

City of Bay Village

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

June 7, 2021
7:30 p.m.

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

Also Present: Finance Director Mahoney, Law Director Barbour, Director of Public Service and Properties Liskovec, Police Chief Gillespie, Building Director Tuck-Macalla, Clerk of Council Kemper.

Via Zoom – Fire Chief Lyons, Recreation Director Enovitch, Project Manager Kerber, Human Resource Director Demaline, Community Services Director Selig.

AUDIENCE

Richard Fink, Sam and Connie Festor, Charlie Post, Robert Petkash.

Via Zoom – Claire Banasiak, Jim Blocksidge, Bob Shield, Jan Maziasz, Jim Strunk, Joseph Ptak, John Ross, “Hands4healing.”

President of Council Clark called the meeting to order at 7:30 p.m. with roll call and the Pledge of Allegiance led by Ward 3 Councilman Michael T. Greco.

Motion by **Tadych** to dispense with the reading and approve the Minutes of the Special Meeting of Council held May 24, 2021, as prepared and distributed.

Motion carried 7-0.

ANNOUNCEMENTS

Mayor Koomar advised that Ohio Paving Co. has made the repairs under warranty to the trail just north of the Lake Road Bridge.

The Mayor further reported that pool operations and summer activities have moved ahead. County Council Representative Baker notified the Mayor recently that Bay Village has zero COVID cases. Recreation Director Enovitch will report this evening that pool operations are being moved back to what we all know as “normal.” Directives are being awaited from the State of Ohio, which seemed to have lagged a bit through the virus, relative to day cares. The Assistant Recreation Director met with the day cares on Friday evening and it will continue to be expanded.

Mayor Koomar and Project Manager Kerber have met with Congresswoman Marcy Kaptur, County Executive Budish and Grace Gallucci, the Executive Director of the Northeast Ohio Areawide Coordinating Agency to discuss bike routes through Bay Village and the county. They

also continue to advocate for some of the lake front plans as they fit into the County model. The Mayor noted that they are as close to “shovel ready” as anyone is out there. The discussions were all positive and engineering dollars have been submitted through the request of Congresswoman Kaptur. Kathryn Kerber, Project Manager, is working with Senator Sherrod Brown’s office as well.

The Mayor reported that Council President Clark, Councilman Winzig and he have been in discussions regarding the aforementioned traditional contract shared by the City and the Schools for Bay Family Services. The Schools will not move forward with the contract. They chose to have discussions with different entities and execute contracts on their own. The City will do a very small extension with McKeon Education Services through the summer in order to sit back and review the needs of the City. At this point it doesn’t appear that the students at St. Raphael’s School or any other community members that aren’t served by Bay Schools are covered. Police Chief Gillespie, the Bay Village Police Detective Bureau, Councilman Winzig and the Mayor have been in discussion. The new school model includes a school employee as point person for all referrals. If there is a police call report on a serious issue, that is not something that can be opened and referred to a school employee. This was the beauty of having a provider that understood privacy concerns, and it also gave them a high overview of that person, whether it was in a City setting or school setting and was what the Mayor thought of as the “secret sauce” of Bay Family Services. They managed the whole family unit and what was going on there. The Mayor is confident that things can be put together short term, while watching over the next year how the school model works, and still supporting the community.

Mr. Winzig commented that Council has been supportive of Bay Family Services and the work they have done for the community for a number of years. Extending that agreement with them is a positive move and will afford an opportunity to determine what is appropriate for the City. When there is a child, person, or family in crisis they need someone to turn to. Losing that opportunity is not a good option for the City. Continuing the effort is really a positive. It just needs to be determined what that level is going forward. Mr. and Mrs. Winzig have done some work with the Middle School recently with the completion of their Drug Awareness Poster Contest. It has been eleven years in the running and was featured in the last issue of *The Observer* with a photograph of all the student participants and winners. The contest is supported by the Kiwanis group, and in talking with them they want to continue to support drug awareness in the community, and ask the City administration and Council what more they can do in working with the schools, the police department and the Westshore groups. It provides an opportunity to plan for the fall.

The Mayor noted that Police Chief Gillespie has been an advocate as well. He is confident that they will create a plan that will support the community over the next twelve months.

Mr. Clark noted that the extension mentioned by the Mayor with Bay Family Services will take the program through to the beginning of the school year. This will provide an opportunity for the children who are in the program not to have to make the transition immediately to the schools’ program. He noted that there are parents who like the idea of a provider like McKeon Services who maintain their privacy concerns. They do not always want to go to a school employee. In short term, it made sense to extend the McKeon Services. The activity in the summer months

drops down, so it is a nominal fee to keep the contract going during that time.

Law Director Barbour had no report this evening.

Fire Chief Lyons reported that just today, Firefighter Matt Gubanich attended a seminar and is now certified as an additional Fireworks Safety Officer. Bay Village now has two firefighters certified in that discipline which will help keep the City safe this year with the fireworks display on Saturday, July 3. A large crowd is expected this year.

Director of Public Service and Properties Liskovec reported that bids were opened last week for the Sidewalk Correction Program, and the Service Department managers are in the process of finalizing their review. The information will be provided to City Council for their next meeting.

The paving contractor for this year's Road Maintenance Programs is working through concrete replacements, and manual adjustments.

Mr. Clark commented that the Council and administration have been in lockstep in terms of committing to infrastructure improvements to the City. Funding is in place for Wolf Road, Lake Road, Ashton Road Bridge, Bradley Road (50% City and 50% Ohio Department of Transportation), and the road overlay projects. These projects will occur this year, with the balance, or the bulk of it, occurring next year. Wolf Road, Lake Road and Ashton Lane are still targeted for 2022.

Mr. Tadych asked if Wolf Road and the lower part of Clague Road going to Wolf Road are included in the program.

Mayor Koomar stated that it is part of the program. The County wanted to tie in to the freeways.

Recreation Director Enovitch reported a successful beginning weekend at the Family Aquatic Center. The weather was perfect, with good size crowds in attendance. The summer aquatic programs of swim team, learn-to-swim, and day camps at the pool are gradually getting back to pre-COVID numbers, and the staff looks forward to having everyone at the pool.

Mr. Enovitch advised that the Recreation Department hosted the 5th and 6th Grade Spring Football Game last Tuesday at the high school stadium under the lights. The kids and their families had a great time. It was a great ending to the Football Spring Clinic.

Human Resource Director Demaline reported that the City of Bay Village is hiring for numerous positions including a full time Maintenance Inspector for the Building Department, and seasonal as well as part time positions. Ms. Demaline encouraged everyone to spread the word to help get applicants. The hiring is a little more challenging than experienced previously.

Community Services Director Selig advised that she has no report this evening other than to note that they are happy to be back together and enjoying the first couple of weeks of being back to normal.

Director of Finance Mahoney had no report this evening.

Building Director Tuck-Macalla reported that the new library construction is moving along. The tall structure in the center under construction is the elevator shaft. There is steel on site and they are working on the skeleton of the building.

Ground was broken for the Bay High School Field House.

Four new homes are going in on Lake Road with plans on file in Mr. Tuck-Macalla's office.

Police Chief Gillespie reported that research indicates that a majority of other cities are having their fireworks displays on the Fourth of July. Since the Bay Village fireworks are on Saturday, July 3, it is anticipated that it may be crowded. This may also cause some problems with ingress, egress, and parking. They will reach out through social media to make sure people coming to town know the correct way to exit to get as many people out of the area as safely as possible.

AUDIENCE

There were no comments from the audience this evening.

COMMUNICATIONS

Clerk of Council Kemper reported the following communication received:

Notice from Columbia Gas of Ohio, Vincent Parisi, President, dated May 28, 2021 of filing an application with the Public Utilities Commission of Ohio to increase base distribution rates and implement an alternative rate plan.

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE –Ms. DeGeorge

Ms. DeGeorge introduced and read, by title only, **Resolution 21-44** approving use by Jay Dee Vaidya (Trustee) of submerged lands of Lake Erie for shoreline improvements, 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. 21-44.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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Yeas- Clark, DeGeorge, Greco, Kelly, Maier, Tadych, Winzig.
Nays – None.

Roll call on Adoption:

Yeas- Clark, DeGeorge, Greco, Kelly, Maier, Tadych, Winzig.
Nays- None.

Mr. Barbour announced adoption of Resolution No. 21-44, an emergency measure, by a vote of 7-0.

FINANCE AND CLAIMS COMMITTEE – Mr. Tadych

Mr. Tadych read **Ordinance 21-40** authorizing the Mayor to enter into an agreement with Jackson Dieken & Associates as agents of U.S. Specialty Insurance Company (Tokio Marine), and declaring an emergency, and moved for adoption. (Second Reading and Consideration for Adoption.) (First Reading May 24, 2021)

Mr. Clark expressed plaudits to the administration and the work done in terms of undertaking the process and trying to find the best coverage at the most reasonable price. The Council is very pleased with the depth of the work done by the consultants, and he would endorse adoption this evening.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 21-40

Roll call on Suspension of Charter Rules:

Yeas- DeGeorge, Greco, Kelly, Maier, Tadych, Winzig, Clark.
Nays – None.

Roll call on Suspension of Council Rules:

Yeas- DeGeorge, Greco, Kelly, Maier, Tadych, Winzig, Clark.
Nays – None.

Roll call on Inclusion of the Emergency Clause:

Yeas- DeGeorge, Greco, Kelly, Maier, Tadych, Winzig, Clark.
Nays – None.

Roll call on Adoption:

Yeas- DeGeorge, Greco, Kelly, Maier, Tadych, Winzig, Clark.
Nays- None.

Mr. Barbour announced adoption of Ordinance No. 21-40, an emergency measure, by a vote of 7-0.

Mr. Tadych introduced and read **Ordinance 21-45** amending Codified Ordinance Section 171.01 regarding the City's Investment Policy, and declaring an emergency, and moved for adoption.

Mr. Tadych noted that this is just a change from basically of allowing no more than one year, unless unusual circumstances, for investments, as directed by an ordinance passed in 1985.

Mr. Clark commented that the investment limitations as promulgated by the Ohio Revised Code have a narrow bandwidth in terms of the quality of the investment. This will push something out a little farther on the curve as long as it meets those requirements.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 21-45.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 21-45, an emergency measure, by a vote of 7-0.

Mr. Tadych introduced and read **Resolution 21-46** authorizing the Finance Director to establish an additional account with Huntington National Bank for active and interim funds as part of the current depository contract authorized by Ordinance No. 16-70, and declaring an emergency.

Finance Director Mahoney expressed appreciation to the City Council for approving the investment policy. It will make it simpler to move funds on a daily basis back and forth in one platform.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 21-46.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

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Nays- None.
Abstained – Mr. Clark.

Mr. Barbour announced adoption of Resolution No. 21-46, an emergency measure, by a vote of 6 yeas, 0 nays, and one abstention by Mr. Clark.

Motion by Tadych to acknowledge receipt of May 2021 Financial Reports of the City of Bay Village, prepared by Finance Director Renee Mahoney.

Mr. Tadych noted that the Municipal Income Tax Revenues are almost equal to what they were in 2019, expressing that things are getting back to normal.

Motion carried 7-0.

Mr. Tadych gave a salute to Calvin Holliday on his last day on June 8, 2021 as Police Lieutenant of the City of Bay Village. Chief Gillespie noted that Lieutenant Holliday has been with the Bay Village Police Department for more than 35 years.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE-Ms. Maier

Ms. Maier read **Ordinance No. 21-24**, as amended, enacting Codified Ordinance Chapter 1189 – Mixed Use Overlay District to the Planning and Zoning Code, and declaring an emergency, and moved for adoption. (Third Reading and Consideration for Adoption) (Second Reading May 17, 2021) (First Reading March 29, 2021).

Mr. Clark noted that due to the COVID interruption, this ordinance is one of the longest, in terms of time, pieces of legislation that the City has gone through and with the help of Councilman Winzig making some edits for the second reading, there is a final copy as amended and ready for approval this evening.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 21-24.

Roll call on Suspension of Council Rules:

Yeas- Maier, Tadych, Winzig, Clark, DeGeorge, Greco, Kelly.
Nays – None.

Roll call on Inclusion of the Emergency Clause:

Yeas- Maier, Tadych, Winzig, Clark, DeGeorge, Greco, Kelly.
Nays – None.

Roll call on Adoption:

Yeas- Maier, Tadych, Winzig, Clark, DeGeorge, Greco, Kelly.
Nays- None.

Mr. Barbour announced adoption of Ordinance No. 21-24, an emergency measure, by a vote of 7-0.

Mr. Clark thanked the administration and Jason Russell of Concord Consulting for their work with this very important and beneficial piece of legislation. This will be placed as a referendum in front of the voters in November of 2021. The ballot language must be considered by Council and finalized before August, and certified by the Board of Elections.

Ms. Maier introduced and read, by title only, **Resolution No. 21-47** approving, for record purposes, Northern Extension of Red Oak Lane and declaring an emergency. (First Reading).

Mr. Tadych called for full reading of the Resolution.

Ms. Maier read Resolution No. 21-47 approving, for record purposes, Northern Extension of Red Oak Lane, and declaring an emergency, in its entirety.

Mr. Barbour announced that Resolution No. 21-47 is placed on first reading.

Ms. Maier introduced and read **Resolution 21-48** authorizing the filing of a grant application with the Northeast Ohio Areawide Coordinating Agency and declaring an emergency, and moved for adoption.

Mr. Clark asked Director of Public Service and Properties Liskovec if the City's contribution in kind does constitute a viable twenty percent match.

Mr. Liskovec stated that the match would be both cash funding and services. A placeholder of \$5,000 is set aside for contract and inspection work by Infrastructure Manager Curtis Krakowski.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Resolution No. 21-48.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Resolution No. 21-48, an emergency measure, by a vote of 7-0.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE-T. Kelly

Mr. Kelly had no report this evening.

RECREATION AND PARK IMPROVEMENTS COMMITTEE –Mr. Winzig

Mr. Winzig read **Ordinance No. 21-43** authorizing the Mayor to enter into an agreement with Metis Construction Services LLC for the Cahoon Park Restroom Improvements and declaring an emergency, and moved for adoption, in anticipation of Bay Soccer Club support and State support funding. (Second Reading) (First Reading May 24, 2021)

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 21-43.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 21-43, an emergency measure, by a vote of 7-0.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE –M. Greco

Mr. Greco had no report this evening.

MISCELLANEOUS

Mr. Clark asked Council to stay advised on any forthcoming committee meetings. The next Regular Meeting of City Council will be Monday, June 21, beginning with a Committee meeting at 7 p.m.

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Tadych **MOVED** to convene to Executive Session regarding Personnel: compensation for Mayor and members of Council.

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

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Motion carried 7-0.

Council reconvened in an open meeting at 8:49 p.m. Present were: Clark, DeGeorge, Greco, Kelly, Maier, Tadych, Winzig.

ADJOURNMENT

There being no further business to discuss this evening, the meeting adjourned at 8:50 p.m.

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

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