

City of Bay Village

Council Minutes, Regular Meeting
Council Chambers; augmented by Zoom.
President of Council Dwight A. Clark, presiding

October 17, 2022
8:30 p.m.

President of Council Clark called the meeting to order at 8:30 p.m. with roll call and the Pledge of Allegiance led by Lydia DeGeorge, Councilwoman, Ward 2.

Present: Clark, DeGeorge, Greco, Kelly, Maier, Winzig, Mayor Koomar.

Excused: David L. Tadych, Ward 1 and Vice President of Council.

Also Present: Law Director Barbour, Finance Director Mahoney, Police Chief Gillespie, Recreation Director Enovitch, Community Services Director Goers, Building Director Tuck-Macalla, Clerk of Council Kemper. By Zoom: Fire Chief Lyons.

AUDIENCE

Samantha Illius, Sean Crowley, Kathy Guzley, Gary and Amanda Sebrosky. By Zoom: Martha Raymond.

Motion by Kelly to dispense with the reading and approve the minutes of the Regular Meeting of Council held October 3, 2022.

Motion carried 5-1 (abstention by Ms. Maier.)

Motion by Kelly to dispense with the reading and approve the minutes of the Cahoon Memorial Park Trustees held October 3, 2022.

Motion carried 6-1 (abstention by Ms. Maier.)

REPORTS

Mayor Koomar advised that Halloween will be held on October 31, 2022 from 6 p.m. to 8 p.m. Police presence will be in the community as always.

Law Director Barbour had no report this evening.

Finance Director Mahoney confirmed plans to meet with department directors this week to prepare budgets, and Finance Committee meetings will be held November 7, 14, and 21, 2022, beginning at 5:30 p.m.

Mr. Winzig stated that there was discussion about an Executive Session being held prior to the Finance Committee meeting on November 7, 2023. Mr. Clark will give further thought and

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consideration as to whether the Executive Session will be held before or after the Council meeting that evening.

Director of Public Service and Properties Liskovec is excused this evening.

Recreation Director Enovitch recognized the third, fourth, fifth and sixth grade tackle football teams and their coaches with a record of 20 wins and 2 losses this season and noted the outstanding support of their cheerleaders who number over sixty at the games.

Community Services Director Goers reported that she is working on the BV60+ programs for November and December, including a Meet and Greet in November. This will provide an opportunity for Ms. Goers to meet some of the members for feedback and ideas for activities in 2023.

Last Friday the 2023 sponsorship forms were sent out by the Community Services Department in an effort to have many programs sponsored next year.

Fifty-two applications have been received for the Snow Angels program, with 27 volunteers stepping forward. Volunteers are still being sought for Rexford Drive and Aberdeen Drive and can connect with Director Goers at 440-899-3409, or via email at Egoers@cityofbayvillage.com.

The leaf raking program has a list of 155 homes to be serviced. The middle school volunteers will do 115 of the homes, and the rest will be taken care by the Key Club, Men's Club, Boy Scouts, and Cub Scouts. Dates for raking will be finalized, with the middle school's scheduled to rake the week of November 18, 2022.

Fire Chief Lyons by Zoom reported that the Fire Department has completed its inspections and testing of the fire hydrants.

The Fire Station project team met with Mull & Weithman Architects on September 20, 2022. A productive meeting was held.

Since August of this year, two firefighters have suffered injuries, and one firefighter has resigned to pursue a career in Colorado. The result is that there has been an uptick in standard overtime expenditures with a small offset by the wages that will not be spent on the firefighter who left. Chief Lyons has been working with Mayor Koomar and Finance Director Mahoney to manage the unexpected expense. Council will be kept informed.

A standing list of candidates is available from the Civil Service Commission and background checks as well as interviews have been conducted. An offer is in the process of being made to a new candidate to replace the firefighter who resigned.

Building Director Tuck-Macalla advised that the Building Department's input into the sidewalk replacement program has been completed by virtue of the pre-pour inspections which have been done daily by the inspector on staff.

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Mr. Tuck-Macalla stated that he does not know if the last unit at Bay Creek Development has been sold, but per his last conversation with the contractor they were getting close to finishing the sale of all units.

Mr. Clark stated that he was impressed by the speed and efficiency of the firm that was contracted for the sidewalk replacements.

Mr. Tuck-Macalla stated that it worked out well for his inspector who worked very closely with the contractor from one day to the next.

Chief Police Gillespie reported that the deer survey ends this Friday, and encouraged anyone who has not taken the survey to please do so by Friday.

Drug take back will be held on Saturday, October 29 from 10 a.m. to 2 p.m. with sharps and liquids taken as well as pills. The box for collections is located at the Police Station.

Human Resource Director Demaline is excused this evening. The Mayor noted that Director Demaline and he have been working through compensation discussions along with President of Council Clark. A Health Savings Account (HSA) is being offered to employees in 2023.

Mr. Clark noted that a renewal of the Jefferson Health Plan contract is forthcoming with the new rates expected very soon.

AUDIENCE

There were no comments from the audience this evening.

COMMUNICATIONS

The following communication has been received:

An e-mail communication received on October 11, 2022 from Timothy Doyle challenging the Council to read an article regarding tree canopy loss and take action to start a proactive campaign to preserve trees.

An email response from Councilman Winzig outlining the proposed Tree Ordinance and other proactive measures the City is taking to protect our tree canopy.

An e-mail communication received on October 15, 2022 from Timothy Doyle sending an email from Colby Sattler regarding the proposed legislation, and the continual loss of trees.

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY, & COMMUNITY SERVICES COMMITTEE- Kelly, Tadych, Maier.

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Mr. Kelly noted that the ordinances relative to trees listed on the agenda for tonight's meeting under the Environment and Safety Committee have been moved to the Planning and Zoning Committee and will be introduced by Mr. Winzig, Chairman of the Planning and Zoning Committee.

Motion by Kelly to not request a hearing on the advisability of transferring a liquor permit from BW Food Services, LLC, dba Green Island Restaurant, to All In Restaurants, Inc., 25517-25519 Eaton Way, Bay Village, Ohio.

Motion carried 6-0.

FINANCE AND CLAIMS COMMITTEE -Tadych, Winzig, Kelly, Clark.

Motion by Winzig to acknowledge receipt of the September 2022 Financial Reports of the City of Bay Village as prepared by Finance Director Renee Mahoney.

Motion carried 6-0.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE -Winzig, DeGeorge, Greco.

Mr. Winzig introduced and read, by title only, **Ordinance No. 22-114** repealing Chapter 547 Trees, of the Codified Ordinances of the City of Bay Village, Ohio, and declaring an emergency. (First Reading)

Mr. Barbour announced that Ordinance No. 22-114 is placed on first reading.

Mr. Winzig introduced and read, by title only, **Ordinance No. 22-115** enacting Chapter 1335 of the Codified Ordinances of the City of Bay Village, Ohio relating to Trees, Maintenance, Protection, Preservation, Removal and Restoration, and declaring an emergency. (First Reading)

Mr. Barbour announced that Ordinance No. 22-115 is placed on first reading.

Mr. Winzig introduced and read, by title only, **Ordinance No. 22-116** amending Codified Ordinance Chapter 146 regarding Tree Commission, and declaring an emergency. (First Reading)

Mr. Barbour announced that Ordinance No. 22-116 is placed on first reading.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE - DeGeorge, Kelly, Winzig.

Ms. DeGeorge read, by title only, **Ordinance No. 22-101** authorizing the Ohio Department of Transportation to reconfigure the intersection at Wolf and Cahoon Roads, and declaring an emergency, and moved for adoption. (First Reading September 6, 2022.) (Second Reading October 3, 2022).

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 22-101.

Roll call on Suspension of Charter Rules:

Yeas- Clark, DeGeorge, Greco, Kelly, Maier, Winzig.

Nays – None.

Roll call on Suspension of Council Rules:

Yeas- Clark, DeGeorge, Greco, Kelly, Maier, Winzig.

Nays – None.

Roll call on Inclusion of the Emergency Clause:

Yeas- . Clark, DeGeorge, Greco, Kelly, Maier, Winzig.

Nays – None.

Roll call on Adoption:

Yeas- Clark, DeGeorge, Greco, Kelly, Maier, Winzig.

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 22-101, an emergency measure, by a vote of 6-0.

Ms. DeGeorge introduced and read, by title only, **Ordinance No. 22-117** amending Ordinance 22-64 regarding the application of Asphalt Rejuvenator to the 2021 repaved portion of Bradley Road, 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. 22-117.

Roll call on Suspension of Charter Rules:

Yeas- DeGeorge, Greco, Kelly, Maier, Winzig, Clark.

Nays – None.

Roll call on Suspension of Council Rules:

Yeas- DeGeorge, Greco, Kelly, Maier, Winzig, Clark.

Nays – None.

Roll call on Inclusion of the Emergency Clause:

Yeas- DeGeorge, Greco, Kelly, Maier, Winzig, Clark.

Nays – None.

Roll call on Adoption:

Yeas- DeGeorge, Greco, Kelly, Maier, Winzig, Clark.

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 22-117, an emergency measure, by a vote of 6-0.

RECREATION AND PARK IMPROVEMENTS COMMITTEE –Maier, Greco, Tadych.

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Ms. Maier introduced and read **Resolution No. 22-118** authorizing the acceptance of a Capital Improvement Community Park, Recreation/Conservation Project Pass Through Grant Agreement with the Ohio Department of Natural Resources, 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. 22-118.

Roll call on Suspension of Charter Rules:

Yeas- Greco, Kelly, Maier, Winzig, Clark, DeGeorge.

Nays – None.

Roll call on Suspension of Council Rules:

Yeas- Greco, Kelly, Maier, Winzig, Clark, DeGeorge.

Nays – None.

Roll call on Inclusion of the Emergency Clause:

Yeas- Greco, Kelly, Maier, Winzig, Clark, DeGeorge.

Nays – None.

Roll call on Adoption:

Yeas- Greco, Kelly, Maier, Winzig, Clark, DeGeorge.

Nays- None.

Mr. Barbour announced adoption of Resolution No. 22-118, an emergency measure, by a vote of 6-0.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE –M. Greco, Maier, DeGeorge.

Mr. Greco had no report this evening.

MISCELLANEOUS

The next meeting of Council will be held Monday, November 7, 2022, beginning at 7 p.m. A Finance Committee meeting will be held prior to the Council Committee meeting. The Finance Committee meeting is tentatively set for 5:30 p.m.

Ms. DeGeorge asked Mayor Koomar if a fall shredding day has been scheduled. Mayor Koomar stated that there will not be a shredding day this fall.

Mr. Greco asked if police body cameras will be a part of the 2023 Budget.

Mayor Koomar stated that there is a pending grant for body cameras.

Mr. Clark stated that Council has received information from the Board of Elections regarding voting places for the November 8 election.

Mayor Koomar stated that he was contacted by the Knickerbocker Apartments regarding their status as a location for voting in Ward 2. During the pandemic, the location was moved due to

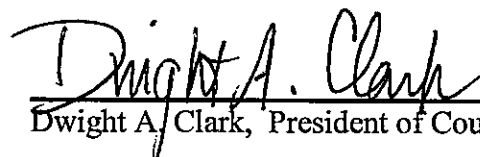
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the risk of COVID transmission. The Mayor is seeking a reinstatement of the Knickerbocker Apartments as a Ward 2 voting location.

Mr. Winzig expressed disappointment with the removal of green space in the Heinen's store parking lot during their recent parking lot renovation. The parking lot is now solid asphalt and Mr. Winzig hopes that this can be revisited because the opportunity to put in green space, islands, and trees, things that other communities have done throughout the state, has been missed. We should try to do our best to not just black topping space in the City and add whatever we can from a vegetation standpoint. If we had in our code items for shrubbery and green space within the parking footprint it would have come out better than a giant football parking lot with brown structures to hold shopping carts.

ADJOURNMENT

There being no further business to discuss this evening, the meeting adjourned at 8:55 p.m.


Dwight A. Clark, President of Council


Joan T. Kemper, Clerk of Council