

# City of Bay Village

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

May 1, 2023  
8:17 p.m.

President of Council Clark called the meeting to order at 8:17 p.m. with roll call and the Pledge of Allegiance led by David L. Tadych, Vice President of Council, and Councilman, Ward 1.

Present: Dwight A. Clark, President of Council  
David L. Tadych, Vice President of Council, Councilman, Ward 1.  
Lydia DeGeorge, Councilwoman, Ward 2  
Michael Greco, Councilman, Ward 3  
Thomas J. Kelly, Council-at-large  
Sara Byrnes Maier, Council-at-large.  
Mayor Koomar

Excused: Peter J. Winzig, Ward 4.

Also Present: Law Director Barbour, Finance Director Mahoney, Police Chief Gillespie, Fire Chief Lyons, Recreation Director Enovitch, Director of Public Service and Properties Liskovec, Director of Building Tuck-Macalla, Community Services Director Messeri, Clerk of Council Kemper.

## **AUDIENCE**

Dan Rettig, David Florez.

**Motion** by Tadych to dispense with the reading and approve the minutes of the Regular Meeting of Council held April 17, 2023, as prepared and distributed.

**Motion carried 6-0.**

**Motion** by Tadych to dispense with the reading and approve the minutes of the Cahoon Memorial Park Trustees meeting held April 17, 2023, as prepared and distributed.

**Motion carried 7-0.**

## **ANNOUNCEMENTS**

**Mayor Koomar** stated that he took part two Saturdays ago in Celebrate Trails Day in the City of Cleveland along with County Executive Chris Ronayne, Cleveland Mayor Justin Bibb, and Metroparks Chief Executive Officer Brian Zimmerman at Merwin's Wharf. It was great to get out and promote biking. They had asked the area Mayors to do some biking within their towns and we are in the very early stages of looking at July 3 for something in Bay Village. The

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County Executive has indicated he would be able to come out and join us in that event. Stay tuned for more information!

The Mayor reported that the Shredding Day on April 22, 2023 was very successful, with almost 12 thousand pounds, or 6 tons of paper shredded. The Habitat for Humanity truck was pretty full as well by the end of the day.

The Interurban Pedestrian Bridge will arrive late on Wednesday, May 3. Director of Public Service and Properties Liskovec will provide details on the bridge installation which will occur on Thursday, May 4.

The Mayor stated that he sits on the DOPWIC Committee (District One Public Works Integrating Committee) of the County Planning Commission. He noted that it is always good to give back and support these committees. The scoring that was set up with DOPWIC has changed over the years and it was not very favorable to the suburbs, even though all the suburbs contributed. For the better part of two years, the committee was working as a group trying to find a way to make sure the inner ring suburbs were taken care of, but also include cities like Westlake, Rocky River and Bay Village. They worked on part of it last year in changing rules and last Tuesday passed some additional changes which will be impactful to Bay Village in the future, with a unanimous vote. They are trying to come up with methodology that will stay in place for a while, and when cities are doing their infrastructure planning and working with their planning teams and city engineers they can have an expectation of looking out and understanding where they would have the opportunity to get some external funding, and plan accordingly. There have been discussions regarding the Rocky River Wastewater Treatment Plant, under the City of Rocky River. The plant would get funded on a project and it wouldn't hurt the City, and if the City got funded on a project it wouldn't hurt the opportunity for funding for the plant. They will discuss with the Law Director of Rocky River the steps to be in compliance with the Ohio Revised Code, and have the plant, potentially, operate separately, legally speaking, from the City of Rocky River so that both could apply under their own merits and bring some dollars back. This has been a priority item for Mayor Bobst of Rocky River. There were many extra meetings, but they finally arrived at a consensus and it is hopeful this will provide resources in the future for Bay Village.

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**REPORTS**

**Law Director Barbour** had no report this evening.

**Finance Director Mahoney** reported that preparations are underway for the State Auditors next week.

**Director of Public Service and Properties Liskovec** reported on the following:

- The Interurban Pedestrian Bridge will be delivered on Wednesday, May 3. The bridge will be arriving on two separate loads coming late in the day, exiting Interstate 90 on Columbia Road, coming across Lake Road to Bryson Lane, and overnighting in the overflow parking lot near the library. The bridge is coming from Alabama, travelling

through many states, and many state permitting processes. Early Thursday morning the cranes will arrive on site for set up and installation. The assembling process will be done on the east side of the site, marrying the two sections as one, lifting with the cranes and placing it for the final setting. The plan is to have it completed on Thursday, with the cranes off site by the end of the day. The concrete will then be set for the surface, followed by site preparation including approaches to the bridge.

- The Cahoon Wolf intersection work was slated to begin on May 1. Once construction signs are posted it can be expected to see work begin.
- All millings have been completed for the resurfacing program. The intermediate course has been installed and the next step will be partial and full depth repairs, and curb repairs that need to be done. It is critical that this preparation work be done before the surface is placed.
- Arbor Day was held this past weekend with an event to celebrate at Bradley Road Park with approximately 100 attendees. Mr. Liskovec thanked all the Service Department staff that helped with planning and set up, the members of the Tree Commission who were present to answer questions, Cuyahoga County Soil and Water District representatives, and tree experts.

Mr. Clark stated that if anyone hasn't been out to Bradley Road Park to see the 120 trees that have been planted, it is outstanding. There are a variety of native trees, which helps with the diversification of the City's tree canopy, and all have been chosen to meet a certain need.

- The new Service Department Sewer Vehicle was received last week and training has begun with staff members. Vehicles that the new \$500,000 vehicle replaces will be sent out for auction.

In regard to the bridge delivery, Mr. Tadych asked if there will be difficult turning on to Lake Road from Columbia Road. Mr. Liskovec stated that turning there is not an issue, there are always various options in maneuvering trailers. The width is the oversize part. Mr. Liskovec is optimistic about the ability to get through with assistance from the vehicles accompanying the bridge.

Mr. Kelly noted that Columbia Road was closed recently due to a watermain break. He asked if the repair is sufficiently permanent and of a character that can support the weight of the bridge. Mr. Liskovec responded that the repairs were on either side of the roadway and the reason the Cleveland Water Department closed the road was to provide for safety while installing a water line.

**Recreation Director Enovitch** reported that the pool contractors were out last week power washing and prepping for paint, as well as installing a new slide pad by the tot slide. At the community gymnasium improvements have begun with the replacement of a drinking fountain. Swimming Pool passes are available for sale. The pool will open on May 27, 2023.

**Community Services Director Messeri** recently met with the staff of BAYarts as her work with the community continues. A meeting will be held next week with the Community Services Advisory Board. Ideas and suggestions are being received from Neighbors helping Neighbors.

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The BV60+ Trivia Night held last week was a lot of fun, and Tara Wendell has been doing a great job with this group.

**Fire Chief Lyons** advised that the Bay Village Fire Department was able to complete CPR training and re-certification for most of the City's administrative staff. It is a very good, ongoing program, a great safety initiative, of which the Mayor's support is appreciated. CPR trainings are conducted once a month at the Bay Village Police Station Community Room, with excellent attendance and even full houses at the last two events. Chief Lyons appreciates people taking advantage of this free training. More information can be found on the City website, typing in CPR on the search bar which will take the inquiry to a University Hospitals website for registration. The City of Westlake also offers the CPR training once per month at the Porter Library.

Recertification will be offered later this year in the Stop the Bleed Program for our safety forces.

On May 13, 2023, a Regional Hazmat Drill will be held in Lakewood. Seventy-five or more first responders will be present from all the westshore communities. The drill is being sponsored by the Emergency Planning Commission and the county Emergency Management Agency. The drill is held once every three to five years and many will be present to practice essential skills together.

**Building Director Tuck-Macalla** advised that Director Liskovec and he met with the contractor for the Bay Creek Development. They will be completing their project in approximately a month or six weeks, with landscaping, a fence and replacement of an apron.

A Board of Zoning Appeals meeting will be held this Thursday, May 4 to hear variance requests for front yard setbacks for four houses to be built on the lots across from the Bay Middle School on Cahoon Road. The single-family homes will be presold and built as they are sold.

Property for sale for some time on Clague Road has been sold. Three different properties will transfer to three different owners. Kane's will continue to be a mechanic shop, the next building south will stay as currently occupied, and the last building closest to the tracks will continue to be for the veterinarian in part, and the rest of the building possibly Window Depot.

There is a new owner for the former PNC Bank on Dover Center Road, with renovations to be done on the building. Plans have not yet been received.

Plans have not yet been received for Humble Bay in the former Vivid Jewelry building. Ms. DeGeorge asked if it is possible for the owner of the building to remove the "For Lease" sign in the window to avoid confusion for those who may have heard about Humble Bar occupancy in the future.

**Police Chief Gillespie** announced that the annual Drug Take Back day held on April 22 brought in 44 pounds of prescription medications in Bay Village, and 242½ pounds in the entire westshore, for safe disposal.

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A self-defense program for women will be held in the next few weeks at the Bay Village Police Station Community Room with open spots available. It is a great course and highly recommended. Mayor Koomar recommended the course highly, noting his daughter completed it before attending her first year of college.

**Human Resource Director Demaline** is excused this evening.

#### **AUDIENCE**

There were no comments from the audience this evening.

#### **COMMUNICATIONS**

The following communication has been received:

A letter from Trish Vermes, Glen Park Drive, commending the workers in the City of Bay Village Service Department, in particular Jon Liskovec and a worker named "David" (last name is Banjoff) for extraordinary assistance with a sewer/waste/storm line situation.

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

**Mr. Kelly** introduced and read, by title only, **Resolution No. 23-46** authorizing the filing of a grant application with the U.S. Department of Justice 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. 23-46.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Resolution No. 23-46, an emergency measure, by a vote of 6-0.

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**Mr. Kelly** introduced and read **Ordinance 23-47** authorizing a contract with Vance's Law Enforcement to replace Taser equipment for the Police Department 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. 23-47.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 23-47, an emergency measure, by a vote of 6-0.

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

**Mr. Tadych** read, by title only, **Ordinance No. 23-38** providing for the issuance and sale of \$5,200,000 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of improving streets and related bridges by resurfacing, paving and making other improvements as designated in the plans approved or to be approved by Council, and declaring an emergency. (Second Reading) (First Reading April 17, 2023.)

Mr. Barbour announced that Ordinance No. 23-38 is placed on second reading.

**Mr. Tadych** introduced and read, by title only, **Ordinance No. 23-48** to make appropriations for the current and other expenditures of the City of Bay Village for the fiscal year as previously appropriated in Ordinance No. 22-130, No. 23-11, and No. 23-37, and declaring an emergency, and moved for adoption. Mr. Tadych clarified that the number for the appropriation is Fund 495, Municipal Building Improvements.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 23-48.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 23-48, an emergency measure, by a vote of 6-0.

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

**Motion by Mr. Greco** to grant permission to St. Raphael’s Church, 525 Dover Center Road, to install an 8ft. by 3ft. banner stating “Praying Together Strengthens Families” on the lawn in front of the church along Dover Center Road (not on the tree lawn) on the following dates: May 11-20, June 8-17, July 13-22, August 10-19, September 7-16, and October 12-21, 2023.

**Motion carried 6-0.**

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

**Motion by DeGeorge** to authorize the Director of Public Service and Properties to advertise for bids for the 2023 Sidewalk Correction Program.

**Motion carried 6-0.**

**Motion by DeGeorge** to authorize the Director of Public Service and Properties to advertise for bids for the furnishing of Titanium Dioxide based Asphalt Rejuvenator for Lake Road.

**Motion carried 6-0.**

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

**Ms. Maier** had no report this evening.

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

**Mr. Greco** introduced and read, by title only, **Ordinance No. 23-49** authorizing an agreement with Gardiner for the furnishing and installation of HVAC equipment at the Bay Village Police Station, and declaring an emergency, and moved for adoption.

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There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 23-49.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 23-49, an emergency measure, by a vote of 6-0.

#### **MISCELLANEOUS**

**Mr. Clark** announced that this week is Municipal Clerks Week and acknowledged the work of Joan Kemper, Clerk of Council.

#### **ADJOURNMENT**

There being no further business to discuss this evening, the meeting adjourned at 8:45 p.m.

  
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Dwight A. Clark, President of Council

  
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Joan T. Kemper, Clerk of Council



The I, Joan T. Kemper, Clerk of Council of the City of Bay Village, Ohio, hereby certify the foregoing to be a true copy of the minutes of the Bay Village City Council meeting held May 1, 2023, and approved by motion of the City Council on Monday, May 15, 2023, and now on file in the office of the Clerk of Council.

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

May 16, 2023  
Date