

**MINUTES  
OF THE  
REGULAR MEETING  
OF  
LAKEWOOD CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
12650 DETROIT AVENUE  
JUNE 15, 2015  
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:33 PM by President Madigan.

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Present: Thomas R. Bullock III, Shawn Juris, Mary Louise Madigan, Cindy Marx, Ryan Nowlin, Samuel T. O’Leary

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Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Public Works Director Beno, Police Representative, Fire Chief Gilman, Human Services Director Gelsomino, Planning & Development Director Siley, Human Resources Director Yousefi, Approximately 45 members of the public, members of the media.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to excuse the absence of Mr. Anderson. Motion adopted. All members present voting yea.

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Reading and Disposal of the minutes of the Regular Meeting of Council held June 1, 2015. Motion made by Ms. Madigan and seconded by Mr. Nowlin, to adopt the minutes without the necessity of a reading.

Motion adopted. All members present voting yea.

**\*\*\*\*OLD BUSINESS\*\*\*\***

1. Committee of the Whole Reports of Committee meetings held June 8, 2015, (Pg. 5) and June 15, 2015 meetings. Ms. Madigan; Chair (To Be Provided)

President Madigan referred to page 5 of the docket for a written report on the June 8, 2015 Committee of the Whole. She provided an oral report of the June 15, 2015 Committee of the Whole.

President Madigan moved to receive and file the June 8<sup>th</sup> Committee of the Whole oral report. Motion was seconded and all members present voted in favor.

Oral Report:

In addition we had Committee of the Whole tonight. We got a lot of work done. We did not discuss the letter of intent but I will give a brief review of what we did get into. A number of our

neighbors here in red were wondering what we were doing. We were doing the regular business that we still do at Committee of the Whole; we just did not get to the letter of intent.

We briefly discussed 8805-15, which is an agreement with Everstream One Community. The Committee deferred pending additional information from the administration.

On item 22-15, which is to amend our signs to update the Code, we heard from Director Siley. We had a good discussion. We had quite a few suggestions for the Director and for our neighbors that serve on the ABR. We recommended placing it before ABR for their work and deliberation.

For proposed Ordinance 24-15 we had a discussion on the proposed Third Amended Charter. Many of you may recall from having read in the Sun Post or the Observer that last year we discussed the work that the Charter Commission presented to us, probably at the end of the summer sometime in August. In addition, some of you may know some of the people who served on the Charter Commission. We agreed to bring that back this year and discuss potentially putting it on the ballot in November. So we continued that discussion tonight. Additional work and consideration is needed and the timeline tells us that we may need to move by August.

We spent quite a bit of time on Proposed Resolution 8809-15, which is Rockport Square, which is a development on the east end, and many of you are familiar with this. After many years of Lakewood's east end, we may have another development going up. Ryan Holmes is usually known for single-family homes but they proposed a series of townhomes on the east end. Those familiar with the Rockport area - on the north side near Beach, another development area on the south side. The Planning Commission recommended modifications of the planned development for the unfinished plots of that Rockport footprint. Our Department of Development will continue to work with Forest City and come back to us in July. We know a few things already – there are no shortfalls, there will be no tax abatement with this development, and there will be continued payment to the schools. There is more to come. Possibly with favorable consideration by this Council there may be the ability to begin work in the fall on that footprint. So that was more good news and certainly much along the lines of what we've been learning from the Department of Development, as it's been both before Planning Commission and ABR.

The last thing we discussed was our regular update from Public Works Director Joe Beno who gave us information on the Solstice Steps, the promenade, and the emergency water/sewer repair, the Edgewater Sewer Project, which is nearly wrapped up, the Madison Ave. project and the west end sewer project. That is part of the business that your Council does regularly with Director Beno and the other Committee of the Whole with Director Siley. Quite a bit of work tonight.

Motion by Ms. Madigan, seconded, to receive and file that oral report.

Motion adopted. All members present voting yea.

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2. **RESOLUTION NO. 8805-15** – 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 to enter into an agreement with Everstream, Inc., an Ohio corporation, or OneCommunity, an Ohio non-profit corporation, for the installation, operation and maintenance of a fiber optic communications

system within the city of Lakewood without the necessity of bidding in accordance with Lakewood Codified Ordinance §111.04(a)(10) in an amount not to exceed \$900,000. (REFERRED TO THE COMMITTEE OF THE WHOLE 5/18/15, DEFERRED 6/1/15) (Pg. 6)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to defer action on this item.  
Motion adopted. All members present voting yea.

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3. **ORDINANCE NO. 22-15** – AN ORDINANCE to amend various sections within Chapter 1129, Signs, of the Codified Ordinances of the City of Lakewood in order to update the code. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 5/18/15, 2<sup>ND</sup> READING 6/1/15) (Pg. 9)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to refer Ordinance 22-15 to the Architectural Board of Review.

Motion adopted. All members present voting yea.

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4. **RESOLUTION NO. 8809-15** – 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 to enter into an amended agreement with Rockport Square, LLC, or its assignee, affiliate or designee, for the development of the remaining phases of the Rockport Square development project. (REFERRED TO THE COMMITTEE OF THE WHOLE 6/1/15) (Pg. 15)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to defer action on this item.

Motion adopted. All members present voting yea.

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5. **ORDINANCE 24-15** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, providing for the submission of the electors of the City of Lakewood, a proposed Third Amended Charter of the City Lakewood. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 6/1/15) (Pg. 18)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to place Ordinance 24-15 on 2<sup>nd</sup> Reading.

Motion adopted. All members present voting yea.

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5A) Communication from Council President Madigan regarding Active Living and Recreation Task Force Report. \* (add-on)

Councilwoman Madigan requested an update from Jay Foran, Chair of the Active Living Recreation Task Force.

Mr. Foran recognized members of the task force that were present. He delivered the following report:

**Active Living Task Force  
Report to Lakewood City Council  
June 15, 2015**

The Active Living Taskforce was initiated by Council in March 2014

10 different individuals were appointed by the Mayor and City Council. For reasons associated with the heavy load of construction projects this past year, the Lakewood BOE respectfully declined to participate

The first of our 20 meetings to date was held in June 2014. All task force meetings have been posted and open to the public.

At the first meeting, I was selected chair by a vote of my peers. By my estimation, including field work, committee members have collectively exceeded 450 volunteer hours for discovery, analysis and the assembly of recommendations.

The Cuyahoga County Planning Commission was engaged to assist with project design and management. The process experience and guidance provided by Glenn Coyne and Meghan Chaney and other members of their team has been invaluable.

The mission of the Active Living Taskforce is to ensure that all individuals who live, work, and play in Lakewood can take part in an active lifestyle with appropriate access to high quality recreational services and experiences.

We have followed a very deliberate methodology that we believe has been fully inclusive of active living providers, consumers and influencers. Specifically;

- We developed and executed a survey for a multitude of active living providers in Lakewood; public institutions, non-profits and private operators. These included face-to-face meetings with key leadership of the YMCA, the Lakewood City Schools Recreation Department, the City of Lakewood and numerous private providers such as bowling alleys, bike shops, running clubs, fencing and water sport providers (to name just a few).  
The provider surveys generated important information relative to programming; organizational structure; participation; major barriers; funding; partnerships; and key ideas and feedback direct from the providers. This extensive outreach to the active living and recreation providers in our community helped us assemble a “provider” SWOT analysis.
- We reviewed a wide array of recently published studies and reports (such as the Lakewood Community Vision – 2014, Park System Strategic Plan – 2010, Bike Lakewood Master Plan – 2012, The Birdtown Action Plan – 2009 and the BOE’s Community Survey Regarding Recreation and Education Programs – 2014)
- We then by phone interview and internet research conducted a benchmarking study with 10 different communities across the country to determine innovations in promoting active living that could be applied to Lakewood. This “best practice” assembly effort included communities such as Ann Arbor, MI; Burlington, VT; Boulder, CO; Medford, OR and Madison, WI.

Through our efforts, needs and opportunities for active living in Lakewood emerged and using this information the Task Force defined goals, or basic statements of what active living could be in Lakewood. We have used these goals to provide the framework to define and prioritize recommendations and action items to accomplish the mission of the Task Force.

The five goals are:

1. Effective communication and comprehensive educational outreach  
EXAMPLE: Create a survey template that can be used by multiple providers whereby key learnings can be shared across entities
2. Collaboration is a practiced standard between the public entities and the private sector  
EXAMPLE: Consider the formation of a “Chamber of Recreation” for active living providers that would meet regularly and could identify key operations opportunities and protocols
3. All major investments, purchases and operations consider active living in the scope of their decision(s) and reflect the context of neighborhood and the broader community  
EXAMPLE: Investigate and promote shared used agreements between providers, especially those over capacity and those underutilized.
4. Infrastructure, facilities and programs are expanded or renovated to ensure active living becomes part of the Lakewood identity.  
EXAMPLE: Connect coaches and team players with pedestrian and bike coordinators to devise the best and safest routes from various neighborhoods to schools, fields and gyms.
5. Ensure sufficient capacity and access exists for all providers and users to be fully engaged in active living  
EXAMPLE: Encourage the provision of after school programs in partnership with the schools, the Rec Dept., other community institutions and local businesses geared toward health and activity

Currently, we are assembling our final Recommendations Report with an integrated Implementation Plan. Task Force members are adding their final assessments and for each and every recommendation; determining the target population; timeframe; priority; principal implementation organizations; potential partners and collaborators; estimated costs and potential funding sources.

Our report should be ready for both Council and the Lakewood community later this summer. We have worked hard and are anxious to share it.

I would like to thank you, City Council for your support of our task force. It is deeply appreciated. Likewise, I would thank the Mayor and his staff for their help along the way. Lastly, I would like to acknowledge the nearly regular attendance as meeting observers by Ms. Betsy Shaughnessy of the Lakewood BOE and Mr. Gary Rick of the Lakewood YMCA. It is apparent that Lakewood is All In on Active Living!

#### Discussion:

Councilmember Juris asked if the Task Force has performed a facilities review of City properties and if any shortfalls have been identified.

Mr. Foran responded that ideas are still being worked on to better utilize some facilities and to create 12-month utilization of exercise facilities so that people have year-round opportunities to improve their health. He stated that the Task Force addressed the rumor of a recreation center at the outset and determined that the City had sufficient facilities.

Councilmember Marx thanked the Task Force for its work.

Councilmember Nowlin asked Mr. Foran if the Task Force discussed having the City take over operation of Rec Department services.

Mr. Foran responded that the Task Force quickly determined that such a strategy was not a legitimate opportunity. Instead it focused on improving operations of all providers in the community.

Councilmember O'Leary expressed appreciation for the Task Force's work and for its presentation. He remarked on the importance of Recreation in the community.

Councilmember Bullock commended the work of the Task Force. He expressed interest in the concept of coordinating services. He remarked on the valuable insights of community coaches and mentioned integrating street design strategies with recreation goals.

Councilmember Madigan remarked that Council will consider the Task Force's recommendations when headed into budget deliberations. Once the final recommendations are received, Council will integrate them into the committee work done in anticipation of the budget.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the oral report.

Motion adopted. All members present voted yea.

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6. Finance Committee Report regarding Ordinance No. 20-15 & Resolution No. 8807-15. Mr. Nowlin; Chair (To Be Provided).

Tonight the Finance Committee met. Present were Councilmembers Juris, Bullock, and myself as well as Councilmembers Marx and O'Leary. We discussed Proposed Ordinance 20-15 which authorizes the transfer and advance of 2015 second quarter funds. This reflects 25% of the funds that we appropriated at the end of 2014. This is a routine ordinance that we consider each quarter. We used to do this yearly but it was recommended by the auditors to do it quarterly. The ordinance was recommended for adoption by full Council tonight.

We also considered Resolution 8807-15. This deals with approving the tax budget for 2016 and authorizing its filing with the Cuyahoga County Fiscal Officer. We are required to submit our 2016 tax budget, file it with the Fiscal Office by July 20<sup>th</sup>. These numbers that are contained in the tax budget information were based on last December's County forecast, so the Finance Department simply inserted the numbers we've already received, and details how we use the millage of property taxes that we levy in the City

Resolution 8807-15 was unanimously recommended for adoption.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the oral report.  
Motion adopted. All members present voting yea.

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7. **ORDINANCE NO. 20-15** – AN ORDINANCE 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 transfer and advance of certain funds. (PLACED ON 1<sup>ST</sup> READING AND REFERRED TO THE FINANCE COMMITTEE 5/18/15, PLACED ON 2<sup>ND</sup> READING 6/1/15) (Pg. 62).

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Ordinance No. 20-15.  
Motion adopted. All members present voting yea.

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8. **RESOLUTION NO. 8807-15** – A RESOLUTION to take effect immediately provided it received 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, approving the Tax Budget of the City of Lakewood, State of Ohio for the year 2016, and authorizing the filing of same with the Cuyahoga County Fiscal Officer. (REFERRED TO THE FINANCE COMMITTEE 6/1/15) (Pg. 64)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution No. 8807-15.  
Motion adopted. All members present voting yea.

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9. Public Works Committee Report regarding Resolution 8806-15 & Madison Avenue Parking. Mr. Juris; Chair (To Be Provided)

Public Works Committee met tonight at 6:00 p.m. to discuss two items. Present were the Committee members, myself, Councilmembers Bullock and O’Leary, as well as Councilmembers Marx and Nowlin. Also present were Directors Butler, Beno, and Siley. We discussed two items this evening the first was Resolution 8806-15 which was a resolution asking for approval of a submerged land lease at 12550 Lake Ave. We went through some discussion from Directors Butler and Beno regarding the process involved in this project. The first step is to determine if there are any encroachments before moving forward with any type of financing or project details. At the request of the Committee we have sought further information from our City Engineer on details of the project before we move forward with the resolution. We took no official action on this and deferred it for further Public Works Committee meeting.

The second item on the agenda was a communication from Councilmember Anderson regarding Madison Ave. parking. This was an item referred in June that would ask for a review of parking meter enforcement over the weekends. We had some discussion of this briefly just to determine if there was anything that warranted further discussion in Public Works. We moved to refer this item to Public Safety for further consideration.

Motion by Ms. Madigan, and seconded by Mr. Nowlin, to receive and file this oral report.  
Motion seconded.

Motion adopted. All members present voting yea.

Motion by Mr. Juris, seconded by Ms. Madigan, to refer Councilmember Anderson’s communication to Public Safety.

Motion adopted. All members present voting yea.

Dr. Gabriela Kaplan

Dr. Kaplan remarked on the importance of the Great Lakes as a natural resource and the need to protect it. She spoke against the use of shoreline revetments, stating that they decrease biodiversity, only have a 20 year lifespan, and will increase the rate of erosion. She stated that there are new improved ways of preventing erosion that are specific by type of cliff.

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10. **RESOLUTION NO. 8806-15** – A RESOLUTION approving the use of submerged lands for property located at and abutting 12550 Lake Avenue, Lakewood, Ohio (a legal description of which is attached hereto as “Exhibit A”), in order to permit the owners the opportunity to undertake lakeshore protection measures. (Pg. 65)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to defer action on this item.

Motion adopted. All members present voting yea.

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11. Health & Human Services Committee regarding Resolution 8808-15. Ms. Marx, Chair. (To Be Provided)

Health and Human Services Committee was called to order at 5:32 tonight with Director Gelsomino and committee member Juris present, as was Councilmember O’Leary and Councilmember Nowlin, arriving a bit later. Director Gelsomino reported that the City has benefitted from the Title III program for 40 years. Although funding is shrinking, the funding provides a much needed service, with 70-80 congregate meals provided daily and another 100 meals to home delivery by volunteers. Meals are provided in-kind, with approximately \$70,000 in cash received from Title III used to offset salaries. The Committee unanimously approved the Resolution to be submitted to full Council tonight.

Motion by Ms. Marx, seconded by Ms. Madigan, to receive and file the oral report.

Motion adopted. All members present voting yea.

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12. **RESOLUTION NO. 8808-15** – 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 apply for and enter into an agreement with the Western Reserve Area Agency on Aging for Title III of the Older Americans Act, Senior Community Services for the 2016-2017 program years. (Pg. 68)

Motion by Ms. Madigan, seconded by Mr. O’Leary, to adopt Resolution No. 8808-15.

Motion adopted. All members present voting yea.

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13. **ORDINANCE NO. 23-15** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to effect and be in force at the earliest period allowed by law, to amend certain provisions of Chapter 516, Chapter 537, Chapter 142, Chapter 501, and Chapter 1327 of the Codified Ordinances of the City of Lakewood, Ohio, to ensure that all persons within the City have equal access to employment, housing, public accommodations, and education. (PLACED

ON 1<sup>ST</sup> READING & REFERRED TO THE RULES & ORDINANCES COMMITTEE  
6/1/15) (Pg. 70).

Motion by Ms. Madigan, seconded by Mr. Nowlin, to place Ordinance 23-15 on 2<sup>nd</sup>  
Reading.

Motion adopted. All members present voting yea.

\*\*\*\*NEW BUSINESS\*\*\*\*

14. Communication from Councilmember Madigan regarding Support for Cuyahoga County  
Arts and Culture Levy. (Pg. 92)

Motion by Ms. Madigan, seconded by Mr. Anderson, to receive and file the  
communication.

Motion adopted. Five members voting yea.

Mr. Nowlin abstaining.

Mr. Anderson is absent

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15. **RESOLUTION NO. 8810-15** – A RESOLUTION supporting the extension of the  
Cuyahoga County cigarette tax for arts and culture. (Pg. 93)

Discussion: Councilmember Juris explained why he would vote against the resolution. He  
stated that he does not stand behind taxing a small group of smokers in order to support the  
arts.

Councilmember Bullock expressed support for the Resolution, remarking on the benefits of  
the arts. He acknowledged the fairness argument. He remarked on the need to disincentive-  
ize smoking.

Motion by Ms. Madigan, seconded by Mr. Bullock, to adopt Resolution 8810-15.

Motion adopted.

Five members voting yea.

Nay: Mr. Juris

Abstention Mr. Nowlin.

Mr. Anderson absent

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16. Communication from Councilmember Bullock regarding Lakewood Bicycle  
infrastructure implementation. (Pg. 95)

Motion by Ms. Madigan, seconded by Mr. O’Leary, to receive and file the  
communication.

Motion adopted. All members present voting yea.

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Amanda Harland – 2030 Waterbury

Ms. Harland provided an overview of the activities of Bike Lakewood, focusing on the group’s  
educational services. She mentioned the Bike to School Week, critical mass rides, and education  
pamphlets that the group distributes. She remarked on the group’s goals for the future such as  
growing its adult workshops to include topics such as bike maintenance, rider safety, and bike

laws. She stated that the group plans to continue its annual surveys. She thanked Council for its support over the past 3 years.

Ben VanLear – 1469 Woodward

Mr. VanLear recognized the members of the Bike Lakewood Board that were present including himself and Amanda Harland. He remarked on the importance of protected bike lanes to reducing injuries. He commended the new bike lanes coming to Madison Ave. He expressed enthusiasm for continued work with the City to improve biking in Lakewood. He directed Council to the Bike Lakewood report for references and more information.

Councilmember Madigan stated for the record that Mr. VanLear also serves as a member of the Recreation Task Force. She remarked on his contributions.

Councilmember Marx expressed enthusiasm for participating in Councilmember Bullock’s ad-hoc group.

17. Communication from Mayor Summers regarding Mayoral appointment to the Lakewood Audit Committee. (Pg.97)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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18. Communication from Mayor Summers regarding Mayoral appointment to the Lakewood Citizens Advisory Committee. (Pg. 98)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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19. Communication from Mayor Summers regarding Mayoral appointment to the Lakewood Community Relations Advisory Commission. (Pg.99)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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20. Communication from Finance Director Pae regarding 2016 Tax Advance Resolution and 2016 Tax Rate Resolution. (Pg.100)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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21. **RESOLUTION NO. 8811-15** – 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, requesting the Cuyahoga County Fiscal Officer to draw and the Cuyahoga County Treasurer to pay to the City of Lakewood Director of Finance an advance of all real; personal property; estate taxes and special assessments collected in the year 2016 in such amounts as may be requested and available. (Pg. 101)

Motion by Ms. Madigan, seconded by Mr. Nowlin to refer Resolution No. 8811-115 to the Finance Committee.

Motion adopted. All members present voting yea.

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22. **RESOLUTION NO. 8812-15** – 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, accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer. (Pg. 103)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to refer Resoluion No. 8812-15 to the Finance Committee.

Motion adopted. All members present voting yea.

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23. Communication from Law Director Butler regarding 2015 first quarter codification ordinance. (Pg. 105)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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24. **ORDINANCE NO. 25-15** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, to approve the editing and inclusion of certain ordinances and resolutions as part of the various component codes of the Codified Ordinances and to provide for the publication of such new matters. (Pg. 106)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to place Ordinance 25-15 on 1<sup>st</sup> Reading and refer it to the Rules & Ordinances Committee.

Motion adopted. All members present voting yea.

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25. Communication from Human Services Director Gelsomino regarding Accepting donation for H20 vehicle purchase. (Pg. 108)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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26. Communication from Public Works Director Beno regarding Design-Build contract approval for Underground Connections, Inc. (Pg. 109)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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27. **RESOLUTION NO. 8813-15** – A RESOLUTION to take effect immediately provided it receives the vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, authorizing the Director of Public Works to enter into a design-build form of agreement for the design and construction of corrections to the sewer system under the western Lakewood clean water pilot project with Underground Connections, Inc. in an amount not to exceed \$800,000.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to reer Resolution to the Public Works Committee.

Motion adopted. All members present voting yea.

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28. Communication from City Engineer Papke regarding Lakewood Streambank Restoration and Fish Shelf. (Pg. 126)

Discussion: In response to questions, Director Beno explained what a fish shelf is and how to access the riverbank.

Councilmember Bullock recommended that the public access be made more clear.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the communication.

Motion adopted. All members present voting yea.

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29. **RESOLUTION NO. 8814-15** – A RESOLUTION to take effect immediately provided it received 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 Director of Public Works to enter into an agreement to accept a grant from the Ohio EPA clean water fund grant for the Lakewood Stream Bank Restoration and Fish Shelf project in the amount of \$122,842 and requiring a match by the City of Lakewood in the amount of \$81,894. (Pg. 127)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to refer Resolution 8814-15 to the Public Works Committee.

Motion adopted. All members present voting yea.

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## Public Comment

### Jacob Palomaki – 1395 Estill

Mr. Paloma spoke in supports of a new Lakewood Health Center. He referenced his professional credentials as a physician. He remarked on national trends effecting hospitals. He stated that the City has an opportunity to bring better health at a more affordable cost to residents and the possibility of broadening its tax base. He stated that a lack of affirmative action could have a negative impact on the project. He urged Council to support the project.

### Bill Gaydos – 1310 Chase Ave

Mr. Gaydos remarked on the Lakewood Hospital issue, stating that he does not support investing in a declining facility. He spoke from his perspective as an appraiser and real estate consultant. He stated that the hospital was on the open market but had no takers. He stated that the City must rebuild, that saving the hospital is not a good business decision. Instead the City should move forward in a positive manner. He remarked that saving the hospital does not accomplish the City's goals or the goals of the community vision. He remarked that Cleveland Clinic is making long term commitment to Lakewood and it is a prime opportunity. He concluded by stating that a new medical facility will be a win-win for Lakewood.

### Leslie Warsech – 12550 Lake Ave

Ms. Warsech remarked on Resolution 8806-15 stating that the Meridian has taken measures to lessen erosion over the years. They are currently seeking to improve upon these measures.

### Maria Mepham – 1142 Hall Ave

Ms. Mepham remarked on the Lakewood Hospital issue from an employee perspective. She spoke about her 20 year career as a hospital employee. She expressed enthusiasm for her job and for her employer. She remarked on the values of the Cleveland Clinic and its "patients first" philosophy. She remarked on the work that Cleveland Clinic does on community outreach. She stated that continuing to engage with Cleveland Clinic is in best interest of LW citizens.

### Lori Allen – 1222 Ramona

Ms. Allen heard through a source that the City is maintaining private streets. She criticized this practice, stating that funds would be better spent to quickly repair utility cuts and maintain main roads. She also complained about the timing of lights on Detroit, stating that they create traffic backups.

### Jim Kenny -1554 Elbur

Mr. Kenny expressed concern about inaction on the letter of intent. He remarked that the issue has become divisive in the community and that the issue cannot be fully debated until the LOI is acted upon. He urged Council to take action and consider the LOI.

Council President Madigan responded to Mr. Kenny, stating that Council will consider a new master agreement.

Announcements

Mayor Summers announced changes to the July 4<sup>th</sup> fireworks location due to the Lakewood Park construction.

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Motion by Ms. Madigan, seconded by Mr. Nowlin to adjourn.

Motion adopted. All members present voting yea.

Meeting adjourned 9:09 PM.

Approved: \_\_\_\_\_

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CLERK

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PRESIDENT