

City of Bay Village

Council Minutes, Special Meeting
6:30 p.m. Video Conference via Zoom Technology
President of Council Dwight A. Clark, presiding

May 26, 2020

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

Also Present via Zoom: Law Director Barbour, Finance Director Mahoney, Director of Public Service and Properties Liskovec, Recreation Director Enovitch, Building Director Macalla, Clerk of Council Kemper.

AUDIENCE

Residents signed in through Zoom technology, and had submitted comments to the Clerk of Council to be read at the meeting. These comments are included on Page 20 of these minutes.

President of Council Clark called the meeting to order at 6:00 p.m. with roll call and the Pledge of Allegiance led by Peter J. Winzig, Councilman of Ward 4.

Motion by Tadych to dispense with the reading and approve the Minutes of the Special Meeting of Council held May 18, 2020 as prepared and distributed.

Motion passed 7-0.

Announcements.

Mayor Koomar reported that they continue to make good progress with the Federal Department of Treasury on clarification of the CARES Act. New guidelines were issued over the weekend which further enhances the position that these COVID related expenses through the CARES Act can be used for safety force wages. A Mayors and City Managers meeting will be held on Thursday, May 28, 2020. A meeting is scheduled with the Auditor of State in the near future. Both sides continue to point in a positive direction to getting relief through the CARES Act. Tim Cosgrove, from the Mayors and City Managers Association, the liaison through Squire Patton Boggs has been instrumental, and State Senator Matt Dolan and Representative Dave Greenspan have also been very supportive of this measure. In the Ohio House and Senate there is a Bill pending to move those funds to cities with less than 500,000 population, using a vehicle in the Senate Bill that would come directly through the Local Government Funds. There is still work to do on navigating that, but all signs are positive that there will be relief there. There is a fourth version of a Bill out that Speaker Nancy Pelosi put forward in the U.S. House of Representatives last week that is intended to give local governments relief. The Mayor noted that there is work to be done on that Bill to find common ground, but there is more to come after that. These are positive signs on the revenue front.

Finance Director Mahoney reported that last week the bids were received for the City of Bay Village 2020 Debt Issuance. Director Mahoney is pleased with the results which amounted to

five bidders. The net interest cost is 0.698 percent. Mrs. Mahoney spoke with the Bond Counsel earlier in the morning before the bids came in, and was informed that most cities are getting .9 percent. The rate is a 1 percent coupon rate with a premium of \$16,507 which brings the net interest to 0.698%. As a reminder, the total par amount was \$5,466,000. The amount being paid down is \$1,334,024 taking out \$1.5 million in new money for this year's projects. This is a net change of only \$165,976 in incremental new debt. The winning bidder is Fifth Third Bank. Last year the coupon rate was 2.5% with a premium which made the net interest cost of \$1.82%. On \$5,466,000 the net interest expense will only be a little over \$38,000.

Mr. Clark stated that this is outstanding; a combination of a good market that is looking for strong, quality names like Bay Village. He expressed kudos to the Finance Committee and the City administration for helping to orchestrate and keep the process going.

Mr. Tadych stated that this is the second time that Fifth Third was the successful bidder. Mrs. Mahoney stated that Key Bank usually comes in successfully. Mr. Clark stated that he believes this is the second lowest interest rate that the City has ever had. Four or five years ago, it was .45%, but in this market these are sensational rates. This means more for the City to spread around for its residents.

Recreation Director Enovitch announced that the tennis courts at Dover Center Road, Bradley Road Park, and Reese Park have all been opened, including the Pickle Ball courts at Reese Park. The Skate and Bike Park has been opened. The ballfields at Bradley, Dover, and Reese Park all have been opened.

Director of Public Service Liskovec advised that hurdles with the crosswalk at Cahoon Road and Lake Road have been overcome. Mr. Liskovec is pleased to announce that the contractor, along with the factory support representative, visited the site on Friday, May 22, 2020. All new electronic gear has been installed. There were no reports of any malfunctions over this past, sunny weekend. This would verify that the problem has been resolved and the crosswalks can be used in normal fashion.

Mr. Tadych asked Mr. Liskovec if Play-in-Bay is open.

Mayor Koomar stated that Play-in-Bay is not open. Playgrounds are still under the Governor's orders. They are still concerned about all the surfaces and transmission. Those types of things are currently under review.

Ms. DeGeorge asked if the Skate Park is open.

Mayor Koomar stated that the Skate and Bike Park is open.

The Mayor stated that looking at the tennis courts and the information they have received, that the skate park becomes like the Walking Trail; a little bit more of social distancing. Signage has been installed.

Mr. Enovitch stated that the United States Tennis Association has sent specific guidelines for the

tennis courts, which are posted, and it is expected that the tennis players will abide by these guidelines.

Mr. Tadych asked if the tennis balls have to be marked.

Mr. Enovitch stated that they are recommending, these are all recommendations, that the balls be marked. But, they are also recommending picking up the balls with your foot and the racket, kick it to the opponent and serving with the ball that you have designated for yourself.

Family Aquatic Center Update.

Mr. Clark stated that the weekend Council packets included information about the desire for the City to consider opening the swimming pool this summer. The information in the packets included financial suppositions, and Mr. Clark opened the matter for comments from the administration for the work they have done in preparation for purposeful dialogue on the topic.

Mayor Koomar advised that the City administration has been trying to closely follow State of Ohio guidelines, to be in compliance with those guidelines and support the Governor and his administration in moving through this COVID crisis. Approximately ten days ago, the Governor opened swimming pools with the final recommendations following. The City administration took the opportunity to digest those guidelines to be sure they could comply with those regulations if they were to open the pool. From the telephone calls the Mayor has been getting from residents, trying to navigate through the COVID-19 epidemic has put a strain on families, especially young families, but also older individuals as well. The administration feels that opening the pool would be a good outlet for them. The Mayor called upon Recreation Director Enovitch to explain some of the details, and Finance Director Mahoney will talk about the financial piece. The Mayor stated that this year there are a lot of uncertain revenue streams, including those most talked about – the municipal income tax revenue and the potential delay in real estate taxes. The swimming pool is a little different because it is a separate fund and the budget that Council approves is only for expenditures and not revenue. As we would like to move forward with opening the pool, obviously we know in advance that the revenue stream of annual pool passes has decreased and we thought it appropriate to bring it back in front of Council because it is truly a financial matter. We want to provide an update of financial circumstances and numbers for Council's consideration. We are confident that we can manage the overall budget with money that is coming down from the CARES Act and the estimates that we are getting on decreases from municipal income tax receipts, and not to just dive into the Reserve Fund. We feel we are making good progress, but, nonetheless, because it is a separate fund, Finance Director Mahoney would need some potential transfers during the season. We wanted to bring the whole package to Council for their consideration.

Recreation Director Enovitch reported that a plan has been put together following the Governor's guidelines and directives. The pool will be a different place, due to the restrictions in place. The plan is designed to operate the pool while keeping the patrons and staff safe.

Pool hours will be from 10:30 a.m. to 8:00 p.m. There will be 120 straight minute sessions, with 30 minutes between sessions for cleaning and disinfecting. This will allow the reaching of 540

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patrons per day, the average attendance last year. It also allows for those early morning hours for young families to come out to the facility, and evening hours for those that might not be able to get there during the day.

Programs are a work in progress. Early morning open swims will be held; water aerobics will be offered on Saturday mornings.

The new system for reservations will be daily admission only. Patrons will register online 24 hours before wanting admission to the pool and reserve their slot. They will pay online and receive a QR, which will be scanned upon entry to the pool. This will allow control of the capacity for those coming into the facility.

Mr. Enovitch noted that policies are subject to change as the Governor's updates change all of the State's restrictions. But, Mr. Enovitch noted, that is the plan that is in place now, but is subject to change.

The Mayor commented that in the morning activities there is dedicated lap swimming options for people to sign up for, and there is an adult open swim that would segregate older residents from children.

Mr. Enovitch stated that there is adult open swim, and time for adults to be in attendance without having the younger families or regular patrons at the pool. This will allow flexibility for programming.

Ms. DeGeorge asked what would happen to a patron's slot during inclement weather.

Mr. Enovitch stated that the patron would receive a refund and be allowed to come back at another time of their choosing.

Ms. DeGeorge asked if residents are going to be required to bring their own chairs.

Mr. Enovitch stated that residents will bring their own chairs, or towels, to sit on the deck.

Ms. DeGeorge asked where the City owned chairs will be stored.

Mr. Enovitch stated that the City chairs will be stored at the Service Garage.

Mr. Kelly asked if any of the areas of the pool will be closed, i.e., the slides, the main children's area in the middle, etc.

Mr. Enovitch stated that at this time the slides and water features will be closed.

Ms. DeGeorge asked what changed the thought process from 90-minute slots to two hour slots.

Mr. Enovitch stated that they wanted to get to the 540 patrons per day to be served.

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Mr. Kelly asked if the absence of some of the elements like the features might reduce the interest, noting that none of us has been through this process before.

Mr. Enovitch stated that it will take some of the fun out of the facility. They are hoping that Governor DeWine will change that guideline as summer progresses.

Mayor Koomar stated that there was some feedback from the Cuyahoga County Board of Health about those features being opened. He asked if there has been a change. Mr. Enovitch stated that there has not been a change, to his knowledge. The Mayor stated that at that time those features would be open. Mr. Enovitch stated that the water slide, and all of the water features will not be open. The Mayor and Mr. Enovitch will discuss this further, with the Mayor noting that his understanding was that the diving boards and slides will be open. Mr. Enovitch stated that diving boards are in play, but once again, we are waiting for the County to give us direction.

Ms. DeGeorge asked Mr. Enovitch if he is saying that only the pool area where you can swim will be open, when he says that the tot features will be closed.

Mr. Enovitch stated that swimming will be permitted throughout the pool. The water features will be turned off, but patrons will be able to access the entire pool.

Mayor Koomar stated that a lot of this is actively under review by the State and we fully expect to receive updates prior to opening. We are also looking at the direction they are heading, the progress we have made, and what we are hearing off line in those discussions.

Ms. Maier asked if the situation changes in the next two weeks or prior to opening these restrictions are lifted, would we be able to pivot into having season passes again.

Mr. Enovitch stated that he does not foresee that happening at this time.

Mayor Koomar said that what they have heard is wanting to increase the group size, but not hearing any rumblings of pools being bumped up significantly.

Ms. DeGeorge said that information was received for last week's meeting through an email that had a liability waiver. Would that be something that would be enacted at this time?

Mr. Enovitch stated that there is a COVID waiver to be signed off on at the time of registration.

Mayor Koomar stated that there is COVID legislation that is expected to be discussed in the next ten to fourteen days in Columbus that would protect many from liability during this pandemic, because they are seeing the potential for lawsuits. That is being followed closely.

Mr. Winzig asked Mr. Enovitch if he has spoken with other Westshore communities, and what is the target opening date.

Mr. Enovitch stated that they are working closely with the Westshore surrounding communities regarding what they are doing at their facilities. This plan mirrors what is being done state-wide.

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The Westshore communities are doing something very similar, if not exactly, what we are doing. The target date for opening is June 26, 2020.

Ms. Maier asked if any of the west side communities announced that they will not open their pools.

Mr. Enovitch stated that the City of Avon Lake has not announced yet. The City of Avon did announce earlier that they would not be opening their pool, but will review the COVID cases in Lorain County and make another decision on July 1.

Mayor Koomar stated that he had another call last week with the Westshore Mayors – North Olmsted, Westlake, Rocky River, Lakewood, and Fairview Park. All are moving in the direction of opening. All Mayors are supportive of that decision. They feel they need to give their residents an outlet and all are following the State guidelines in the process.

Ms. DeGeorge asked if the City ever created a panel of local doctors to discuss the health concerns. Every community is different budget-wise, health-wise, expectation-wise. Did the City contact any local doctors to have that discussion?

The Mayor stated that the way this flows with the State is that the Cuyahoga County Board of Health and the Health Commissioner are the authorities for all cities in the County. They have been on numerous calls with the City. The Mayor has had email strings back and forth with them on guidance relative to opening the pool. They are the authoritative body for Cuyahoga County.

Ms. DeGeorge stated that she agrees. She just thinks local input would have been nice.

Mrs. Stainbrook asked Mr. Enovitch the procedure for inclement weather, not in terms of refunding, but in terms of managing people on location with inclement weather having to stand by.

Mr. Enovitch stated that they will clear the deck and are discussing utilizing some of the space around the pool, including the breezeway. They have looked at the Dwyer Center and City Hall. Should there be someone who needs protection, they will find that for them, but it is going to be recommend for everyone to go to their vehicles.

Mr. Kelly stated that he remembers there was some conversation about this. In terms of policy changes, in previous years they would have a situation where you could be at the pool by yourself if you were ten years of age or older. There was some discussion about now an adult has to be with you. Is that still in play?

Mr. Enovitch stated that they are looking to increasing that age to fourteen years of age to be at the pool without an adult.

Mr. Kelly asked potential choke points, such as bottlenecks in terms of people in close proximity that potentially can't be avoided by the design of the facility.

Mr. Enovitch stated that they would request that everyone wears masks. They will have an entrance and an exit for those coming into the facility, but that is also why they are having sessions. Everyone will be exiting essentially at the same time, and then entering at the same time. They will be spaced out, using social distance marking.

Ms. Maier asked Mr. Enovitch asked to speak a little more about the process of making a reservation 24 hours in advance.

Mr. Enovitch stated that a person wanting to come to the swimming pool at 10:30 a.m. would reserve that 10:30 a.m. slot the day before. The spot would be reserved online, or by smart phone. If there is an issue with accessing it through your computer or smart phone, the resident can call the Recreation Department or the pool, and the staff will make the reservation on the resident's behalf.

Ms. Maier asked if it is 24-hours in advance of each time slot, so you would go on at 10:30 a.m. the day before, and then for the next one go on at 1:00 p.m. There is also a limitation of people who are working that have to reserve a slot that might not be able to do so.

Mr. Enovitch stated that right now they are saying reservations will open up at 8:30 a.m. It might be 26 hours in advance, but it would open up at 8:30 a.m.

Ms. Maier asked if that would be adjusted to 7:00 a.m. or 7:30 a.m. so that working people might be able to make a reservation.

Mr. Enovitch stated that absolutely that would be possible. This is a work in progress. They said 8:30 a.m. because that is when the Recreation office is opened. If someone had an issue they could call and be walked through the process.

Mrs. Stainbrook asked Mr. Enovitch if you can only register 24 hours ahead. A person could not go on and pick five different time slots over five different days? It is 24 hours only.

Mr. Enovitch stated that is correct.

Ms. DeGeorge asked if there is any concern that some people can continually get on and others cannot. Would they come to you and complain that slots were not available, and it is the same people making reservations over and over again? How do you manage that?

Mr. Enovitch stated that they would take it case by case. If they do have issues they will be worked out by the Recreation Department. It will be capped at potentially three visits per week, but if the slots aren't filled, a patron can still register at the time of the session to get into the pool.

Ms. Maier asked if it doesn't close out at a certain number of hours in advance.

Mr. Enovitch stated that is correct, it does not close out.

Mr. Tadych asked if each segment of time is paid for upon registration.

Mr. Enovitch stated that each segment of time is paid for at registration.

Mr. Tadych asked if the patron is paying for two-hour increments.

Mr. Enovitch stated that the patron is paying for two-hour increments.

Mr. Tadych stated that if he scheduled three, it would be three payments for each session.

Mayor Koomar noted that there are not any rest breaks in the time slots. They are trying to allow for as much swimming as possible. A two hour period equates fifteen minutes short of being at the pool for three hours, in order to allow for as much swim time as possible and not have backups in restrooms because there is a set time that everyone has to be out of the water.

Ms. DeGeorge asked if a person is supposed to arrive at 10 a.m. and can't get there until 10:30 a.m. Will that person be allowed in?

Mr. Enovitch stated that the person would be allowed in.

Mr. Tadych asked if someone is standing outside and doesn't know they had to make a reservation and there is an opening inside at 10:15 a.m., would that person be allowed in, or not.

Mr. Enovitch stated that the staff would help the person reserve a spot. There will be plenty of staff around the main entrance and will be there to help the patrons.

Mr. Tadych asked if safe distancing will be maintained outside the pool when they take the break.

Mr. Enovitch stated that safe distancing will be maintained outside the pool.

Mr. Tadych asked if it will be necessary then to have extra people, probably more adult people that would be responsible to maintain the people outside.

Mr. Enovitch stated that the social distancing supervisors will be adults. We have already calculated where that line is going to go, allowing for approximately 600 feet from the front door.

Mr. Tadych asked if those adults are being paid.

Mr. Enovitch stated that the adults are being paid.

Ms. DeGeorge asked Finance Director Mahoney how the \$4.00 per session price was arrived upon.

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Mrs. Mahoney stated that they took the different price ranges - \$3.00, \$4.00, \$5.00 and \$7.00, and used \$4.00 as an average price range.

Mr. Tadych stated that adults will be \$7.00 (later confirmed at \$5.00), kids will be \$4.00, ages 2 through 5 will be \$3.00 and seniors will be \$3.00.

Mrs. Mahoney stated that ages 2 through 5 are \$3.00, ages 6 to 18 are \$4.00, adults are \$5.00, seniors are \$3.00, and guests of Bay Village residents are \$7.00. That has not changed from previous admission prices.

Ms. DeGeorge asked Mrs. Mahoney to define guests of Bay Village residents. Some residents are concerned that with the limited amount of pool time we may be allowing guests from people of other cities whose pool may be closed.

Mr. Enovitch stated that guests would be families of a resident. If a grandmother wanted to bring her grandson or grandchildren to the pool, that would be permitted, even if the grandchildren are not residents.

Mr. Kelly asked Mr. Enovitch the disparity with respect to total admissions per session versus how many people can be in the pool at once.

Mr. Enovitch stated that they are trying to get to the high point which was the average from last year. They broke it out to a 90 minute session, 120 minute session, etc. Once again, the intent was to get as many residents into the facility as they have in the past. Breaking it down, and thinking about the safety of the patrons, as well as the staff, that was why they came up with the two-hour block. It hits a couple of the markers, and that is why they chose the two-hour block. The maximum capacity is about 240, but they do not want people on the deck and not allowed in the water. Everybody that comes into the pool will be allowed into the water.

Ms. DeGeorge asked how the two-hour time block relates to typical visits to the pool in past summers. How long does a typical person stay?

Mr. Enovitch stated that it is just under three sessions. Having the two hour block is 15 minutes short of what it would be for three sessions of normal time. Most families come to the pool for two or three sessions.

Ms. Maier stated that it could be pretty close in line with the typical pool experience in terms of how much time and how many guests are in the pool per day.

Mr. Enovitch stated that Ms. Maier's statement is correct.

Mr. Clark asked if there is adequate time to train and recertify lifeguards necessary for the work this summer at the pool.

Mr. Enovitch stated that they are ready to go. They have approximately forty guards committed to coming back this summer. Red Cross has extended some of the deadlines, so it won't be as

difficult for them to be certified. The pool is ready to go as far as guards are concerned.

Mr. Kelly asked if there is any update in respect to concessions and questions about the cost versus the revenue that it is likely to generate, especially in this kind of arrangement.

Mr. Enovitch stated that the concession is going to be purely a service. The margins will not be as great as they have been in the past, due to limitations of what will be sold. The staffing will be required to maintain the 6-ft. distancing. Sealed goods only will be sold – pop, chips, and candy. There will be a decrease in the margins, compared to the past.

Mr. Tadych stated that he read somewhere that they can bring in their own food, but have to take it out in a garbage bag when they leave. He asked if that is correct.

Mr. Enovitch stated that this is not correct. They can leave their trash at the building. They must take their chairs and towels, but they can leave their trash.

Ms. Maier asked the procedures for the restrooms and changing areas, and how many people are allowed in at any given time.

Mr. Enovitch stated that two patrons at a time will be allowed in the restrooms. There is no changing so the showers and the benches will be closed off. There will be restroom attendants to make sure they are monitoring who is using the restroom and how often. The attendant will also be responsible for cleaning the restroom. There will also be a family restroom for those that need that restroom. That restroom will be monitored and have limited use as far as changing and showering.

Mr. Tadych asked if pool cleaning will be done with spray, like on the diving boards and things of that nature.

Mr. Enovitch stated that a specific spray will be used for all the rails and all other surfaces. They will be sprayed on break. A maintenance crew will be on duty at all times. They will be continuously cleaning the facility.

Mr. Clark asked Finance Director Mahoney if she has looked at scenarios where less than the amount of \$200,000 will be transferred, even though she is given the full authority to go up to the number of \$200,000.

Mrs. Mahoney stated that is correct. She stated that any budget that Council appropriates, such as the appropriation earlier this year when Council appropriated \$410,000 in expenditures for the pool. It is true of any appropriation, if that amount is not needed, it wouldn't be spent. The requested transfer is just if it is needed.

Mr. Clark asked if there is a best case scenario based upon the numbers.

Mrs. Mahoney stated that she and Mr. Enovitch came up with what they thought considering there would be no learn-to-swim or swim team and extrapolating the 480 swimmers per day.

That is probably a best case scenario which would bring about \$100,000 in admissions versus \$200,000 that we originally budgeted for. Mrs. Mahoney stated that she hopes she is being conservative. They would evaluate on a monthly basis and adjust as needed. She would only transfer the amount needed to cover per month.

Mayor Koomar stated that the maximum capacity given lap swimming and adult swims is 580 visits per day. The revenue projections included in the Council packets is based on 480 visits per day. Historically when looking at the numbers, the weather is not screaming hot and pool attendance in the first part of June has lagged. Until the temperatures warm up it is great summer weather but not necessarily great pool weather. As the temperatures get warmer, more people really want to go to the pool. We will be missing part of the season in June, but historically that hasn't really been a driver in attendance.

Ms. Maier asked if Mr. Enovitch would explain the fees for lap swim. Mr. Enovitch stated that this is still a work in progress. They are reaching out to other communities to see what they are doing, but it will be a fair price.

Ms. Maier stated that she knows the daily prices for a shorter block are somewhat in line with the existing daily prices. Are they somewhat in line with what the other communities are doing?

Mr. Clark stated that he was speaking to the President of City Council in Rocky River today and he mentioned that they plan to open their pool around June 10. Bay Village might have the benefit of two weeks of their experience that we can use when we open our pool.

Mr. Enovitch stated that he has already reached out to them to see what is working and what is not working as far as the experience they gain when opening a little sooner than we are opening.

Mr. Clark stated that a number of people are in attendance in the audience. Before opening the meeting for comments, Mr. Clark thanked Recreation Director Enovitch and Finance Director Mahoney, as well as the administration, for the preparation and the answers provided. He noted that the information is very detailed, and they have certainly done their homework.

Mr. Clark asked those who wish to participate to provide their name and address for the record. Mr. Winzig suggested that audience members raise their hands to be recognized for comments. Mr. Clark noted that there are approximately 75 people in the Zoom audience this evening.

Mr. Mark Chernisky, 23016 Lincolnshire Drive, asked about private swim teams wanting to rent the facility. He asked if a proposal he sent to the Mayor and others has been given any consideration.

Mr. Enovitch acknowledged Mr. Chernisky's submittal, stating that programming is still a work in progress. They are seeking approval to move forward with opening the pool, and once that is done they will look at all programs that are asking for swim time.

Mayor Koomar stated that he did send the proposal Mr. Chernisky submitted to Recreation Director Enovitch. The Mayor noted that they are trying to take care of residents first and then

see if there is an opportunity, as things progress, Mr. Enovitch will contact Mr. Chernisky.

Mrs. Stainbrook asked Finance Director Mahoney to talk about the money that is allocated for the pool. It is normally \$100,000, and this year we are talking about an additional \$200,000.

Mrs. Mahoney stated that Council originally appropriated \$410,000 to be spent on expenditures at the pool. When Mr. Enovitch and Mrs. Mahoney got together for the budget process, they had determined that with the \$100,000 transfer from General Fund Revenue, the budgeted revenues would be \$415,000. In a best case scenario, the pool would have broken even. She noted that the pool comes fairly close to breaking even, on a regular basis. Over the past couple of years, Council has had to appropriate a slight transfer to assist the pool as it ages, and more expenses have occurred. The \$100,000 was the original appropriation to assist in making sure that the revenues match the expenditures. This is required by Cuyahoga County. Mrs. Mahoney noted that she cannot submit a budget to them unless she tells them that the revenues will cover the appropriated expenditures. With this anticipated decrease in revenues from \$415,000 to \$218,000, obviously the expenses are going to stay the same. As Mr. Enovitch stated, social distancing monitors will be needed, and we might have a more expensive pay range for adults than for students to handle some of the things the lower-priced employees would have handled in the past. There might be a decrease in expenditures for wages, but at this point the salary budget was kept the same as anticipated. A decrease in revenue is anticipated in concessions, due to not having a break time, historically a time when concession sales happened, and reduced profit margins for the limited choice of concession items. Mrs. Mahoney needs to send the County Fiscal Officer a Certificate of Estimated Resources. The certificate originally sent to the county is not true to the best of our knowledge at this point. Mrs. Mahoney is asking Council to consider a transfer from the General Reserve Fund, which over the past six years the City has managed to increase to over \$2 million because of good years and management of expenditures. She noted that if the money is not needed it will not be transferred, but Mrs. Mahoney needs to prove to the county that the resources are there to be able to operate the pool, based on the estimated expenditures.

Mrs. Stainbrook asked if the administration has had an opportunity to talk about what might happen in the following season. It is certainly unclear in terms of our current pandemic situation, but given that revenues will be down and operational costs will be up, could this repeat itself again next year with a significant increase in the cost to open, operate and service the pool?

Mrs. Mahoney stated that the Mayor, all the directors and she are aware and planning not to have as many Capital project expenditures next year. They will have a very good handle on what to expect in October, when the property taxes and the municipal income taxes have been received for the year. Hopefully, that will coincide with the budget process, and at that point in time they will know how many cuts will have to occur for 2021. The pool season will be finished and they will see how that worked out as well.

Mr. Clark began reading items that were submitted through the Zoom Chat Box.

First Chat Question: "Could we clarify the age limit comment mentioned earlier in the conversation about raising it to 14 years old?"

Mr. Enovitch responded, stating that they are looking at raising the minimum age to 14 that a child must be to come to the pool alone. They can bring a younger sibling, but the younger sibling must be accompanied by a person who has reached the age of 14 or beyond. That gets back to inclement weather or some other issue that may occur at the pool which would require closing of the pool. It is felt that the age of 14 is old enough to be able to handle that situation. If it were a younger age, there might be a backlog of individuals waiting for rides or waiting to leave the facility.

Mayor Koomar stated that this will be discussed further with the Law Department. We are watching what other cities are doing, but have to try to balance out the safety in bad weather, and the ability to get to the pool.

Mr. Clark responded that this is a very fluid process for all of us, and the Mayor's comments are understood.

Ms. Maier asked Mr. Enovitch to clarify the age for the younger sibling with a 14 year old.

Mr. Enovitch stated that a child 10 years of age or younger must be accompanied by someone 14 years of age or older.

Ms. Maier asked if a 14 year old could come in with a toddler.

Mr. Enovitch stated "not a toddler."

Ms. Maier asked the minimum age.

Mr. Enovitch stated that he will look into that and send that information to Ms. Maier, but at this time it is 14 years old to come in with a younger sibling. You have to be 10 years old to come to the pool alone.

Ms. Maier asked if it is not 14 years of age alone in general. She thought it was raised to 14. Ten is the standard?

Mr. Enovitch stated that they are thinking of raising it. He talked to the City of Westlake today and they are raising the age. It is a fluid situation; they are taking a look at it further. If there is inclement weather and they have to shut the pool down, they want those children to have a way to leave the facility. It might be 14; but they are looking at it right now.

Second Chat Question: "If my husband wants to come lap swimming during a morning slot, would he be able to join me and the kids at a later time that same day in a different slot? Would the lap swim booking count against him for the "3 slot" weekly maximum?"

Mr. Enovitch stated it would not count for his slot during open swim hours.

Third Chat Question: "Can a person sign up for two sessions in the same day, and if so, would

they pay double, or would the amount paid cover the entire day, as it used to.”

Mr. Enovitch stated that they would have to pay double.

Mr. Tadych asked if we are saying each session costs.

Mr. Clark stated that it is a per price, per session. We are not paying for a pool pass as we have done in past years, but it is per usage.

Ms. DeGeorge asked if a patron can sign up for more than one slot in one day.

Mr. Enovitch stated that if there is an opening, yes they can. If they come up in the evening and there are fifty people in the pool and they seek admission, they can re-enter after paying their fee and registering on line.

Fourth Chat Question: “Will the pool be able to be rented after hours this year?”

Mr. Enovitch stated that pool rental will not be offered at this time. Unless the Governor loosens his restrictions, there will be no splash parties.

Mr. Kelly stated that he is still struggling with what the new rules enforcement person will look like and what, if any, true authority they have versus basically than just kindly suggesting that we have these new rules in place.

Mr. Enovitch stated that the job title is Social Distancing Attendants. They will be adults, and will kindly ask people to separate.

Ms. Maier asked if patrons will be asked to leave the facility if they do not comply.

Mr. Enovitch stated that they will be asked to leave the facility, the same as someone who is acting out of order.

Fifth Chat Question: “Have you modeled the potential pool revenue using increased fees for summer passes and ‘drop-in’ rates? I am in favor of the pool opening, but it seems like breaking even financially is a real concern.”

Mrs. Mahoney stated that Mr. Enovitch and she just used the average price of \$4.00 multiplied by 480 swimmers for the day, and also considering 18 days when they probably only have one session because it is back to school time.

Mr. Clark stated that we all understand that it would be difficult to run the pool under any circumstance as a break even, but even more so under this pandemic. Mr. Enovitch and Mrs. Mahoney are trying to level-set the revenues so it doesn’t impact residents, while certainly trying to provide the opportunity to give the residents some form of entertainment this summer, given everything else that is taking place.

Ms. Maier stated that there is the fear that we are highly subsidizing for this year, and there is usually a subsidy of a smaller amount, the average being about \$50,000 per year.

Mrs. Mahoney stated that the last three years the average subsidy for the pool is \$50,000.

Ms. Maier stated that we are looking at the potential of subsidizing at the rate of \$300,000 this year based on these revenue projections, and there isn't a scenario where there are going to be higher fees to offset that expense.

Mrs. Mahoney stated that the thought was to keep the rates the same. We have had some good years where we have been able to cumulatively put away \$2 million in the Reserve Fund. The Reserve Fund is for emergencies such as this, to be able to still provide the residents with entertainment for the summer.

Mr. Kelly stated that he generally agrees with Mrs. Mahoney, but, respectfully, on this one, the \$2 million Reserve was built up after it was brought down to 13 cents, as a result of the last economic downturn. What we are talking about here is taking 10% of that Reserves for 63 days of swimming pool use. That ultimately is what it is. I don't want to overstate it; I don't want to understate it. But, that's what it is.

Mrs. Mahoney stated that this is correct.

Ms. DeGeorge stated that she thought she read somewhere that the average subsidy for the pool over the last three years was \$72,000, not \$50,000. That was some of our information. Also, it needs to be noted, to put it in a different perspective, that the amount of money that we have already allowed, \$100,000, and asking for up to \$200,000, it has taken four whole seasons to spend that amount of money, and we are being asked to spend it for 63 days. Notwithstanding the need to get out, and the quarantine fatigue that is going on, I, too, believe that although it is not really spelled out in the code what the General Reserve Fund is for except to say it is to stabilize our balance, it is better for emergencies and not entertainment. Given that we don't know what is going to happen. Everyone, households, small businesses, even big businesses face an economic future of uncertainty. I am not sure that this is the best use of our money at this particular time. Where it would seem to be for mental health reasons, and physical health reasons, in terms of a budget that is absolutely uncertain and best case scenarios, I am not convinced, and no one has said anything yet to convince me, that this is the best use of our funds.

Mr. Tadych stated that as chair of the Finance Committee, he feels Ms. DeGeorge is right-on. The other problem that exists is that just by adding \$200,000 from the Emergency Fund, doesn't mean that we are not going to have to add additional monies if we don't even make enough. We could end up taking another \$100,000 or \$125,000 out of that fund, to balance the spending.

Mrs. Stainbrook stated that we are looking potentially at a deficit of \$600,000, based on other revenue streams coming in that we are going to have to cover. We are talking about \$300,000 that could be used on other projects, or just to make up for the lack of revenue from municipal income tax and property tax.

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Mr. Clark stated that it not just a question of operations, but it is also Capital. We have only \$390,000 left, over the next 2 ½ years, to pay off our pool in full. Yes, we have a \$2 million Reserve, and it may not be the optimal choice, but given the pandemic, recognize that residents pay 85% of our General Fund revenue, from the municipal income taxes and personal property taxes they pay on their homes.

Ms. DeGeorge stated that for 63 days for a percentage of the population, as opposed to our duty being to respond to all residents and our infrastructure, and other major projects in their entirety, some of us are okay with appropriating that money. This is my understanding of the conversation we are having.

Mr. Clark stated that we will bring this to a vote tonight as Item No. 5 on the agenda, the ordinance to amend the appropriations. Mr. Clark called on Mr. Tadych to read the ordinance.

Mayor Koomar stated that as we talk about the CARES Act, we have lots of variables in the budget. We have upwards of 30 line items that Mrs. Mahoney has managed. Income tax is out there, but we are looking at the CARE funding. We had \$106,000 rebated back from Workers' Compensation. We deferred wages by laying off 33 people, amounting to \$220,000 to \$240,000. These numbers are not insignificant. The pool pro forma that Mrs. Mahoney put in front of Council is actually \$169,000 more in expenses, but we are trying to take these collectively and manage the budget as we always do. Mrs. Mahoney is just asking for a transfer up to \$200,000 in the event we need it and being conservative and trying to be up front. Again, there are lots of items that we are managing and personnel open positions we are holding to manage to this. We are in the process of meeting with the directors again to finalize some Capital projects that will be held until we have a better sense of municipal income tax and property tax. There is a lot that went into our recommendation to move forward on it. Ultimately, it is Council's call, if they don't like the numbers, we will abide by that, and accordingly, we will not open the pool this year. We are looking at a multitude of items that we can delay in some cases – the Capital projects and things of that nature.

Ms. DeGeorge stated that it still is \$200,000. There is a good question that a resident just asked. "How was the Emergency Fund used during the last economic downturn, and what was the impact of its use for the pool during the impending downturn?"

Mayor Koomar stated that he was the Finance Committee Chair at that time. Back then it was very different. We knew that the economy had taken a significant downturn and we were trying to figure out where that bottom was. Property taxes in Bay Village, last cycle withstanding, there was an average at that time of about a 6% increase. During that time we had a 2% decrease. We had some immediate changes to our budget. We had union contracts and some fixed costs for wages, and we tried to manage to that and understand where that was. Income tax dropped, estate tax was eliminated, so we did use that money to supplement our operations. Once we knew what that new revenue stream was going to look like for the next few years, the administration at that time made some changes to the budget, held some positions, and changed some programming because we knew what that long term revenue stream looked like. It is too soon to tell what this will look like, whether we have a second spike or not. The Federal Reserve Chair last week talked about the economy being robust and this is not going to turn around

overnight, but short of a second spike, he saw continued growth in the third and fourth quarter and it would probably take to the end of the fourth quarter of 2021 to get back to where we were, but that we would see continued growth. To Mrs. Mahoney's point, that is an opportunity when we have our income taxes and real estate taxes in the fall, and doing our budgeting, and we have already told the directors this, to really carve back on our Capital programs next year. We have a good team, we can hold back on part timers and things of that nature, but we can move forward and serve the residents given what we know at this point.

Mr. Tadych stated that he was on the Finance Committee during the last economic downturn and there were significant decreases by department that were taking ten percent cuts that were meaningful throughout the entire operations of the City. It wasn't nailed down to one particular thing; we all joined together and it was a very complicated and hurting thing we went through – trying to make it work. Using this \$200,000 for 63 days doesn't seem right to me.

Mrs. Mahoney stated that there are so many things we don't know. Phase IV of the CARES Act might possibly, and probably will have revenue enhancements to the smaller cities. We have a lot of Congressman and Senators working on that to get back money for the cities. We do know that we will be receiving \$380,000 as soon as the State of Ohio passes it. Like the Mayor said, there are multiple lines that we are managing. We have delayed hiring two full time employees and that saves the City about \$150,000. We are managing other ways to balance the budget to help out with our potential loss in revenues.

Ms. DeGeorge asked if that \$380,000 is earmarked for specific use. Clarification was asked of Mrs. Mahoney this morning in an email, and the \$380,000 that is referenced, is earmarked for specific use. We can't make it sound like we have \$380,000 coming in, so it's okay to spend \$300,000 on the pool.

The Mayor stated that he can tell Ms. DeGeorge, verbatim, from Senator Brown's staff, there is a link to Frequently Asked Questions, from the Treasury Department on the relief fund for state and local government which clarifies that local governments can use the funding for public health and public safety payroll generally, not just for extra costs that can be tied directly to COVID-19. That's been the discussion and multiple calls over the last seven to eight or nine days with the Treasury Department, they have been making that case that the funding can be used for public health and safety employee payroll, which was not the case early on. Obviously, as mentioned before, we are working through the State on that, but my call this morning indicated that the reason it may be held up in the House is that they may want to provide more money to cities than the Senate did. They are going to have to hammer that out in a conference committee.

Mrs. Stainbrook thanked the Mayor, Recreation Director Enovitch, and Public Service Director Liskovec for the work they have done regarding these operations. This is a great meeting for residents to attend because they understand this is a lot of work; there are a lot of details. Mrs. Stainbrook stated that she appreciates all that work. She struggles with spending this large sum of money for a very limited time. When you talk about not hiring a couple of employees, cutting back on Capital projects, those spends are long term benefits for a large portion of the population, whereas this is a large expense for a short term benefit. Mrs. Stainbrook noted that

she is not taking this lightly. It is disappointing, there have been so many disappointing things about the pandemic and things that have been cancelled all over our City, and all over the State. Mrs. Stainbrook is trying to look at it from the aspect of what is the best long term use versus what she perceives as a shorter term benefit. It is not an easy decision and there is a ton of work that goes into it.

Mayor Koomar stated that the decision of safety enters into it and also the average family last year received a pretty good hit to their real estate taxes. There are a lot of families out there that don't use police and fire service, paramedic squads, and they moved to Bay Village for the Recreation activities. At this point, the skate park and some tennis classes are the only things we can offer to those families this year. As Mrs. Stainbrook said, it is not an easy decision, but we have younger families saying this is why we moved to Bay Village and this is a level of service we expect. It is a balancing act.

Ms. DeGeorge stated that if any other service suffers if this should pass it is going to be a problem. You saw how the residents reacted when bulk pick-up was suspended for a week. We need to think about those things as well. Ms. DeGeorge asked Mr. Clark to explain to the residents listening by Zoom this evening why this ordinance won't go to three readings, and, should it fail, does the Mayor have the option to veto the decision.

Mr. Clark stated that the ordinance will go to one reading because if it is not passed with the emergency clause tonight we would otherwise have to wait 40 days before the ordinance is in place and that would put us past the proposed opening date of the pool on June 26. Mr. Clark deferred to Law Director Barbour on the issue of veto.

Mayor Koomar stated that he would respect the will of Council and communicate to the residents that the pool is not open for financial reasons and considerations and we would move forward.

Ms. Maier stated that before going to voting on the matter, there are more questions in the Chat Room to go through regarding the financial model. Also, perhaps bumping up the cost for the daily admissions so it is more fully covered and if there is a sudden turn in the way things are going with COVID and the restriction is lifted, to be able to pivot to be able to purchase season passes. If you increase the cost for daily admission by \$1 or \$2 for each of those price groups, and maybe even higher for the guests, that helps a little bit more. Looking at the financial model, and with Mr. Enovitch's experience of twenty plus years with the pool, he knows the patrons well and he knows the way things are moving. The model is probably pretty right-on, with the reduction in concessions and where we would be in terms of revenue. Using \$4.00 per visit as a basis and projecting \$100,000 in revenue you would only be going \$25,000, \$50,000 tops, by increasing it by a dollar or two, but that helps.

Mr. Clark read another question: "Has it been discussed to ask participants who use the pool to subsidize it so the City does not have to bear the cost?" Mr. Clark stated that perhaps this begs the question of additional donations of revenue from residents to help out. The City does not appropriate revenue, but any additional amount that would come in from people willing to pay more than the normal cost would be helpful.

Mrs. Mahoney stated that at this point she can't be guaranteed that the residents would voluntarily subsidize the pool.

Mr. Steve Wilson, 302 Canterbury, said that he is the one who just sent the question. "Why not do something like this? I thought a lot about this, and I talked to a lot of people. You have a few days here to make a decision, maybe. What about making people put their money where their mouth is, perhaps some type of surcharge, some type of membership, or something like that. Those people who are truly interested in using the pool, give them a week, or something like that, to buy a membership, whatever that membership would cost, and see what amount of money that could raise, and make a decision based on that. That way, to reference a comment just made, rather than people saying they are willing to do it, make it a no-risk situation and see what can be done. That is just my thought."

Mr. Clark stated that one of the reasons they talked about bringing this to a vote tonight, and he appreciates the dialogue because there have been good arguments on both sides of the equation, is it is his understanding it is going to take about four weeks to open the pool.

Director of Public Service Liskovec stated that he has staff over there currently. They started in last week working on typical procedures. They have to get the dive well done first, and even if it is not used, initially it must be opened. It is part of the procedure in setting the whole pool up for operations. They dove in last week and started working on the initial phase which is just labor. We will start the cleaning process.

Mr. Clark stated that the bulk of this appropriation ordinance this evening would be primarily for wages and labor, correct? What percentage of the people working at the pool are Bay Village residents?

Mr. Enovitch stated that he does not have that percentage figure in front of him, but it is a large percentage.

Ms. Maier asked Mr. Enovitch how many unique visitors there are to the pool each year.

Mr. Enovitch stated that he does not have those figures in front of him, but we do care for them when they come in.

Ms. Maier asked what percentage of the Bay population is using the pool, based on the number of passes that are sold each year.

Mr. Enovitch stated that they sell approximately 3,000 memberships, but he does not have the details in front of him.

Mayor Koomar stated that it could be a single membership, or a family membership with three, four or five people. Taking a multiplier of 2 ½ of those passes, you get a sense of the number of residents using the pool.

Mr. Tadych stated that those are repetitive visits too. They may not just come in one time if they

have a pass.

Ms. Maier stated that 3,000 is for the pass itself, not for the number of uses. What the Mayor is saying – you have to put a multiplier on it, is that correct? That seems like a lot of the population using the pool. Even at 3,000 people, that is twenty percent of our population utilizing the pool. And, it is going to be more because there are daily sales that equal to \$50,000 during the course of the summer.

Mr. Clark stated that it certainly is not an ideal situation. The fact that we are limiting the use of the pool to Bay Village residents and relatives is certainly a positive one.

Mr. Clark opened the matter for closing comments before bringing the ordinance to a vote.

Law Director Barbour reminded everyone of the requirements of roll call on suspension of charter rules. Charter rules require that ordinances be placed on three readings. In order to suspend the necessity of those three readings, you need two-thirds of the body, which is 4.67 or 5 votes. Otherwise, the ordinance will have to go on three readings.

The Clerk of Council asked to report on additional comments that were received via email prior to this evening's meeting, as follows:

David and Bobbie Musacchia, sent an email today, stating that they do not want the pool to be opened this summer.

Resident Jon Suter sent an email on May 22, 2020 asking if the June 6 shredding day is still scheduled.

Green Team leader Tara Wendell was contacted and advised that the Shredding Day of June 6 has been cancelled until sometime in late summer or early fall. The new date will be posted on both the City website and the Green Team Facebook page when the new date is known.

Mr. Clark thanked everyone who provided insight and discussion this evening. He noted that we are at an economic downturn that rivals what we saw ten, eleven, twelve years ago. That calls for extraordinary measures. None of us know the outcome, but we will certainly know next year, in hindsight, what happened this year to better guide us.

Mr. Clark asked Mr. Tadych to read the ordinance on the agenda this evening.

Mr. Tadych introduced and read Ordinance 20-55 to make appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year, 2020, as previously appropriated in Annual Appropriations 19-109 and 20-27, and declaring an emergency, and moved for adoption.

Mr. Clark thanked Mr. Tadych for walking everyone through the detail, very well articulated, and he appreciates the framework on the transfers identified which gave the residents a feel for what has been appropriated out of the General Fund for other purposes in the City.

Mr. Clark called for final comments and questions before proceeding to a vote.

Mr. Tadych asked if there is any reason why the ordinance has to be passed now. As Mr. Chernisky stated, there could be additional funds coming to the City from swimming groups and that could change the attitude of what we would need if we let these swimming groups pay us a fee, per club. We might be able to offset some of the expenses from those swimming clubs if we looked at it seriously enough. We could put off passing it, let the pool open, see what we get from the swim clubs and other things, and maybe we don't have to use the \$200,000. Maybe they will finance it for us. Maybe other ideas, such as a larger fee, a one-time fee to use the pool for the year would also be helpful. I don't think we have to do it now – we could do it later. We would see what we would be bringing in from outside sources.

Mr. Clark stated that he appreciates the input. We need to at least give the administration some guidance and direction as to whether we are going to gear up for the summer. Because, if we wait two to three weeks and hope to get some additional money in we've lost that two to three weeks in preparing the pool.

Mr. Tadych stated that all we would say is we are going to open it and will take the additional funds that we receive from outside sources and apply it toward the \$200,000 and we can look at whether we want to pass it in future weeks.

Ms. DeGeorge stated that her feeling is that this would just add to the uncertainty and the what-ifs. We are already basing this on a lot of what-ifs and unknowns. It has been put in front of us, they are asking us to make a decision on money. We can play with what-ifs all summer. It could get worse. We would expect it to get better, but it could get worse. It is a difficult decision either way.

Mr. Clark stated that we could open the pool for thirty days and find out that something happens and if there is a COVID spike, we could close the pool down and certainly have a smaller loss, if that were the cause.

Ms. DeGeorge asked Mr. Clark if he is talking about health or revenues.

Mr. Clark stated that he is talking about a flare-up of COVID once again because that is uncertain as well.

Ms. DeGeorge stated that we are trying to decide what to do now. That is another variable.

Mrs. Stainbrook asked Mrs. Mahoney if she has to certify this transfer with the County. Mrs. Mahoney stated that she does have to certify the revenues to the county. If Council appropriates the \$200,000 the revenues already certified to the county are still intact, and so she cannot spend the money if she does not have the revenues.

Mayor Koomar stated that the numbers in Mrs. Mahoney's pro forma are best estimates at this point. Could the numbers be higher or lower? Could a swim team offset that if the Governor

lifted everything in a week or so and things continue to move in that direction? Looking at a pool pass – is that an opportunity? Would people be excited to support the pool? They may be. We have been very flexible on this and we are going to have to continue to be flexible. Moving forward without funding is not a prudent or right thing to do and we have to operate the City within the limits provided by City Council.

Mrs. Mahoney stressed that if the appropriation is approved it doesn't necessarily mean we are going to spend it.

Mr. Kelly asked what we are looking at in terms of sum costs. He stated that he has heard a lot of talk around the edges. If you move forward, and for whatever reason a determination is made that there is a need for some type of stoppage. What are our sum costs?

Mrs. Mahoney stated that on the income statement provided at the end of April we have only spent \$9,600. So we would have whatever wages for the last week and a half. If we filled the pool we would have the water cost and the chemicals, but we wouldn't have all the wages that have been budgeted.

The Mayor added that the utilities and heat, plus additional water due to loss by evaporation, etc., the high three month period is about \$40,000. You will need a full staff of lifeguards, concessions, front desk, cleaning personnel, etc., which ramps up the cost.

Ms. DeGeorge stated that we are talking about swim teams opening up and that could be an additional source of revenue if the Governor allows swim teams back. You would have to realign everything you set up for the pool, correct? That creates a whole other layer of confusion, not to mention that it would be a win. It could go either way.

The Mayor stated the first priority is taking care of the residents. If we have high usage in lap times in the morning, and some group wanted to come in at 6 a.m. and we wouldn't have lap swim, is that an option to adjust that? Yes, but we always want to take care of residents first. We may have residents that are on a swim team that want to provide revenue to us and we balance that out, but right now we are going to take the approach of making it available to residents before we would muddy those waters.

Ms. Maier stated that the schedule put together by Mr. Enovitch indicates there are two sessions of lap swim and also training listed. Could that training time take the place for swim clubs?

Mr. Enovitch stated that with the feedback received regarding the Bay Village swim team being cancelled and 200 kids being a part of that who aren't training this summer, he earmarked that time for older kids to come in and get some training so they could avoid losing an entire summer of swimming.

Ms. Maier asked about the possibility of combining that with the adult lap swim. The adult lap swim doesn't usually attract that many people.

Mr. Enovitch stated that there are quite a few people that come in for adult swim, and sharing the

lanes is an option. We probably get 6 to 8 lap swimmers during the week and Saturday mornings probably 20.

Mayor Koomar stated that to provide space in the pool, we are going to try to push the lap swimmers to the early morning hours. There are not going to be a lot of lap lanes open in the afternoons. We want to make sure we take care of the group swimming first. The state has discouraged the sharing of a lap lane, so we are trying to push those swimmers to the morning hours. The Mayor noted that revenue for an entire swim team is about \$3,600. It is a nice amount, but it is not going to wipe away the pro forma loss.

Ms. DeGeorge stated that one of the comments is that if we don't open the pool a lot of kids won't have a job and that is really sad. To Mrs. Stainbrook's point, and something we have kept in our minds, we have known since April when Human Resource Director Demaline announced at the April meeting that 33 regular, part time City employees were laid off. Not seasonal employees that were never hired, but people who have worked in our City, who know us, and were affected by budget cut savings. It is very difficult for me to say, yes, spend this money, open the pool, when I know that we have 33 people out there who have lost their jobs and I don't know what is going on in their life. With all due respect to everyone who wants the pool open, that's my struggle.

Mayor Koomar stated that those people aren't working because many of the items were shut down by the Governor and so we corresponded and made those cuts because we could not offer that service to employees. It is a hardship, but, obviously if those programs were able to be operated again, then we would bring them back.

Ms. DeGeorge stated it doesn't change the fact that since April, 33 employees of our City have been without a job, and that will bring them back, sure. But, in the meantime, we are talking about spending \$300,000 for 63 days and those employees have already been off work longer than 63 days.

Mayor Koomar stated that in an affected area, and let's just call Senior Services, where we are not having some of the programming right now because the State has directed us that the seniors are an at-risk population, if we open the pool or don't open the pool at this time, we are not bringing those people back until we have clearance and we think it is a safe environment for them to work. Seasonal, part time staff is not taking the position of a program. The Mayor stated that he understands Ms. DeGeorge's point and thinks it is well made.

Mr. Kelly asked if what we are saying for each two hour session is 135 people, or has this changed since this printout. Mr. Enovitch stated that 135 is the capacity every two hours.

Mayor Koomar stated that is a conservative number based on the State regulations, and we wanted to start there and make sure everyone can get in the water. There may be an opportunity for adjustment as this is watched for a week or two.

Mr. Kelly stated that he would like to take the opportunity to thank everybody for this conversation. He stated that he admittedly is struggling with this rather mightily. He sees all the

sides and basically has lived at the pool for the last twelve years. But, he also has reservations, both financially and in terms of the practicality of being able to achieve anything akin to what our patrons are normally accustomed to when they attend the pool. I don't foresee that being able to be done. That doesn't mean it doesn't have value and it doesn't have worth, but it is a struggle for me in terms of the number of things I can't answer. Frankly, none of you are in a position to answer, not even Director Enovitch. Mr. Kelly thanked Mr. Enovitch, noting that he did an excellent job this evening. There are so many variables that we are not going to be able to know at this time. It is really a question of where you want to look at the kaleidoscope. At 135, I think that's doable. But, I still have questions as to how this functions in real life. And, Mayor, I have real questions about the ability to – it's one thing to ask people to do these things, but are they really going to conform to them. Or, are they going to bristle under what they perceive to be invasions of their civil liberties. I don't have an answer. Frankly, I don't know if we will be attending, should it open. The question of which way it goes is... Mr. Kelly thanked everyone.

Mr. Tadych stated that if we should be so blessed that this world would find a vaccine that would help us out all of us around, it would be much better if we needed to use that \$200,000 to be sure that our residents got that vaccine because they were needed to be taken someplace, or moved because of unable to do it themselves. I would rather spend the money on that then anything else. I just think it could be spent better.

Ms. Maier stated that many know that she traveled this past weekend to a wedding in Florida, and people are very pent up and want to be able to go out to places to recreate. It is a big struggle for me to find the balance point here, but seeing that and seeing people out and about using facilities, we are also having a lot of rollbacks with the social distancing and other things. In Ohio you can now have weddings with up to 300 people starting June 1. I do wonder if even holding off until Monday and having this on two readings might buy just a little bit more time to see if there is going to be a second flare-up, or if it does look like some of these restrictions might be lifted.

Mr. Clark stated that from his standpoint, we have to give the leeway to the administration to gear up for this because it does take four weeks to open the pool. I don't think much is going to change between now and next Monday.

There being no further discussion, Mr. Clark called for a vote on the motion to adopt Ordinance No. 20-55.

Roll call on Suspension of Charter Rules:

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

Nays – Maier.

Roll call on Suspension of Council Rules:

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

Nays –None.

Roll call on Inclusion of the Emergency Clause:

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

Nays- DeGeorge, Tadych

Roll call on Adoption:

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

Mr. Barbour announced adoption of Ordinance No. 20-50, an emergency measure, by a vote of 4 yeas and 3 nays.

Mr. Clark thanked everyone for the dialogue. It was one of the more heartfelt discussions that Council has had over the years, and he appreciates the integrity of the votes and the way they went.

Miscellaneous

Mr. Clark stated that his hope is that Council can get back to meeting in-person sometime soon, which depends on the Governor's orders and items on the legislative front and anything else that might need discussing.

Mayor Koomar stated that he thinks they will meet in Executive Session in the near future.

Mr. Tadych asked if this could not be done via Zoom.

Mr. Clark stated that if a meeting is held June 1 it would have to be Zoom because Ms. Maier is in self-quarantine. If Council meets on June 8 that would fulfill her 14 day quarantine. We could meet in-person at Dwyer Memorial Center on June 8.

Mr. Winzig thanked Mr. Enovitch and the team for hard work on this tough project, and for providing good detail to Council.

There being no further business to discuss, the meeting adjourned at 8:15 p.m.

/s/ Dwight A. Clark
Dwight A. Clark, President of Council

/s/ Joan T. Kemper
Joan Kemper, Clerk of Council