

**MINUTES
OF THE
REGULAR MEETING
OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
JANUARY 4, 2016
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:30 PM by Councilmember O'Leary.

Present: David Anderson, Thomas R. Bullock III, John Litten, Cindy Marx, Ryan Nowlin, Samuel T. O'Leary, Dan O'Malley

Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Public Works Director Beno, Police Chief Malley, Fire Chief Gilman, Human Services Director Gelsomino, Planning & Development Director Siley, Human Resources Director Yousefi, Approximately 25 members of the public, members of the media.

Reading and Disposal of the minutes of the Regular Meeting of Council held December 21, 2015

Motion made by Mr. O'Leary and seconded by Mr. Anderson, to defer.

Motion adopted. All members voting yea.

*******NEW BUSINESS*******

1. Elections for President and Vice President of Council.

Motion by Ms. Marx, seconded by Mr. Anderson to nominate Councilmember O'Leary for President. Motion adopted. All members voting yea.

Motion by Mr. O'Leary, seconded by Ms. Marx to nominate Mr. Anderson for Vice President. Motion adopted. All members voting yea.

Mr. O'Leary thanked Council for the honor of serving as President. He expressed enthusiasm for working with councilmembers. He remarked on the talents of councilmembers and the work ahead.

Mr. Anderson expressed enthusiasm for working with councilmembers and creating a council where every member can exceed their potential. He thanked council for the opportunity.

2. Certificates of Election. (Pg. 4)

Motion by Mr. O'Leary, seconded by Mr. Anderson to receive and file the certificates.

Motion adopted. All members voting yea

3. Communication from Councilmember Bullock regarding Council organization in 2016 and regular Council updates to the public in 2016 re: implementation of new Lakewood Hospital Master Agreement. (Pg. 9)

Motion by Mr. Bullock, seconded by Mr. O'Leary to receive and file the communication.

Motion adopted. All members voting yea.

4. **RESOLUTION NO. 8840-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ to a position on the Civil Service Commission for the term beginning January 1, 2016 and ending December 31, 2018. (Pg. 10)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Motion adopted. All members voting yea.

5. **RESOLUTION NO. 8841-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ to the Board of Nuisance Abatement Appeals for the three-year term beginning January 1, 2016 and ending December 31, 2018. (Pg. 11)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Motion adopted. All members voting yea.

6. **RESOLUTION NO. 8842-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ as a community organization trustee to the Lakewood Hospital Association Governing Board, for the term beginning January 1, 2016 and ending December 31, 2020. (Pg. 12)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Discussion: Mr. Bullock stated that his service on LHA was in the interest of the public and representing the concerns of the community from within the Board of Trustees and at times speaking up assertively to Cleveland Clinic management and doing his best to respond to council colleagues and reflect their priorities. He asked if it makes sense for Council to have seats on the Board of Trustees, given the new master agreement.

Director Butler responded, stating that the master agreement keeps the board in tact though it may change in the future.

Motion adopted. All members voting yea.

7. **RESOLUTION NO. 8843-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ as a special trustee to the Lakewood Hospital Association Governing Board, for the term beginning January 1, 2014 and ending December 31, 2020. (Pg. 13)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Motion adopted. All members voting yea.

8. **RESOLUTION NO. 8844-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ as an ex-officio councilmember to the Lakewood Hospital Association Governing Board, for the term beginning January 1, 2016 and ending December 31, 2017. (Pg. 14)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Motion adopted. All members voting yea.

9. **RESOLUTION NO. 8845-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ as an ex-officio councilmember to the Lakewood Hospital Association Governing Board, for the term beginning January 1, 2016 and ending December 31, 2017. (Pg. 15)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Motion adopted. All members voting yea.

10. Communication from Planning & Development Director Siley regarding Economic Development Loan – Roundstone Management, Ltd. (Pg. 16)

Motion by Mr. O'Leary, seconded by Mr. Anderson to receive and file the communication.

Motion adopted. All members voting yea.

11. **RESOLUTION NO. 8846-16** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing the Mayor or his designee to enter into an agreement with Roundstone Management, Ltd or its designee for

an economic development loan for a four 94) year loan in an amount of Fifty Thousand Dollars (\$50,000.00) (Pg. 17)

Motion by Mr. O'Leary, seconded by Mr. Anderson to refer to Committee of the Whole.

Discussion: In response to a request by Mr. Anderson for additional details, Director Siley remarked that Roundstone Management approached the City recently to alert them that the property is under contract with them to relocate to Lakewood. Improvements are planned to the building's interior. The move will take place this year. The company has 45 employees.

Motion adopted. All members voting yea.

12. Liquor Permit Application for D2, D2X and D6 transfers to Rozis Wine House; 14900 Detroit Avenue (Pg. 20)

Motion by Mr. O'Leary, seconded by Mr. Anderson to approve the permit.

Motion adopted. All members voting yea.

****PUBLIC COMMENT****

Edward Graham – 1286 Chase Ave

Mr. Graham asked for sign in sheets to be eliminated, stating that they suppress public comment. He criticized council's use of executive session. He read excerpts from a book written by a Mayor discussing accountability in government. He criticized the Lakewood Hospital deal, stating that it reflects a lack of good government.

Coletta Graham – 1286 Chase Ave

Mrs. Graham complained about the microphones. She asked Mayor Summers about the property at Marlowe and Detroit. She asked why anything wasn't anything done to prevent it from being vacant.

Mayor Summers responded. He spoke about safety concerns at the building. The City will have access to the building next week to assess the safety issues. He remarked that the building was owned by the trustees and not the City. He stated that if the building has enough structural integrity that the City would like to put the building to creative use. He expressed hope to have the nine empty homes be returned back to private ownership.

Mrs. Graham asked Mr. Bullock about the Marymount Hospital lab procedures.

Mr. Bullock responded, he referenced his prior response to Mrs. Graham. Lakewood Hospital lab was determined to have no similar issues.

Mrs. Graham complained about slippery ice conditions on Saturday.

Dr. Terry Kilroy – 15431 Edgewater Dr.

Dr. Kilroy remarked that the City is divided on Lakewood Hospital. He remarked on how the division can be resolved. He cited specifics of the agreement that the public needs to have explained.

Ms. Marx clarified that 850 Columbia Road does not have an Emergency Department, as Dr. Kilroy said in his comments.

Mr. O’Leary clarified that the non-compete clause in the master agreement only applies to the hospital site and is not applicable elsewhere within City borders

Tara Peppard – 1278 Edwards Ave

Mrs. Peppard spoke in opposition to the closure of Lakewood Hospital. She spoke about the plans of Save Lakewood Hospital to put a referendum on the ballot. She asked Council to protect the hospital in the meantime and to position it for another operator. She asked for terms of the master agreement to be amended, including the non-compete clause.

Brian Essi – 153806 Edgewater

Mr. Essi spoke in opposition to the closure of Lakewood Hospital. He asked for a disclosure of the wind down costs in the master agreement. He responded to comments made online by Director Pae. He asked why Council didn’t try to stop the hospital from its financial failure. He made a public records request, asking for any documentation that LHA threatened bankruptcy.

Kevin Young – 1598 Elbur Ave

Mr. Young spoke in opposition to the closure of Lakewood Hospital. He detailed problems with the master agreement. He urged council to listen to Save Lakewood Hospital.

Judy Gillespie – 23003 Chandlers Lane, Olmsted Falls

Ms. Gillespie stated that Council should receive a clear explanation of the new ER and what the City will be getting. She questioned that the ER will be a “real” ER. She remarked on parking problem at the polls in November and asked for something to be done. Regarding the property referenced in Resolution 8846-16, Mrs. Gillespie stated that the building has many major issues and questioned the City’s involvement with the property. She asked a question about Board appointments.

Mr. O’Leary clarified Mrs. Gillespie’s question about Board appointments.

****ANNOUNCEMENTS****

Mayor Summers announced that Lakewood is the fourth City to post all of its financial transactions from the past six years on the Ohio Treasurer’s website.

Motion by Mr. O'Leary, seconded by Mr. Anderson to adjourn.
Motion adopted. All members voting yea.
Meeting adjourned 8:27 PM.

Approved: _____

CLERK

PRESIDENT