on Bradley Road and Wolf Road for resurfacing. Mayor Koomar stated that the 50%/50% application with the county just came in last week, and City Engineer Don Bierut will review the application submitted two years ago to update the numbers and bring to Council for approval for resubmission to the county.

**RECREATION & PARKS IMPROVEMENT COMMITTEE-Winzig, DeGeorge, Tadych.**

**Mr. Winzig** had no report this evening.

**SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Kelly, Stainbrook, Winzig.**

**Mr. Kelly** had no report this evening.

**MISCELLANEOUS**

**Mr. Clark** asked Law Director Barbour if there are any comments regarding a potential litigation situation. Mr. Barbour stated that he would suggest that Council convene to Executive Session later this evening on pending or imminent litigation. Mr. Tadych will be asked to make an oral motion toward the end of the Special Meeting of Council this evening to convene to Executive Session for an update on this situation.

**AUDIENCE**

There were no comments from the audience this evening.

**ADJOURNMENT**

There being no further discussion, the meeting adjourned at 8:20 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:24 p.m.  
President of Council Dwight A. Clark, presiding

January 27, 2020

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour, Finance Director Mahoney, Police Chief Spaetzel, Fire Chief Lyons, Director of Public Service and Properties Liskovec, Recreation Director Enovitch, Director of Community Services Selig, Human Resource Director Demaline, Building Director Tuck-Macalla.

## AUDIENCE

Amanda and Gary Sebrosky, Clare Banasiak.

President of Council Clark called the meeting to order at 8:24 p.m. with roll call and the Pledge of Allegiance led by David L. Tadych, Vice President of Council and Councilman, Ward 1.

**Motion by Tadych** to dispense with the reading and approve the Minutes of the Special Meeting of Council held January 13, 2020, as prepared and distributed.

**Motion passed 7-0.**

**Motion by Tadych** to dispense with the reading and approve the Minutes of the Cahoon Memorial Park Trustees meeting held January 13, 2020, as prepared and distributed.

**Motion passed 8-0.**

**Motion by Tadych** to dispense with the reading and approve the Minutes of the Special Meeting of Council held January 15, 2020, as prepared and distributed.

**Motion passed 7-0.**

**Motion by Tadych** to dispense with the reading and approve the Minutes of the Cahoon Memorial Park Trustees meeting held January 15, 2020, as prepared and distributed.

**Motion passed 8-0.**

**Motion by Tadych** to acknowledge receipt of December 2019 Financial Reports of the City of Bay Village, Ohio prepared by Finance Director Renee Mahoney.

**Motion passed 7-0.**

Special Meeting of Council  
January 14, 2020

**Ms. DeGeorge** read **Ordinance 20-01** amending Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings, and declaring an emergency, and moved for adoption. (Second Reading and Consideration for Adoption) (First Reading January 13, 2020).

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 20-01.

Roll Call on Suspension of the Charter Rules:

Yeas- Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays –None.

Roll Call on Inclusion of the Emergency Clause:

Yeas – Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays – None

Roll Call on Adoption:

Yeas– Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays –None.

Mr. Barbour announced adoption of Ordinance No. 20-01, an emergency measure, by a vote of 7-0.

**Mr. Tadych** introduced and read **Ordinance 20-06** repealing certain sections of Ordinance No. 14-115 establishing fees for Outside Legal Services, 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. 20-06.

Roll Call on Suspension of the Charter Rules:

Yeas-DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark.

Nays –None.

Roll Call on Inclusion of the Emergency Clause:

Yeas –DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark.

Nays – None

Roll Call on Adoption:

Yeas– DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark.

Nays –None.

Mr. Barbour announced adoption of Ordinance No. 20-06, an emergency measure, by a vote of 7-0.

Special Meeting of Council  
January 14, 2020

**Mr. Tadych** introduced and read **Ordinance No. 20-07** amending and repealing certain sections of Ordinance No. 16-32, and declaring an emergency. **\*Tadych\*** (First Reading).

Mr. Barbour announced that Ordinance No. 20-07 is placed on first reading.

**Ms. Maier** read **Ordinance 20-04** authorizing the Mayor to enter into an agreement with Chagrin Valley Engineering, Ltd. for surveying and engineering services for the Cahoon Basin Trail, and declaring an emergency, and moved for adoption. (Second Reading and Consideration for Adoption) (First Reading January 13, 2020).

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 20-04.

Roll Call on Suspension of the Charter Rules:

Yeas-, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Roll Call on Inclusion of the Emergency Clause:

Yeas –, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays – None

Roll Call on Adoption:

Yeas–, Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Mr. Barbour announced adoption of Ordinance No. 20-04, an emergency measure, by a vote of 7-0.

**Motion by Stainbrook** to advertise for bids for the 2020 Pavement Maintenance Program.

**Motion passed 7-0.**

#### **Announcements/ Audience/Miscellaneous**

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Tadych **MOVED** to convene to Executive Session regarding Pending Litigation.

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

**Motion passed 7-0.**

Also in attendance in Executive Session were Mayor Koomar and Law Director Barbour.

Special Meeting of Council  
January 14, 2020

Council reconvened in an open meeting at 9:21 p.m. Present were: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, and Winzig.

**ADJOURNMENT**

There being no further discussion, the meeting adjourned at 9:23 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council



## City of Bay Village

350 Dover Center Road  
Bay Village, Ohio 44140-2299

Phone: 440/871-2200  
Fax: 440/871-5751

January 23, 2020

A Special Meeting of the Bay Village City Council will be held on **January 27, 2020 at 8:00 p.m., following the Committee Meeting at 7:30 p.m.**, in the Council Chambers of Bay Village City Hall, 350 Dover Center Road, to take action on items listed below:

1. Roll Call; Pledge of Allegiance led by David L. Tadych, Vice President of Council and Councilman of Ward 1.
2. **Motion** to approve the Minutes of the Special Meeting of Council held January 13, 2020. **\*Tadych\***
3. **Motion** to approve the Minutes of the Cahoon Memorial Park Trustees meeting held January 13, 2020. **\*Tadych\***
4. **Motion** to approve the Minutes of the Special Meeting of Council held January 15, 2020. **\*Tadych\***
5. **Motion** to approve the Minutes of the Cahoon Memorial Park Trustees meeting held January 15, 2020. **\*Tadych\***
6. **Motion** to acknowledge receipt of December 2019 Financial Reports of the City of Bay Village, Ohio prepared by Finance Director Renee Mahoney. **\*Tadych\***
7. **Ordinance 20-01** amending Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings, and declaring an emergency. **\*DeGeorge\*** (Second Reading and Consideration for Adoption) (First Reading January 13, 2020).
8. **Ordinance** repealing certain sections of Ordinance No. 14-115 establishing fees for Outside Legal Services, and declaring an emergency. **\*Tadych\*** (First Reading).
9. **Ordinance** amending and repealing certain sections of Ordinance No. 16-32, and declaring an emergency. **\*Tadych\*** (First Reading).
10. **Ordinance 20-04** authorizing the Mayor to enter into an agreement with Chagrin Valley Engineering, Ltd. for surveying and engineering services for the Cahoon Basin Trail, and declaring an emergency. **\*Maier\*** (Second Reading and Consideration for Adoption) (First Reading January 13, 2020).
11. **Motion** to advertise for bids for the 2020 Pavement Maintenance Program. **\*Stainbrook\***
12. Announcements/ Audience/Miscellaneous

**13. Adjournment**

Dwight A. Clark  
President of Council

Charter Reference 2.11

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 clause:*

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 provisions. 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, Special Meeting  
Council Chambers 8:30 p.m.  
President of Council Dwight A. Clark, presiding

January 13, 2020

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Recreation Director Enovitch, Community Services Director Selig, Police Chief Spaetzel, Fire Chief Lyons, City Engineer Bierut, Building Director Tuck-Macalla.

## AUDIENCE

Clare Banasiak.

President of Council Clark called the meeting to order at 8:30 p.m. with roll call and the Pledge of Allegiance led by Nancy Stainbrook, Councilwoman-at-large.

**Motion by Tadych** to dispense with the reading of the minutes of the Regular Meeting of Council held December 16, 2019, and approve the minutes as prepared and distributed.

**Motion carried 6-0-1 Abstention (Mr. Kelly).**

**Motion by Tadych** to dispense with the reading of the minutes of the meeting of the Cahoon Memorial Park Trustees held December 16, 2019, and approve the minutes as prepared and distributed.

**Motion carried 7-0-1 Abstention (Mr. Kelly).**

**Motion by Tadych** to dispense with the reading of the minutes of the Organizational Meeting of Council held January 2, 2020, and approve the minutes as prepared and distributed.

**Motion carried 7-0.**

**Ms. DeGeorge** introduced and read, by title only, **Ordinance No. 20-01** amending Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings, and declaring an emergency. (First Reading)

Mr. Clark stated that this proposed change was discussed at length. He expressed appreciation to Clerk of Council Joan Kemper, Law Director Barbour, and the city administration for providing clarity on where this legislation falls within the City rules and regulations.

Mr. Barbour announced that Ordinance No. 20-01 is placed on first reading.

Special Meeting of Council  
January 13, 2020

**Ms. DeGeorge** introduced and read **Ordinance No. 20-02** authorizing the Mayor to enter into an agreement with Ohio Pyro & Flame LLC. for the 2020 July 4<sup>th</sup> Fireworks Display, and declaring an emergency, and moved for adoption.

Mr. Winzig commented that Mr. Clark has informed Council that a portion of the cost of the fireworks is reimbursed by the Fireworks Fund, created by public donations. Mr. Clark stated that the City enters into the contract with the provider and the City is reimbursed for half of the cost by the Fireworks Fund that is held by the Bay Village Foundation. This has been the case for the past three years since the partnership has begun with resident Steve Ernst and his fireworks' organization, which has worked very well.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 20-02.

Roll Call on Suspension of the Charter Rules:

Yeas- Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays –None.

Roll Call on Inclusion of the Emergency Clause:

Yeas – Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays – None

Roll Call on Adoption:

Yeas– Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig.

Nays –None.

Mr. Barbour announced adoption of Ordinance No. 20-02, an emergency measure, by a vote of 7-0.

**Mr. Tadych** introduced and read, by title only, **Resolution No. 20-03** authorizing the Finance Director to participate in various Cooperative Purchasing Programs, 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 Resolution No. 20-03.

Roll Call on Suspension of the Charter Rules:

Yeas- Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Roll Call on Inclusion of the Emergency Clause:

Yeas –Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays – None

Special Meeting of Council  
January 13, 2020

Roll Call on Adoption:

Yeas– Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Mr. Barbour announced adoption of Resolution No. 20-03, an emergency measure, by a vote of 7-0.

**Ms. Maier** introduced and read **Ordinance No. 20-04** authorizing the Mayor to enter into an agreement with Chagrin Valley Engineering, Ltd. for surveying and engineering services for the Cahoon Basin Trail, and declaring an emergency. (First Reading)

Mr. Clark advised that he addressed with the administration the desire to place this ordinance on first reading, given the nature and size of the contract. It will be read on two readings in order to expedite the project.

Mr. Barbour announced that Ordinance No. 20-04 is placed on first reading.

**Motion** by **Maier** to approve a temporary sign, 36 inches by 72 inches, on the St. Raphael Church lawn, from February 7 through February 24, 2020, advertising the St. Raphael Mardi Gras on February 22, 2020.

**Motion carried 7-0.**

**Mr. Kelly** introduced and read **Resolution 20-05, amending by reading, to change the reference to the City of Hudson to the City of Bay Village**, expressing the Intent of the City of Bay Village in 2020 to sell by Internet auction personal property, including motor vehicles and other property referenced in Revised Code §721.15 with an estimated value in excess of \$5,000.00 which are no longer needed for public use or are obsolete or unfit for the use for which they were acquired, and declaring an emergency, and moved for adoption.

Mr. Kelly asked Law Director Barbour if it is appropriate and necessary to read the entire resolution, or reference the fact that this in an annual proceeding that expresses future intent.

Mr. Barbour stated that the only real requirement under the Ohio Revised Code is that the title of the legislation be announced to the voting body. Typically, there is just an explanation of the various sections, without reading the entire ordinance, which is not a requirement.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 20-05.

Roll Call on Suspension of the Charter Rules:

Yeas- Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays- None.

Roll Call on Suspension of the Council Rules:

Yeas –Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Special Meeting of Council  
January 13, 2020

Roll Call on Inclusion of the Emergency Clause:

Yeas- Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays – None

Roll Call on Adoption:

Yeas– Kelly, Maier, Stainbrook, Tadych, Winzig, Clark, DeGeorge.

Nays –None.

Mr. Barbour announced adoption of Resolution No. 20-05, an emergency measure, as amended by reading, by a vote of 7-0.

**Motion** by **Kelly**, authorizing the Clerk of Council to act as designee for those elected officials who so choose to make that designation to attend required training in compliance with Sections 149.43 and 121.22 of the Ohio Revised Code.

**Motion carried 7-0.**

## ANNOUNCEMENTS

**Mayor Koomar** stated that the agreement for the full time School Resource Officer states that the City will pay 30% and the School Board 70%, which aligns very closely with good benchmarks, such as the City of Rocky River, that fund an officer eight hours per day for the number of days children are in school.

Chief Spaetzel stated that the City has to hire a replacement for his position and in that process is looking at a whole group of new officers. When the School Resource Officer position is passed, there are costs that the City will bear such as training academy and field officer training time. Field training is sixteen weeks, and the academy is sixteen weeks. It generally takes about a year from hire to get the officer on the road.

## AUDIENCE

Resident Clare Banasiak stated that she is looking forward to the starting time of City Council Regular Meetings at 7:30 p.m.

## MISCELLANEOUS

**Mr. Clark** stated that Mayor Koomar and he are trying to schedule a date, time and place for the annual planning meeting, which is generally done off-site. Department heads, City Council and the administration attend these annual meetings.

There will not be a Council meeting on Monday, January 20, 2020 in observance of the Dr. Martin Luther King, Jr. holiday.

## ADJOURNMENT

There being no further discussion or matters to come before the Council this evening, the

Special Meeting of Council  
January 13, 2020

meeting adjourned at 8:45 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

## CITY OF BAY VILLAGE

### CAHOON MEMORIAL PARK TRUSTEES

January 13, 2020  
8:20 p.m.

President of Council Clark called the meeting called to order in the conference room of Bay Village City Hall at 8:20 p.m.

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Police Chief Spaetzel, Fire Chief Lyons, Recreation Director Enovitch, Community Services Director Selig, City Engineer Bierut, Building Director Tuck-Macalla.

### AUDIENCE

Clare Banasiak, Jeff Hartz, Karen Kirsh, Denny Wendell, Alex Kamczyc.

Bay High School request for Cross Country Meets on August 15, August 29, and October 17, 2020, pending receipt of insurance.

**Motion by Mr. Winzig** to grant the request of Bay High School for Cross Country Meets on August 15, 2020, August 29, 2020, and October 17, 2020, pending receipt of insurance. Mr. Clark noted that these requests have been granted in the past.

### **Motion carried 8-0.**

Cleveland Haunt Club request for use of Cahoon Memorial Park on Saturday, August 1, 2020 for a Halloween themed Flea Market, pending receipt of insurance.

**Mr. Winzig** advised that information was received by the Trustees which describes the location of the vendor tents, three food trucks, the Ghostbusters Entertainment Center in the gazebo, and the area to be used for the car show. In the past, the Cleveland Haunt Club had access to the Community House. Mr. Winzig asked if there will be portable sanitary facilities now that the Community House will not be accessible.

Mayor Koomar stated that the restrooms in Cahoon Memorial Park and the Bay Village Police Station are an option.

Mr. Jeff Hartz, President of the Cleveland Haunt Club, was present and thanked the Council for allowing him to speak in support of this event. He stated that this is an event that is a family-friendly event. Last year there were over 500 people in attendance, coming from as far away as Pennsylvania and Michigan and commenting on the beauty of Bay Village. This will be the fifth year for the event, but are forced out of the Community House because of the changed use of the building. In the past, there were things outside, but the event did not take place in the park. The suggestion for this year is to move what was formerly inside the building on to the park grounds.

Minutes of a Meeting of  
Cahoon Memorial Park Trustees  
January 13, 2020

Mrs. Stainbrook asked how many people attend this event. Mr. Hartz stated that last year over 500 people came to the event. There were 45 vendors. Membership in the Cleveland Haunt Club is about 2200 online, and 150 card carrying paid memberships. They are a 501c7, non-profit organization meeting monthly at the American Legion Hall in Avon Lake.

Mrs. Stainbrook asked Police Chief Spaetzel if there is any change or impact with the vending moving from inside to outside. Police Chief Spaetzel stated that there is no change affecting the Police Department.

**Motion by Mr. Winzig** to grant the request of the Cleveland Haunt Club for use of Memorial Park on Saturday, August 1, 2020 for a Halloween themed Flea Market, as requested by resident Jeff Hartz, and pending receipt of insurance.

**Motion carried 8-0.**

Approval to hold Fourth of July Fireworks Display on July 4, 2020 in Cahoon Memorial Park, under contract with Ohio Pyro & Flame LLC., pending receipt of insurance.

Mr. Winzig stated that information has been received by the Trustees about the Ohio Pyro & Flame Company relative to their pricing as well as a copy of the contract. The information indicates that this is a qualified company who contract for this work throughout the country. They did a terrific job with the display last year, and their return would be welcome.

Mr. Clark noted that since July 4 falls on a Saturday this year there could be a record crowd. He noted that the City only pays for half of the cost and the other half is paid by funds from an initiative that resulted in donations from residents.

**Motion by Mr. Winzig** to approve the annual Fourth of July Fireworks Display on July 4, 2020 in Cahoon Memorial Park, under a contract with Ohio Pyro & Flame LLC., pending receipt of insurance.

**Motion carried 8-0.**

There being no further business to be brought before the Trustees this evening, the meeting adjourned at 8:27 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 7:00 p.m.  
President of Council Dwight A. Clark, presiding

January 15, 2020

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour.

## **AUDIENCE**

Paul Sutherland, representing Bay Rockets Association, Kateri Vincent.

President of Council Clark called the meeting to order at 7:00 p.m. with roll call and the Pledge of Allegiance led by Thomas J. Kelly, Councilman-at-large.

Consideration of Request of Bay Rocket Association for the installation of eight (8) telephone pole banners on telephone poles at each corner of the Wolf Rd & Dover Center and Wolf Rd & Cahoon intersections for the SnoBall Run to be held on February 15, 2020. Banners will be removed as soon as possible after the Run.

Mr. Winzig explained that this is a reposting of banners that have been used for the past runs to help announce the event, and showcase the background while the event is taking place.

**Mr. Paul Sutherland** stated that the Bay Rocket Association supports the sports activities for both the Bay Middle School and Bay High School. Fundraisers are held throughout the year to raise money for special requests from the teams. For example, last year the football team needed new headset communication devices. The Bay Rocket Association funded the purchase of those devices. The SnoBall Run is one of the larger fundraisers and is held on an annual basis so the more exposure, the more runners and sponsors will be involved resulting in more money being raised for the sports programs in the community. Mr. Sutherland stated he is present on behalf of the Board of the Bay Rocket Association to answer any questions. For the first time, Mr. Sutherland is in charge of the race this year and was unaware of the process. He will make a note to present this request in December or January for next year's event. Mr. Sutherland thanked the members of Council for being willing to meet today to work for the approval of the hanging of the banners.

Mr. Clark stated that Council is happy to accommodate the organization. It has been a great one for many years with their help in supporting athletics for the schools.

**Motion** to approve the request of the Bay Rocket Association for the installation of eight (8) telephone pole banners on telephone poles at each corner of the Wolf Road and Dover Center, and Wolf Road and Cahoon Road intersections for the SnoBall Run to be held on February 15, 2020. Banners will be removed as soon as possible after the Run.

Special Meeting of Council  
January 14, 2020

**Motion carried 7-0.**

**ADJOURNMENT**

There being no further discussion or matters to come before the Council this evening, the meeting adjourned at 7:05 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

## CITY OF BAY VILLAGE

### CAHOON MEMORIAL PARK TRUSTEES

January 15, 2020  
7:07 p.m.

President of Council Clark called the meeting called to order in the Council Chambers of Bay Village City Hall at 7:07 p.m.

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour.

### AUDIENCE

Paul Sutherland, representing Bay Rockets Association, Kateri Vincent.

**MOTION** by **Mr. Winzig** to approve the request of Bay Rocket Association for the installation of eight (8) telephone pole banners on telephone poles at each corner of the Wolf Rd & Dover Center and Wolf Rd & Cahoon Road intersections for the SnoBall Run to be held on February 15, 2020. Banners will be removed as soon as possible after the Run.

**Motion carried 8-0.**

There being no further business to be brought before the Trustees this evening, the meeting adjourned at 7:09 p.m.

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

ORDINANCE NO. 20-01  
INTRODUCED BY: Ms. DeGeorge

First Reading – January 13, 2020

**AN ORDINANCE**  
**AMENDING SECTION 111.01 OF THE CODIFIED ORDINANCES OF THE CITY OF  
BAY VILLAGE REGARDING TIME AND PLACE OF COUNCIL MEETINGS,  
AND DECLARING AN EMERGENCY.**

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

**SECTION 1.** That Codified Ordinance Section 111.01 which presently reads as follows:

**“111.01 Time and place of meetings.**

Regular meetings of the Council shall be held in the City Hall on the first and third Mondays of each and every month at 8:00 p.m. unless otherwise ordered by the Council. Should such date be a holiday, the regular meeting shall be held on the next succeeding business day.

(Ord. 57-40. Passed 4-5-57.)”

be and the same is hereby amended to read:

**“111.01 Time and place of meetings.**

Regular meetings of the Council shall be held in the City Hall on the first and third Mondays of each and every month at **7:30 p.m.** unless otherwise ordered by the Council. Should such date be a holiday, the regular meeting shall be held on the next succeeding business day.”

and present C.O. 111.01 is repealed.

**SECTION 2.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
CLERK OF COUNCIL

Ordinance – Amending Time of Council Meetings

APPROVED:

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MAYOR

010320jt

ORDINANCE NO:  
INTRODUCED BY:

**AN ORDINANCE**  
**REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 14-115 ESTABLISHING  
FEES FOR OUTSIDE LEGAL SERVICES, AND DECLARING AN EMERGENCY**

**WHEREAS**, Ordinance No. 14-115 was adopted on January 12, 2015, establishing the fees for outside legal services.

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

**SECTION 1.** That Sections 1 and Section 2 are hereby repealed.

**SECTION 2.** 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 Council, and that all deliberation of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to permit this change to occur at the beginning of a month. 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

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**  
**AMENDING AND REPEALING CERTAIN SECTIONS OF ORDINANCE 16-32,  
AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Bay Village annually provides a budget which is approved by Council and is subject to certain State bidding limitations; and

**WHEREAS**, the Finance Director may approve expenditures submitted by the department directors or as directed by Council within amounts appropriated by Council; and

**WHEREAS**, Council shall approve personal services contracts that are in excess of Twenty-Five Thousand Dollars (\$25,000.00) provided that the funds have been appropriated by Council;

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

**SECTION 1.** That Section 2 of Ordinance 16-32 is hereby repealed.

**SECTION 2.** That existing Section 3 of Ordinance 16-32 is hereby amended to read as follows: "Any personal services contract that exceeds Twenty-Five Thousand Dollars (\$25,000.00) and previously appropriated shall be submitted to Council for specific approval."

**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:

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MAYOR

011720 jt

**AN ORDINANCE**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CHAGRIN VALLEY ENGINEERING, LTD. FOR SURVEYING AND ENGINEERING SERVICES FOR THE CAHOON BASIN TRAIL, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City is in need of professional surveying and engineering services to prepare construction bid documents for the Cahoon Basin Trail project; and

**WHEREAS**, the City has received a proposal for that project from Chagrin Valley Engineering, Ltd., 22999 Forbes Road, Suite B, Cleveland, Ohio 44146, which has previously provided services on various city projects;

**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 Chagrin Valley Engineering, Ltd. to proceed with the surveying and engineering services for the Cahoon Basin Trail project at a cost not to exceed Thirty-Nine Thousand, Six Hundred Four Dollars (\$39,604.00).

**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, property and safety, and for the further reason that it is immediately necessary to provide said services, 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

## AGENDA

Agenda, Bay Village City Council  
Committee Meeting  
Conference Room, Bay Village City Hall  
Dwight A. Clark, President of Council, Presiding

Date: January 27, 2020  
Time: 7:30 p.m.

### ANNOUNCEMENTS

Bay Village Bicycle Co-op presentation to Council.

Jennifer Demaline, Human Resource Director – Health Care Summary.

### COMMITTEE OF THE WHOLE

**ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-DeGeorge, Tadych, Maier.**

Amendment to Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings. (First Reading January 13, 2020).

School Resource Officer Agreement.

**FINANCE & CLAIMS COMMITTEE-Tadych, Winzig, Kelly, Clark.**

Acknowledgement of December Financial Reports.

Repeal of Ordinance No. 14-115, Outside Legal Services.

Amendment and repeal of certain sections of Ordinance No. 16-32, entitled “Approving Certain Capital Expenditures and Personal Services Contracts previously approved by budget that exceed Twenty Thousand Dollars, and declaring an emergency.”

**PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Maier, DeGeorge, Stainbrook.**

Approval to enter into contract with Chagrin Valley Engineering for design services for the Clean Ohio Trails Project through the Cahoon Basin (First Reading January 13, 2020).

**PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Stainbrook, Maier, Kelly.**

2020 Pavement Maintenance Program.

**RECREATION & PARKS IMPROVEMENT COMMITTEE-Winzig, DeGeorge, Tadych.**

Agenda  
January 27, 2020  
Conference Room

**SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Kelly, Stainbrook, Winzig.**

**MISCELLANEOUS**

**AUDIENCE**

**ADJOURNMENT**

**CAHOON MEMORIAL PARK TRUSTEES**

# City of Bay Village

Council Minutes, Committee Session  
Dwight A. Clark, President of Council, presiding

January 13, 2020  
Conference Room

President of Council Clark called the meeting called to order in the Conference Room of Bay Village City Hall at 7:35 p.m.

Present: Clark, DeGeorge, Kelly, Maier, Stainbrook, Tadych, Winzig, Mayor Koomar.

Also Present: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Police Chief Spaetzel, Fire Chief Lyons, Recreation Director Enovitch, Community Services Director Selig, City Engineer Bierut, Building Director Tuck-Macalla.

## AUDIENCE

Clare Banasiak, Jeff Hartz, Karen Kirsh, Denny Wendell, Alex Kamczyc.

## ANNOUNCEMENTS

**Mayor Koomar** stated that a \$750 sponsorship grant from NOPEC has been received and will be sent to the Bay Village Kiwanis Club in support of Bay Days.

A meeting was held last week with Grace Gallucci, Executive Director of the Northeast Ohio Areawide Coordinating Agency (NOACA), regarding the Transportation for Livable Communities Initiative (TLCI) grant and other manners of regional networking. The City of Bay Village is still in place for the possibility of receiving funds for trails around the bridge. Word should be received by March.

There is a Planning Commission meeting this Wednesday, January 15, 2020. Approval of the Bay Village branch of the Cuyahoga County Library is hopefully forthcoming through the Planning Commission. Mr. Jason Russell, Consultant, will be at the Planning Commission meeting regarding the proposed zoning overlay.

Karen Kirsh, First Energy Corporation – Update on Projects.

**Ms. Karen Kirsh, First Energy Corporation**, addressed City Council regarding electrical service to the City of Bay Village.

Mayor Koomar stated that discussions were held regarding the Metroparks properties and Ms. Kirsh has not only been helpful but very good to work with regarding these properties. The Mayor thanked Ms. Kirsh for her efforts.

Karen Kirsh stated that there have been issues with reliability as it relates to the Police Station and Fire Station, both on Wolf Road, and the Longbeach Pump Station. The problem stems from trees,

mostly from trees on the Metroparks property. First Energy does not have the right to trim the trees because they are not on their property. The Metroparks does not really care about the trees because it doesn't affect their power. First Energy has been looking at different options, with their new Engineer Manager who did a deep dive study and was able to pin down two sets of areas in the Metroparks where the biggest activity has occurred. The First Energy Forestry Manager has identified sixteen trees that he deems to be an immediate danger. They are dead, or dying, and those trees will be coming down. This should greatly improve reliability in that area.

Mr. Clark asked if the City Arborist would benefit from tag teaming on this effort. Mayor Koomar will discuss this with Service Director Liskovec.

Ms. Kirsh stated that when those trees are cleared, a supervisor from the First Energy Westlake Line Shop, a long-term, former lineman, will patrol the circuit to see if there are any other issues that can be identified.

Mr. Clark asked that Council be furnished with a written summary of the work when it is completed.

Ms. Maier asked when the work will be completed, and Ms. Kirsh stated that it should be completed by the end of this month.

Ms. Maier asked if the engineering study indicates a percentage of outages that were due to the trees, noting that there are other trees in the neighborhood as well. Ms. Kirsh will provide that information to Ms. Maier.

Ms. Kirsh stated that First Energy has been partnering with the Lake Erie Nature and Science Center, giving them \$1,000 per year for operating expenses for the last three years. This year, the center has applied for a STEM Grant, and received an additional \$1,000 for a program for fourth graders from many different school districts. The students visit the center and enjoy three rotating sessions about electricity and heat transfer. They learn how to build small circuits and identify the working parts of a circuit. First Energy is pleased to support that effort.

Karen Kirsh was thanked for her presentation this evening.

## **COMMITTEE OF THE WHOLE**

### Matters Pending under Council Committees

#### **Committee of the Whole**

- Sunset Area Improvements. Mr. Clark noted that this work will be starting soon.

**City Engineer Don Bierut** advised that they will be meeting with the contractor this week. The schedule for the utility work begins January 27, 2020. Information will be sent to the residents in the Sunset area

and City Council. Work is expected to be completed before the 120 days of completion quoted in the contract. The paving element of the work will be brought before City Council on January 27, 2020.

Mayor Koomar stated that the administration is trying to roll in the Sunset paving project with the City's annual paving program. Mr. Clark stated that there is more scale to it this way, and Council had talked about wanting to put more money into roads.

**Environment, Safety & Community Services-** DeGeorge, Tadych, Maier

No pending items.

**Finance & Claims-**Tadych, Winzig, Kelly, Clark

No pending items.

**Planning, Zoning, Public Grounds & Buildings-**Maier, DeGeorge, Stainbrook

- Review of Codified Ordinance No. 1373.01 Boat Storage
- Review of Codified Ordinance No. 1141.04 Home Based Business
- Review of Existing Zoning Code per Master Plan Recommendations (3-18-19)
- Tree Ordinance

**Ms. Maier** stated that there are issues that precede her time on Council, e.g., Boat Storage. Those issues will be addressed again, but the main item being reviewed presently is the existing zoning code through the Commercial Mixed-Use Zoning Overlay that Mr. Jason Russell is working on now. One of the things that will be discussed Wednesday at the Planning Commission meeting is the role of the community and vetting that out. Mr. Russell has prepared draft language that will be discussed with the Planning Commission on Wednesday, January 15, at 7:30 p.m. The matter will then come back to the Planning, Zoning, Public Grounds and Buildings Committee to make sure that it has Council's touch and that Council is on board with anything that goes back to the Planning Commission for further work. It is hoped to get that done before Council recess in June.

The Planning, Zoning, Public Grounds and Buildings Committee will also work on the tree ordinance that has been pending for a couple of years. The Planning and Zoning Committee did discuss it at the last meeting in November, but it will be looked at again after getting feedback from the Tree Commission.

Ms. Maier will be coming forward with dates for a schedule of meetings for the Planning and Zoning Committee during winter and spring.

Mayor Koomar noted that in addition to the Planning Commission meeting this Wednesday there is a public meeting on January 23 at 7 p.m. at the Dwyer Memorial Center.

Mr. Clark noted that the Village Bicycle Cooperative will be addressing Council on Monday, January 27, 2020. Jason Russell will address Council on February 3, 2020 regarding the Zoning Overlay.

**Public Improvements, Streets, Sewers & Drainage-Stainbrook, Maier, Kelly**

- Bruce/Russell/Douglas Sewer Improvements

**Mrs. Stainbrook** advised that in regard to the Bruce/Russell/Douglas Sewer Improvements, City Engineer Don Bierut is present this evening to talk about the Environmental Protection Agency (EPA) Sanitary Sewer Overflows (SSO's) of the City. She noted that it is difficult to talk about the Bruce/Russell/Douglas Sewer Improvements without talking about the SSO's. The EPA mandates are all related to what is known as inflow and infiltration issues. These result from pipes, gaskets and joints of sewers allowing outside water to get into areas where they are not supposed to be.

This causes capacity issues, relates to the interceptors, and the capacity creates flooding problems, hence the Bruce/Russell/Douglas issue. It is Mrs. Stainbrook's understanding that the first order of business is addressing the SSO's and then moving on to Bruce/Russell/Douglas. This all relates to the Rocky River Wastewater Treatment Plant and related bidding processes.

Engineer Don Bierut stated that he spent a great deal of time in 2019 studying the system. The findings of the EPA are from 2009. The EPA has been asked to renegotiate the findings, recognizing that the City has cleared up four out of the six overflows. At the same time, there will be eleven flow monitors installed throughout the City in areas that have been identified as possible problems where exact flow measurement is needed so that it can be modeled more closely. This will be done from March through June. The project is ongoing, but the end is coming.

Mrs. Stainbrook stated that another matter is longer term planning in terms of sewer maintenance which she has discussed with Director of Public Service and Properties Liskovec. Mr. Liskovec will address Council regarding longer term planning sometime in the near future.

Mr. Clark stated that many times Council representatives are asked questions by residents and it is difficult for them to answer if they do not have the updates and accurate information.

Mrs. Stainbrook stated that time spent by Director Liskovec or his team members is time well spent. The sewer infrastructure are literal assets to the City, and those assets need to be managed appropriately.

Mr. Clark stated that the number one topic is resident flooding. A lot of the work the City has done over the past decade does not get a lot of public accolades. It is helpful for the Council, as ambassadors for the City, to be able to share information.

Mrs. Stainbrook stated that there has been a major change in the way the City cleans the storm drains by Director Liskovec's team. It has significantly reduced the flooding.

Mr. Clark noted that almost \$1 million was spent to clean the Lake Road Interceptor Sewer which resulted in the removal of over 300 tons of sediment.

**Recreation and Parks Improvement-** Winzig, DeGeorge, Tadych

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

**Mr. Winzig** stated that he met with Director Liskovec and Recreation Director Enovitch. Phase II equipment for the Bradley Road Park Playground has been purchased and will be staged by the end of the second quarter of this year. The purchase was made through state cooperative purchasing, resulting in considerable savings. The final stage will be done later in the spring and be in place sometime this summer.

Mr. Winzig noted that the resurfacing of the Reese Park Pickleball Courts will be done when weather permits, which will be followed by the renovation of the Reese Park Basketball Court as the last project for Reese Park.

**Services, Utilities & Equipment-** Kelly, Stainbrook, Winzig

No matters are pending at this time. The City trash contract expires in April of 2021, and it is hoped to have a representative of Republic Waste Management address Council sometime in the future. This is a large contract and affects how much the residents pay for this service.

Mayor Koomar stated that Council visited the recycling center about one year ago and found it very interesting. Another visit will be scheduled in the future.

**ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-**DeGeorge, Tadych, Maier.

Amendment to Section 111.01 of the Codified Ordinances of the City of Bay Village regarding time and place of Council meetings.

**Ms. DeGeorge** will introduce an ordinance amending Section 111.01 of the Codified Ordinances of the City of Bay Village to change the starting time of Regular Council meetings from 8:00 p.m. to 7:30 p.m.

Ms. DeGeorge asked if there is anything necessary to be done that relates to the timing of the Committee of the Whole meeting, since that meeting will begin a half hour earlier as well.

Law Director Barbour stated that the only meetings that are required to be set by ordinance are the Regular Council meetings, which take place on the first and third Monday, and the Organizational Meeting of Council which is held on January 2 at 8 p.m. in every even numbered

year. Every other meeting is a Special meeting at a date and time set by Council as they are scheduled.

The ordinance will be considered for adoption on Monday, January 27, 2020, following two readings, the first of which will occur this evening. Mr. Clark noted that the time of 7:30 p.m. matches up with all the Boards and Commission meetings which take place at 7:30 p.m.

Fourth of July Fireworks Contract.

Ms. DeGeorge will introduce an ordinance this evening authorizing the contract for the Fourth of July fireworks display. The annual contract has been in the amount of \$11,000 for the past four years and has increased this year to \$12,600. The City and the public fundraising all contribute to payment of the annual fireworks display.

Fire Chief Lyons stated that they have been able to hold the line on the price of fireworks for some time. There are factors, such as tariffs, that have gone into the increase. The fireworks company representative, Bay Village resident Steve Ernst, has done a wonderful job of presenting a beautiful display. Mr. Ernst represents several fireworks companies and uses manpower from all companies in a very efficient and cost saving manner.

**FINANCE & CLAIMS COMMITTEE-Tadych, Winzig, Kelly, Clark.**

Cooperative Purchasing Agreements.

**Mr. Tadych** stated that he will introduce a resolution this evening authorizing the Finance Director to participate in various government cooperative purchasing programs for equipment, vehicles, and supplies during the year 2020.

**PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Maier, DeGeorge, Stainbrook.**

Approval to enter into contract with Chagrin Valley Engineering for design services for the Clean Ohio Trails Project through the Cahoon River Basin.

**Ms. Maier** will introduce an ordinance this evening authorizing the Mayor to enter into an agreement with Chagrin Valley Engineering for the Clean Ohio Trails Fund project for the Cahoon River Basin Trail. The engineering will be done by Chagrin Valley Engineering at a cost of \$36,103.

Ms. Maier asked why this is being done by Chagrin Valley Engineering, with the answer most probably being expedience in getting the project done with construction this summer. Mayor Koomar stated that there is timing consideration with the grant.

Ms. Maier stated that this engineering is being done to get bid documents out for construction this summer.

Mr. Winzig stated that the report will help the City locate the trail. Mr. Bierut stated that the trail will be from under the bridge to near the sledding hill. They located the wetlands last year and had to have that approved by the Army Corps of Engineers. An archeological study was done in the area with nothing of interest found. Crews will do a preliminary layout after surveying the existing conditions and will hug the west side of the property as much as possible, avoiding the wetlands in the process.

Mr. Winzig stated that there is a possibility of having the trail traverse along the creek to match up with the bridge that will go over the creek. Mr. Bierut stated that there are riparian and wetland issues that will require further study before presenting options.

Temporary sign on St. Raphael Church Property.

Ms. Maier will move to approve the placement of the annual Mardi Gras sign on St. Raphael Church property for the period of February 7 through February 24, 2020.

**PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-  
Stainbrook, Maier, Kelly.**

Discussion with the U.S. Environmental Protection Agency regarding Sanitary Sewer Overflows (SSO)

**Engineer Don Bierut** advised that he has met with the County numerous times regarding Wolf Road asphalt and curb improvements, as well as the installation of handicap ramps. There is also the possibility of doing some pavement widening to allow bicycle facilities along the route and the County is willing to look at widening the section of Wolf between Dover Center to Forestview.

Mr. Bierut stated that the pavement rating for Lake Road is lower in-house than the Ohio Department of Transportation (ODOT) rating. The lower rating is better, and Mr. Bierut will meet with ODOT to review the differences. Mr. Bierut noted that there is not enough money for all the projects throughout the whole area.

Ashton Road Bridge Replacement has been through preliminary design with information sent to FEMA for their coordination. They have raised questions and may need further information. The project has been pushed back to Fiscal Year 2022, which is actually July of 2021.

The Rose Hill Museum project is complete. Construction is finalized and the area has been seeded and strawed. Mr. Liskovec and Mr. Bierut will set up a system to monitor what is there today and what may transpire in the next two to three years.

Mrs. Stainbrook complimented the work of the vendor on the Rose Hill project, from the planning standpoint to execution.

Mr. Clark suggested sending a letter to the Bay Village Historical Society regarding the completion of the project to share with their membership. The Mayor stated that he has attended the Historical Society meetings to provide updates.

Documents are being finalized with the architect for the Cahoon Memorial Park soccer field restrooms, working with his estimates to be sure that plans are in place for what will be built. The bidding environment is causing concern at this time, but the goal is to go forward at the next meeting of Council.

There has been discussion about the soccer fields after going through the field study with Partner Environmentals concerning landfill limits. Work is being done to fill and regrade the fields. Director Liskovec has been working with the City of Avon Lake to get the fill material, which requires environmental testing and soil borings.

#### **RECREATION & PARKS IMPROVEMENT COMMITTEE-Winzig, DeGeorge, Tadych.**

**Mr. Winzig** stated that he has no comments specific from a legislative standpoint. He called upon Recreation Director Enovitch to comment on the move in progress from the Bayway Cabin to the Community House.

Mr. Enovitch stated that the Service Department is finishing their work at the Community House. Partitions will be installed the last week of January. The Recreation Department is in the process of moving things to the lower floor for storage. Mr. Enovitch complimented the work of the Service Department in their assistance with the building preparations and the move, which will be complete by the end of January.

#### **SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Kelly, Stainbrook, Winzig.**

##### Approval to dispose of surplus or unwanted inventory via Internet auctions or other means.

**Mr. Kelly** will introduce a resolution this evening announcing the intent of the City to dispose of surplus or unwanted inventory at Internet auctions or other means. Council has been provided with a copy of the resolution, and Mr. Kelly offered clarification if needed.

Law Director Barbour stated that if the value of the property is \$5,000 or more, the Ohio Revised Code requires the passage of a resolution indicating the intent at some point in 2020 to potentially advertise for unwanted or unneeded City property. The department director will still have to come back to Council for permission to advertise and sell, but the requirement for intent has to be passed and published in a newspaper of general circulation in the City. This procedure must be followed annually.

#### **MISCELLANEOUS**

Mr. Clark announced that the next meeting of Bay Village City Council will be Monday, January 27, followed with a Regular Meeting on Monday, February 3, 2020.

Requirement of elected officials, or appropriate designee, to attend training in accordance with Ohio Revised Code Section 149.43 and 121.22.

Ohio Revised Code Section 109.43(B) provides that: *The attorney general shall develop, provide, and certify training programs and seminars for all elected officials or their appropriate designees, and for all future officials who choose to satisfy the training requirement before taking office, in order to enhance the officials' knowledge of the duty to provide access to public records as required by section 149.43 of the Revised Code and to enhance their knowledge of the open meetings laws set forth in section 121.22 of the Revised Code. The training shall be three hours for every term of office for which the elected official or future official was appointed or elected to the public office involved.*

Mr. Kelly will make a motion at the Special Meeting of Council this evening to authorize the Clerk of Council to act as designee for those elected officials who chose to make that designation to attend required training in compliance with Sections 149.43 and 121.22 of the Ohio Revised Code.

**Ms. DeGeorge** reported that there was an Architectural Board of Review meeting held Wednesday, January 8, 2020 with the architect from the new library in attendance. He did mention the three memorial trees on the site, and stated that they felt that the trees are probably at the end of their lives and would be coming down anyway. Ms. DeGeorge asked if there is a timeline for the construction.

Mayor Koomar stated that as soon as approval is received from the Planning Commission for the library construction they will begin working on the land lease. Mr. Winzig and the Mayor have met with the husband of the woman for whom the memorial trees were planted. At one point he was thinking he would like to take the wood and have it milled and made into some type of outdoor piece.

Ms. DeGeorge stated that her question is who will let the husband know when the trees are coming down so he can look at it himself. She does not want the trees taken down and spirited away without his knowledge.

Mayor Koomar stated that when they are looking at the land lease they will connect with the husband. He thanked Ms. DeGeorge for her comments and reminder.

**AUDIENCE**

There were no comments from the audience this evening.

**ADJOURNMENT**

There being no further discussion, the meeting adjourned at 8:20 p.m.

Committee Meeting of Council  
January 13, 2020

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Dwight A. Clark, President of Council

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Joan Kemper, Clerk of Council

City of Bay Village  
Health Care Analysis

2018	2019	% Change
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**City Reporting**

Beginning Fund Balance	1,345,420.74	1,068,539.99	%
<b>Revenue</b>			
Chargebacks to Departments	1,041,614.58	1,229,317.76	18.02%
Employee Contributions	168,979.00	215,452.41	27.50%
COBRA and Misc. Reimbursements	8,193.36	0.00	-100.00%
Total Receipts	1,218,786.94	1,444,770.17	18.54%
<b>Expenditure</b>			
Premium Payments			
Medical	1,373,496.40	1,540,821.46	12.18%
Dental/Vision	82,731.00	86,835.50	4.96%
Opt Out Payments	23,174.49	40,007.42	72.64%
Wellness Program	13,193.50	19,253.90	45.93%
ACA Filing Fee	208.95	212.93	1.90%
Flex Fees	2,863.35	2,364.46	-17.42%
Total Expenditures	1,495,667.69	1,689,495.67	12.96%
Ending Fund Balance	1,068,539.99	823,814.49	-22.90%

**Employee Data**

	12/31/2018	12/31/2019	% Change 2018 v 2019
<b>Employees on Plan</b>			
Single	24.92	23.33	-6.38%
Family	68.42	73.67	7.67%
Total	93.34	97.00	3.92%
<b>Total Lives Covered</b>			
	266.00	274.00	3.01%
<b>Employees Opting Out</b>			
Single	1.00	1.00	0.00%
Family	9.50	11.17	17.58%

**Jefferson Reporting\***

	06/30/18	06/30/19	% Change 2018 v 2019	12/31/19
Beginning Balance	106,203.53	144,896.16		61,009.41
<b>Revenue</b>				
City Payments	1,295,083.75	1,452,510.78	12.16%	773,352.69
Investment Income	759.22	2,637.53	247.40%	1,883.05
Large Claim Reimbursement	170,052.79	95,067.84	-44.10%	21,661.43
Pharmacy Rebates	14,598.02	26,701.15	82.91%	7,427.12
COBRA Payments	0.00	610.38	0.00%	1,809.37
Total Revenue	1,480,493.78	1,577,527.68	0.00%	806,133.66
<b>Expenditure</b>				
Claims	1,125,720.69	1,328,243.84	17.99%	516,301.61
Administrative Fees	24,168.43	21,213.91	-12.22%	11,259.70
Large Claim Reimbursement Insurance	238,729.83	258,642.61	8.34%	147,401.60
TPA Fees	53,182.17	53,314.07	0.00%	26,694.64
Total Expenditures	1,441,801.12	1,661,414.43	0.00%	701,657.55
Ending Balance/ Reserve(Deficit) Funds	144,896.19	61,009.41	-57.89%	165,485.52

\*Jefferson Reports on a 6/30 Year End

ORDINANCE NO. 20-01  
INTRODUCED BY: Ms. DeGeorge

First Reading – January 13, 2020

**AN ORDINANCE**  
**AMENDING SECTION 111.01 OF THE CODIFIED ORDINANCES OF THE CITY OF  
BAY VILLAGE REGARDING TIME AND PLACE OF COUNCIL MEETINGS,  
AND DECLARING AN EMERGENCY.**

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

**SECTION 1.** That Codified Ordinance Section 111.01 which presently reads as follows:

**“111.01 Time and place of meetings.**

Regular meetings of the Council shall be held in the City Hall on the first and third Mondays of each and every month at 8:00 p.m. unless otherwise ordered by the Council. Should such date be a holiday, the regular meeting shall be held on the next succeeding business day.

(Ord. 57-40. Passed 4-5-57.)”

be and the same is hereby amended to read:

**“111.01 Time and place of meetings.**

Regular meetings of the Council shall be held in the City Hall on the first and third Mondays of each and every month at **7:30 p.m.** unless otherwise ordered by the Council. Should such date be a holiday, the regular meeting shall be held on the next succeeding business day.”

and present C.O. 111.01 is repealed.

**SECTION 2.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
CLERK OF COUNCIL

Ordinance – Amending Time of Council Meetings

APPROVED:

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MAYOR

010320jt

ORDINANCE NO:  
INTRODUCED BY:

**AN ORDINANCE**  
**REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 14-115 ESTABLISHING  
FEES FOR OUTSIDE LEGAL SERVICES, AND DECLARING AN EMERGENCY**

**WHEREAS**, Ordinance No. 14-115 was adopted on January 12, 2015, establishing the fees for outside legal services.

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

**SECTION 1.** That Sections 1 and Section 2 are hereby repealed.

**SECTION 2.** 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 Council, and that all deliberation of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to permit this change to occur at the beginning of a month. 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

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**  
**AMENDING AND REPEALING CERTAIN SECTIONS OF ORDINANCE 16-32,  
AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Bay Village annually provides a budget which is approved by Council and is subject to certain State bidding limitations; and

**WHEREAS**, the Finance Director may approve expenditures submitted by the department directors or as directed by Council within amounts appropriated by Council; and

**WHEREAS**, Council shall approve personal services contracts that are in excess of Twenty-Five Thousand Dollars (\$25,000.00) provided that the funds have been appropriated by Council;

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

**SECTION 1.** That Section 2 of Ordinance 16-32 is hereby repealed.

**SECTION 2.** That existing Section 3 of Ordinance 16-32 is hereby amended to read as follows: "Any personal services contract that exceeds Twenty-Five Thousand Dollars (\$25,000.00) and previously appropriated shall be submitted to Council for specific approval."

**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:

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MAYOR

011720 jt

**AN ORDINANCE**  
**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CHAGRIN VALLEY ENGINEERING, LTD. FOR SURVEYING AND ENGINEERING SERVICES FOR THE CAHOON BASIN TRAIL, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City is in need of professional surveying and engineering services to prepare construction bid documents for the Cahoon Basin Trail project; and

**WHEREAS**, the City has received a proposal for that project from Chagrin Valley Engineering, Ltd., 22999 Forbes Road, Suite B, Cleveland, Ohio 44146, which has previously provided services on various city projects;

**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 Chagrin Valley Engineering, Ltd. to proceed with the surveying and engineering services for the Cahoon Basin Trail project at a cost not to exceed Thirty-Nine Thousand, Six Hundred Four Dollars (\$39,604.00).

**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, property and safety, and for the further reason that it is immediately necessary to provide said services, 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

**2020 Paving Maintenance & Resurfacing Program**  
**Bidding Schedule**

<b>Base Bid Streets</b>	<b>Length</b>	<b>Area</b>
Knickerbocker (Upland to Clague)	1,870 LF	5,270 SY
Knickerbocker (Concrete Section)	200 LF	520 SY
Knickerbocker (Dover Center to Glen Park)	2,410 LF	7,210 SY
Knickerbocker (Sutcliffe to Cahoon)	1,450 LF	3,930 SY
Knickerbocker (Revere to Sutcliffe)	1,800 LF	4,870 SY
Rexford (Aberdeen to Cahoon)	1,060 LF	2,810 SY
Aberdeen (Rexford to Cahoon)	1,270 LF	3,600 SY
<b>Total Length &amp; Area:</b>	<b>10,060 LF</b>	<b>28,210 SY</b>
<b>Budget Unit Price:</b>		<b>\$17.00 (per SY)</b>
<b>Base Bid Estimate:</b>		<b>\$479,570.00</b>

<b>Alternate Bid Streets</b>	<b>Length</b>	<b>Area</b>
#1 - Kenilworth (Wolf to Cul De Sac)	2,490 LF	6,680 SY
#2 - Kenilworth (Lake Road to Wolf Road)	970 LF	2,480 SY
#3 - Oakmoor (Wolf to Cul De Sac)	2,170 LF	6,150 SY
#4 - Oakmoor (Lake Road to Wolf Road)	1,030 LF	2,790 SY
<b>Total Length &amp; Area:</b>	<b>6,660 LF</b>	<b>18,100 SY</b>
<b>Budget Unit Price:</b>		<b>\$17.00 (per SY)</b>
<b>Alternate Bid Estimate:</b>		<b>\$307,700.00</b>

**Overall Resurfacing Length:** 16,490 LF  
**Overall Resurfacing Area:** 46,310 SY

**Overall Estimated Cost:** \$787,270.00  
**Appropriated Budget:** \$750,000.00

