

City of Bay Village

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

September 19, 2022
7:40 p.m.

President of Council Clark called the meeting to order at 7:40 p.m. with roll call and the Pledge of Allegiance led by Peter J. Winzig, Councilman of Ward 4.

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

Excused: Mr. Greco, Mr. Tadych.

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

AUDIENCE

Dr. Dan Sweeney, Denny Wendell, Sam Sives, Carey Musil, Michael Streets, Cynthia White, Kathy Guzley, Misty Elek, James Goodman, Reverend Lisa Kropinak, Nancy Brown.

Zoom participants – Fire Chief Lyons, Martha Raymond.

Motion by Winzig to dispense with the reading and approve the minutes of the Special Meeting of Council held September 6, as prepared and distributed.

Motion carried 4-0 and 1 abstention by Mr. Winzig.

REPORTS

Law Director Barbour reported that the proposed amendments as a result of the work of the Charter Review Commission have been placed on the ballot by the Cuyahoga County Board of Elections for the election to be held November 8, 2022. The amendments will be Issues Nos. 11, 12, 13, 14, 15 on the Bay Village ballot. The ballots will be mailed first to the members of the armed forces, and then to absentee ballot voters.

Mr. Clark stated that there was an article in the *Westlake Bay Village Observer* about the simplicity of the reasons why these are being placed on the ballot, with the logic behind it, and the work accomplished by the Charter Review Commission. Mr. Clark noted that the article is a good reference point for voters.

Finance Director Mahoney advised that the 2023 Budget process will begin with the department directors receiving their budget packets on October 10. There will be three Finance Committee meetings the first three Mondays in November, pending full confirmation.

Director of Public Service and Properties Liskovec stated that a communication was received today from First Energy Corporation that they will be conducting their annual transmission inspections on the power lines through the helicopter service they traditionally use. The date to begin is September 23, weather permitting, and expected to last three weeks.

Lake Road Construction continues with casting adjustments and repairs. Traffic will be assisted with temporary signals during evening hours. The work will be done during the next week and a half, in preparation for paving in October.

Wolf Road Construction continues with the contractor making a successful transition to the north side of the road. An intermediate course of asphalt has been installed. Curb replacement, pavement repairs, and casting adjustments are proceeding.

Ashton Lane Bridge is in the stage of the contractor preparing for the wall, with final completion of the project at the end of October, weather permitting.

Columbia Gas Company has completed their work on Lake Road, with the bulk of the restoration work completed.

Recreation Director Enovitch advised that K through Grade 2 Basketball registration is open online. The season will begin November 5.

Mr. Clark noted that the Family Aquatic Center is debt free as of December 1, 2022.

Director of Community Services Selig announced that Bay Middle School students will participate in the Great Leaf Rake Out this year, along with the Bay Men's Club, and Cub Scouts. The list of residents getting their leaves raked had been reduced significantly due to the Pandemic, and will now have the number of those receiving the complimentary service increased.

Fire Chief Lyons reported that hydrant flushing is a little more than halfway completed. All is proceeding well and should be finished on schedule.

The Fire Station Project will be reviewed at a meeting with the architects on Tuesday, September 20. Information will be presented to City Council in the near future.

Fire fighters and paramedics have just completed their annual training in emergency vehicle operations. This training is an important measure in keeping residents and firefighters safe in operating those emergency vehicles.

Building Director Tuck-Macalla stated that systematic building and property maintenance inspections will resume now that the department is fully staffed. Inspections will begin the first week of October in Wards 3 and 4, in a small area between Wolf Road and Ashton Lane, and Bradley Road and Bassett Road.

Mr. Clark noted that the last unit at Bay Creek Development has been completed.

Police Chief Gillespie reported that this year's Touch-a-Truck was a great event and he thanked the Police, Fire and Service Departments, and all others who made this popular, annual, community-wide gathering so successful. Everyone had a great time, and plans are underway for next year.

The Community Police Academy began last week, with spots still available.

Human Resource Director Demaline was excused this evening.

AUDIENCE

Carey Musil, East Oviatt Dr. introduced herself as the Chair Person for the Citizens for Bay Schools. There is a 7.2 mill operating levy on the ballot for the November 8 election. The levy is for the Bay School District to maintain their superior education services. The most recent state report indicates a five star report with four stars in one area, which is a fantastic report considering the COVID pandemic. Ms. Musil represents a committee of stakeholders, parents, and community members dedicated to passage of the levy to maintain the excellence of Bay Schools. The levy is seen as an investment in Bay schools and the community, especially since Bay Schools are the No. 1 employer in the City of Bay Village. They would like to ask City Council to consider endorsing the levy in a formal resolution. Committee members are present tonight to show their support.

Reverend Lisa Kropinak, Bay United Methodist Church was welcomed by Mr. Clark. Reverend Kropinak stated that she lives on Bar Harbor Drive, is the mother of a sixth grader at Bay Middle School, moving into town on July 1 with her husband, Tony, and daughter, Adalyn. They are excited to get to know and partner with the community. They look forward to their daughter's graduation from Bay Schools in 2029. Reverend Lisa thanked everyone for the welcome this evening.

COMMUNICATIONS

Clerk of Council Kemper announced the following communications received:

An e-mail communication received Tuesday, September 13, from Tim Doyle, relating his strong feelings about the loss of a tree in his neighborhood, and his exasperation with the cutting down of trees.

An e-mail communication from Lauren Oley to the members of Council and HR Director Demaline to lend Mrs. Oley's support to the crossing guards' plea for additional benefits.

An e-mail communication from Bob Piccirilli of the Village Bike Co-op stating that with the latest donation of 5 bikes, the yearly total of Fix-it-Forward bikes reached 97 for the calendar year, with another 30 donations expected for the upcoming Salvation Army Toy Drive.

Mr. Clark commented that the Village Bike Co-op is one of the City's really great 501c3's and with the help from Recreation Director Enovitch and Police Chief Gillespie, and their departments, it is a great collaboration in terms of taking bikes that might have been sent to scrap, repurposing them and giving them to people who are much less fortunate. It is a wonderful initiative.

COMMITTEE OF THE WHOLE

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

Mr. Kelly stated that he would like to express his appreciation for the members of the committee to try to help with the school levy with their presence this evening. Mr. Kelly strongly believes that our community, in terms of a three legged stool, are the people themselves, our schools, and our government. In order for our community to be successful as it has been in the past it is important that each of those groups are strong and he personally is endorsing the levy. It is his hope that maybe there is an opportunity for Council as a group to consider supporting that formally through a resolution.

Mr. Kelly introduced and read **Ordinance 22-102** authorizing the Mayor to enter into an agreement with the United States Department of Agriculture to provide wildlife services, and declaring an emergency, and moved for adoption.

Mr. Clark stated that there seems to be consensus among the members, based on discussions at tonight's Council committee meeting, to move forward. The cost is essentially the same as we have done in the past. The real byproduct is that the people benefit from the harvest of the deer and much needed protein to maintain health.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 22-102.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 22-102, an emergency measure, by a vote of 5-0.

Motion by **Mr. Kelly** not to request a hearing on the application for a new liquor permit for Bay Provisions, 328 Bassett Road.

Mr. Clark stated that Council discussed this matter in particular and in general Council has been favorable for items that came under this element. He called for any additional comments or questions to the motion. There were none.

Motion carried 5-0.

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

Motion by **Mr. Winzig** to acknowledge receipt of the August 2022 Financial Reports of the City of Bay Village prepared and submitted by Renee Mahoney, Director of Finance.

Mr. Clark stated that this is done every month and is a good practice for the City of Bay Village. The Finance Department generates the report, Council has an opportunity to review them and answer questions. Mr. Clark called for additional comments or questions. Hearing none, he called for approval of the motion.

Motion carried 5-0.

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

Mr. Winzig had no report this evening.

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

Ms. DeGeorge introduced and read, by title only, **ORDINANCE 22-103** amending Ordinance No. 22-24, authorizing additional funds necessary for the Worthington Pump repairs for the Huntington Pump Station, and declaring an emergency.

Mr. Clark advised that Ms. DeGeorge provided great detail regarding this action at tonight's Council committee meeting, supplemented by Director of Public Service and Properties Liskovec.

There being no further discussion, Mr. Clark called for a vote on the motion for adoption of Ordinance No. 22-103.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

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Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 22-103, an emergency measure, by a vote of 5-0.

Ms. DeGeorge introduced and read, by title only, **Ordinance 22-104** authorizing the Mayor to enter into an agreement with the Ohio Department of Transportation to conduct bridge inspections, 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. 22-104.

Roll call on Suspension of Charter Rules:

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

Nays – None.

Roll call on Suspension of Council Rules:

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

Nays – None.

Roll call on Inclusion of the Emergency Clause:

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

Nays – None.

Roll call on Adoption:

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

Nays- None.

Mr. Barbour announced adoption of Ordinance No. 22-104, an emergency measure, by a vote of 5-0.

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

Ms. Maier introduced and read, by title only, and for first reading, **Resolution No. 22-105** accepting donation of a sculptured sign stating “Bay Village” from David L. Tadych, for placement in Cahoon Memorial Park, and declaring an emergency.

Mr. Clark stated that Council has a couple of weeks to get some information gathered and it is hoped that this can be dispensed with on October 3, 2022.

Mr. Barbour announced that Resolution No. 22-105 is placed on first reading.

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

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Mr. Greco was excused from attendance this evening.

MISCELLANEOUS

The next meeting of Council will be held on Monday, October 3 at 7:30 p.m., with a committee meeting to be held at 7 p.m.

There being no further business to discuss this evening, the meeting adjourned at 8:05 p.m.

Dwight A. Clark, President of Council

Joan T. Kemper, Clerk of Council