

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

Regular Meeting of the Lakewood City Council called to order at 7:34 PM by President Madigan.

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

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 100 members of the public, members of the media.

Reading and Disposal of the minutes of the Regular Meeting of Council held November 16, 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 voting yea.

*******OLD BUSINESS*******

1. Committee of the Whole Report regarding 11/30/15 & 12/7/15 Committee Meetings; Ms. Madigan; Chair (Page 5 re: appointments) (To Be Provided)

The Committee of the Whole met both those days. On the 11/30/15 meeting we went into executive session. On the meeting this evening we simply had an agenda review. Move to receive and file that oral report.

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

Motion adopted. All members voting yea.

1A - Add-On – **ORDINANCE NO. 49-15** - 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 execution and delivery of an agreement by and between the City of Lakewood, Ohio, a municipal corporation and political subdivision in and of the State of Ohio (the “City”), the Lakewood Hospital Association, an Ohio nonprofit corporation (“LHA”), and The Cleveland Clinic Foundation, an Ohio nonprofit corporation (the “Clinic”); and authorizing and approving related matters. Motion by Ms. Madigan, seconded by Mr. Nowlin, to place Ordinance No. 49-15 on 1st Reading and refer it to the Committee of the Whole.

Bill Gordon – 1180 Still, Westlake OH

Mr. Gordon spoke as past chairman of the Board of Lakewood Hospital. He held the chairmanship when the current agreement with Cleveland Clinic was established. He stated that he has been in favor of this option since it was first presented but had concerns about the terms and conditions. He congratulated Council on negotiating an improved agreement.

Tom Monahan – 1487 Waterbury

Mr. Monahan remarked that 19 years ago he argued before Council to reject an agreement with Cleveland Clinic. He referenced the scandal in the National Football League regarding underinflated footballs and drew a comparison between this and the Lakewood Hospital situation. He referenced an offer made on the hospital by Surgical Development Partners and criticized that it was ignored. He criticized the LHA Chairman. He argued that the Cleveland Clinic is only motivated by profit and can’t be trusted. He asked Council to prioritize the interests of the City over those of the Cleveland Clinic.

Dean Dilzell – 1276 French Ave

Mr. Dilzell remarked on the Kamm’s corner area of Cleveland listing the favorable features of this neighborhood. He attributed part of the neighborhood’s success to the presence of Fairview Hospital. He also remarked on the area of Cleveland immediately east of 117th, stating that the area suffers from a lack of services and city investment. He argued that Lakewood will become more like this area without Lakewood Hospital. He warned that the Kamm’s corner neighborhood presents a competitive threat to Lakewood. He stated that a public health assessment showed that the City had mental health needs however those services were moved to Lutheran Hospital.

Bonny Sikes – 1673 Arthur Ave

Ms. Sikes declared that the deal with Cleveland Clinic is not a done deal. She stated that nobody wants to lose the hospital. She accused Cleveland Clinic of having a long-term secret plan to close Lakewood Hospital. She cautioned that the public should be leery of an agreement crafted in secret. She asked Council to not follow what the clinic tells them to do and to lead, to push back. She criticized LHA members as being disconnected from Lakewood and unaffected by the outcome of the hospital. She remarked that the new deal with Cleveland Clinic is not much better than the original. She asked Council to issue an RFP and to listen to the offer made by Surgical Development Partners.

Marilyn Mars – 12550 Lake Ave

Mrs. Mars spoke in opposition to the proposed deal with Cleveland Clinic. She remarked on the musical events held at Lakewood Hospital during Light Up Lakewood and expressed sadness that they won't happen anymore.

Judy Gillespie -23003 Chambers Lane, Olmsted Falls

Ms. Gillespie referenced the threat of terrorism and asked where Lakewood residents would seek care in the event of a terrorist attack. She stated that Cleveland Clinic is disinterested in serving Lakewood's population because they won't make as much of a profit as they will in Avon. She remarked that election results indicated that residents want a hospital. She read the oath of office and reminded Council that they represent the people. She expressed concerns about low income people and their care.

Pam Wetula – 11813 Clifton Blvd.

Ms. Wetula remarked on the remarkable spirit of the City and its residents. She remarked on the collective qualifications, merits, and motivations of the Save Lakewood Hospital group. She refuted the idea that Save Lakewood Hospital is mean-spirited. She stated that Cleveland Clinic casts a cynical eye on the spirit of Lakewood and is only interested in money. She asked Council to turn away from the profit-motivated Cleveland Clinic and toward the dedicated SLH citizens. She discussed the qualifications and merits of SLH members and asked Council to work with them.

Jack Curtis – 1584 Onondaga Ave

Mr. Curtis spoke about his father's career at Cleveland Electrical Illuminating and the articles he recalled from the company magazine which disparaged CEI's competitors. He explained how these articles were false and was part of a corporate strategy. He compared this to Cleveland Clinic's corporate communications. He asked Council to stand up to corporate powers.

Yvonne Rubin – 14401 Detroit, Southwesterly

Ms. Rubin questioned the need for change at Lakewood Hospital, stating that MyChart, e-visits, and an ER already exist. She remarked personal experiences receiving care Lakewood Hospital and the positive experience she had. She expressed concern about the proposed location of rehab/physical therapy.

Matt Kuhns – 17305 Madison #1

Mr. Kuhns expressed disappointment with the City's response to the proposal by Surgical Development Partners. He remarked on various aspects of the new master agreement. He noted that the LOI has expired and that its provisions are therefore less than robust. He asked that Council take the time to entertain the proposal by Surgical Development Partners.

Dr. G. Marmolya – 12700 Lake #2005

Dr. Marmolya suggested that Lakewood Hospital's financial struggles are a result of intentional decisions. He remarked that Lakewood should not be wary of Surgical Development Partners but should beg them for a proposal. He remarked on his experience working in Lakewood Hospital's radiology Department. He characterized the Department as bustling and questioned how the demographics could have changed so dramatically since that time. He spoke about the merits of having a hospital so close by and asked for a more proactive approach to saving Lakewood Hospital.

Betty Essi – 15400 Edgewater

Mrs. Essi remarked that Lakewood Hospital has always responded to the needs of the poor and elderly. She asked why there has not been a public hearing about the sale of the hospital and referenced secret meeting. She questioned why the City has not followed up with Surgical Development Partners. She remarked that seniors will be devastated to lose Lakewood Hospital.

Dr. Tom Fuller – 13513 Edgewater Dr.

Dr. Fuller argued that Cleveland Clinic has been on a path to close Lakewood Hospital for many years. He expressed his position that the City could support a hospital with fewer inpatient beds. He listed the other departments that he would like to see maintained and grown at the hospital. He relayed the personal experiences of his family member who has been admitted at Lakewood Hospital several times this year. He credited Lakewood Hospital for saving his family member's life. He expressed concern about transportation challenges of getting to a different hospital. He criticized the non-compete clause in the new master agreement. He criticized the process, citing concerns about transparency. He urged Council to not close Lakewood Hospital, but to renew it.

Jeanne Mackay – 13428 Lake Ave

Ms. Mackay criticized the rationale for closing the hospital. She does not accept the explanation of health care trends that has been provided. She believes that the opening of Avon Hospital invalidates these statements. She stated that Lakewood residents have been betrayed and that the City is on the side of corporate interests. She criticized secret meetings. She asked about an environmental impact study. She asked Council to vet other entities to run the hospital and to take more time.

Melissa Nautiyal – 17672 Edgewater

Ms. Nautiyal remarked on the closure of the Lakewood Hospital cath lab. She disputed the claim that Ohio Department of Health mandated the closure and stated that ODPH would have worked with the Hospital to keep it open. She provided details on how the closure came about. She criticized Council and City leaders for not responding to public input. She complained that the election results were not an accurate representation of public opinion because only the elite came out to vote. She stated that the community needs Council to look out for them.

Patricia Russell – 2100 Arthur Ave.

Mrs. Russell remarked on the recent election results, noting that hundreds of people expressed disagreement with the Mayor and the Cleveland Clinic proposal. She asked if there will be opportunities for future public discussion in which people can express their views. She referenced Pearl Harbor Day and asked for a moment of silence.

Kevin Young – 1598 Elbur Ave

Mr. Young stated that his wife was called for jury duty on a medical malpractice case involving the Cleveland Clinic. He relayed that she was shocked at how many prospective jurors had bad experiences to share about care at the Clinic. He also spoke to many people during the campaign who had bad personal experiences at Cleveland Clinic. He made disparaging remarks about

Cleveland Clinic, stating that it is corporation primarily motivated by money. He asked Council to consider other operators for the hospital.

Brian Essi – 15306 Edgewater

Mr. Essi remarked on the closure of the Lakewood Hospital cath lab and disputed the explanation for its closure. He said that he would pray for guidance for council members. He urged council to issue an RFP and to invite Surgical Development Partners to make a proposal. He criticized, LHA, Cleveland Clinic, and the LHA Trustees on Council. He asked for an open forum/debate on this issue.

1.A. Ord 49-15

President Madigan explained the schedule of readings for Ordinance 49-15. Three full readings will be had. The first is tonight. The second reading will be on 12/14 and the third reading will be on 12/21. She encouraged the public to contact Councilmembers at their homes and offices to discuss the ordinance further.

Councilmember Bullock read a statement regarding the hospital decision that he read earlier to the media:

After 11 months of deliberation, after thoroughly and impartially weighing volumes of evidence, after hearing from hundreds of citizens and a large number of experts, City Council is ready to move forward.

Today, we can say with confidence to the community that we have negotiated an even stronger three-way deal, the best available under the circumstances, and that we are ready to move forward to implement a plan that will provide for Lakewood residents for years to come, at a convenient downtown location, the health care services used by 94 percent of Lakewood Hospital patients—plus add even more services—while continuing emergency care uninterrupted 24 hours a day, 7 days a week, 365 days a year.

If you are a patient in Lakewood, that's good news.

If you're a taxpayer in Lakewood, that's also good news, because this deal protects against Lakewood Hospital becoming a costly, empty building that would be a drag on economic vitality and would cost \$7 to \$10 million to demolish.

For all residents of Lakewood, this deal is good news, because it provides funds to redevelop the hospital site and secures community control over what happens there—so we can replace lost economic activity, at least partly, with a mix of new retail, new office, and new residential development while preserving historic buildings and reinventing our downtown.

Although saying goodbye to Lakewood Hospital is painful, swift action is necessary, since the Hospital is losing more than \$1 million each month—or more than \$35,000 every day—so does not have time to wait. The value of a deal that can be implemented right away is even greater, since it stops these losses immediately—which means more money is saved for community health care going forward.

To keep the Hospital open as-is would result in a double-whammy loss to Lakewood citizens: first, it would drain existing Hospital funds to zero within two to three years, leaving a costly, empty building that the taxpayers would be stuck paying for; and second, it would leave Lakewood without outpatient medical and emergency services in its downtown. I would consider such a decision to be rash, unrealistic, wishful thinking. To allow that to happen would be an irresponsible violation of my oath of office to serve Lakewood citizens.

Motion adopted. All members voting yea.

2. **RESOLUTION NO. 8830-15** – 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 and directing the Mayor to submit the Fiscal year (FY) 2016 One-year Action Plan of the Consolidated Plan, which includes dollar allocations and activities for federal Community Development Block Grant (CDBG) fund and incorporates the City’s application for CDBG funds and all amendments thereto and all understandings and assurances contained therein, to the U.S. Department of Housing and urban Development (HUD). (REFERRED TO THE COMMITTEE OF THE WHOLE 11/16/15) (Pg. 10)

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

Motion adopted. All members voting yea.

3. **RESOLUTION NO. 8832-15** – 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, appointing Michael Gill to the Public Art Task Force. (Pg. 13)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution no. 8832-15.

Motion adopted. All members voting yea.

4. **RESOLUTION NO. 8833-15** – 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, appointing Tiffany Graham to the Public Art Task Force. (Pg. 14).

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution No. 8833-15.

Motion adopted. All members voting yea.

5. **RESOLUTION NO. 8834-15** – 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, appointing Beth Ryan to the Public Art Task Force. (Pg.15)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution No. 8834-15.

Motion adopted. All members voting yea.

6. **RESOLUTION NO. 8835-15** – 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, appointing Achala Wali to the Public Art Task Force. (Pg.16)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution No. 8835-15.

Motion adopted. All members voting yea.

7. Housing Committee Report regarding 11/19/15 Committee Meeting. Mr. Anderson; Chair (Pg.17)

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

Motion adopted. All members voting yea.

8. Public Safety Committee Report regarding 12/7/15 Committee Meeting. (To Be Provided) Mr. Bullock; Chair

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

Motion adopted. All members voting yea.

9. **RESOLUTION NO. 8825-15** – 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, to authorize the Mayor, as Director of Public Safety, to enter into an agreement between the City of Cleveland and the State of Ohio for the interchange of public safety services for the 2016 Republican National Convention in Cleveland, Ohio. (REFERRED TO PUBLIC SAFETY COMMITTEE 10/5/15) (Pg. 40)

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

Motion adopted. All members voting yea.

10. **ORDINANCE NO. 28-15** - AN ORDINANCE amending Section 135.05, Traffic Guards, of the Codified Ordinances of the City of Lakewood in order to adapt the Code to current needs of the City. (PLACED ON 1ST READING & REFERRED TO THE PUBLIC SAFETY COMMITTEE 9/8/15, 2ND READING 9/21/15, DEFERRED 10/19/15)(Pg. 55)

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

Motion adopted. All members voting yea.

11. **ORDINANCE NO. 32-15** – 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, to provide for creating positions and rates of pay for full-time and certain part-time annual salaried employees and hourly rate employees not covered by a collective bargaining agreement in the several departments, divisions and offices the City of Lakewood, including the Chief of Fire, Chief of Police and Civil Service Commissioners. (**PLEASE SUBSTITUTE** for ORDINANCE NO. 32-15 PLACED ON FIRST READING AND REFERRED TO THE FINANCE COMMITTEE 10/19/15, SECOND READING 11/2/15. SUBSTITUTE RECOMMENDED FOR ADOPTION ON THIRD READING) (Pg. 59)

Discussion: Director Butler explained the reason for the substitute. The City Engineer was inadvertently left off of the last version of this ordinance.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to substitute Ordinance No. 32-15.

Yeas: Anderson, Bullock, Juris, Madigan, Marx, Nowlin, O'Leary.

Nays: None

Motion adopted. Ordinance 32-15 substituted.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Ordinance No. 32-15 as substituted.

Yeas: Anderson, Bullock, Juris, Madigan, Marx, Nowlin, O'Leary.

Nays: None

Motion adopted. Ordinance 32-15 adopted as substituted.

*{Without objection from Council items 12-27 were read consecutively with a blanket motion to place on 2nd reading made after item 27}

12. **ORDINANCE NO. 33-15** - 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, to establish appropriations for current expenses and other expenditures of the City of Lakewood, State of Ohio, for the fiscal year ending December 31, 2015. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 65)

*blanket motion made after item 27

13. **ORDINANCE NO. 34-15** - 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 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 78)

*blanket motion made after item 27

14. **ORDINANCE NO. 35-15** - 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, to establish appropriations for current expenses and other expenditures of the City of Lakewood, State of Ohio, for the fiscal year ending December 31, 2016. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 80)

*blanket motion made after item 27

15. **ORDINANCE NO. 36-15** - 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 Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for professional services, and to advertise for bids and enter into contracts for the purchase of repair maintenance of operating supplies, services and equipment as authorized by the 2016 Appropriation Ordinance and the Administrative Code of the City of Lakewood with the lowest and best bidder or bidders or as otherwise provided by law. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 93)

*blanket motion made after item 27

16. **ORDINANCE NO. 37-15** – 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 Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into service contracts in accordance with the Administrative Code of the City of Lakewood for the Department of Planning & Development in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 97)

*blanket motion made after item 27

17. **ORDINANCE NO. 38-15** - 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, and authorizing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for **Memberships** as authorized by the 2016 Appropriation Ordinance and the

Administrative Code of the City of Lakewood contracts not to exceed \$60,000 without separate Ordinance of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 100)

*blanket motion made after item 27

18. **ORDINANCE NO. 39-15** - 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, amending section 902.04, Rates and Charges, of the Codified Ordinances of the City of Lakewood for the purpose of adjusting sewer rates charged against each lot, parcel of land or premises which may have an active sewer connection with the Municipal wastewater disposal system or which may otherwise discharge wastewater either directly or indirectly into such system and any part thereof. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15)(Pg. 104)

*blanket motion made after item 27

19. **ORDINANCE NO. 40-15** - 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 and directing the Mayor (Director of Public safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Street Infrastructure Improvements** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 106)

*blanket motion made after item 27

20. **ORDINANCE NO. 41-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for the **Wastewater System and Treatment Improvement Program** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 108)

*blanket motion made after item 27

21. **ORDINANCE NO. 42-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for the **Water System Replacement Program** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 110)

*blanket motion made after item 27

22. **ORDINANCE NO. 43-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **C.D.B.G. Fund Infrastructure Improvements** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 112)

*blanket motion made after item 27

23. **ORDINANCE NO. 44-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for Vehicles, **Machinery and Equipment** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 114)

*blanket motion made after item 27

24. **ORDINANCE NO. 45-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into

a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Buildings & Facilities Improvements** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 116)

*blanket motion made after item 27

25. **ORDINANCE NO. 46-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Traffic Signs & Signals** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 118)

*blanket motion made after item 27

26. **ORDINANCE NO. 47-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Parks & Pools Improvements** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 120)

*blanket motion made after item 27

27. **ORDINANCE NO. 48-15** - 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 and directing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manger to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Sidewalk Improvement Program** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified

amounts shown without separate resolution of Council. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 11/16/15) (Pg. 122)

*Motion by Ms. Madigan, seconded by Mr. Nowlin, to place Ordinances Nos. 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48-15 on second reading.

Motion adopted. All members voting yea.

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

28. Communication from Council President Madigan honoring Rebecca Patton for earning the Ohio Nurse of the Year award. (Pg. 124)

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

Motion adopted.

All members voting yea.

29. **RESOLUTION NO. 8836-15** – A RESOLUTION to honor Rebecca M. Patton for earning recognition as Ohio Nurse of the Year in the category of nurse leadership by the Ohio Chapter of the March of Dimes. (Pg. 125)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution 8837-15.

Motion adopted. All members voting yea.

30. Communication from Mayor Summers regarding Mayoral “Appointment of Public Art Task Force Members. (Pg. 126)

Discussion: Director Siley explained that this ordinance provides payment for services that have already been rendered by outside plans reviewers to assist with large commercial project plans review.

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

Motion adopted. All members voting yea.

31. Communication from Mayor Summers regarding Solstice Step donation Reimbursement. (Pg. 127)

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

Motion adopted. All members voting yea.

32. **RESOLUTION NO. 8837-15** – 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 expenditure of funds in the amount of \$10,000 as a reimbursement for a previous donation from Peter K. Ranney’s Next Generation Foundation, a donor-directed fund of the Community West Foundation. (Pg. 128)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Resolution No. 8837-15.
Motion adopted. All members voting yea.

33. Communication from Finance Director Pae regarding Amended Purchasing and Contracting Ordinance FY2015. (Pg. 129)

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

34. **ORDINANCE NO. 30-15A-** 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, amending Ordinance 30-15, adopted November 2, 2015, authorizing the Mayor (Director of Public Safety), THE Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for professional services, and to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2015 Appropriation Ordinance and the Administrative Code of the City of Lakewood with the lowest and best bidder of bidders or as otherwise provided by law. (Pg.130)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to suspend the rules requiring this Ordinance to be read on three separate days and placing Ordinance No. 30-15A on final reading.

Yeas: Anderson, Bullock, Juris, Madigan, Marx, Nowlin, O'Leary

Nays: None

Motion adopted. Rules suspended.

Motion by Ms. Madigan, seconded by Mr. Nowlin, to adopt Ordinance No. 30-15A.

Yeas: Anderson, Bullock, Juris, Madigan, Marx, Nowlin, O'Leary

Nays: None

Motion adopted. Ordinance No. 30-15A adopted.

35. Certificate of Result of Election – Proposed Charter Amendment. (Pg.136)

Motion by Ms. Madigan, seconded by Mr. Nowlin, to receive and file the certification of Result of Election.

Motion adopted. All members voting yea.

Public Comment

Tara Peppard – 1278 Edwards Ave

Ms. Peppard remarked on the economic challenges of stand-alone ERs. She provided an example is New York state. She implored Council reverse course on the hospital closure and expressed her strong feelings against the proposal. She asked for other entities to be given a chance to submit proposals. She accused council of falling into the hands of corruption. She argued that the hospital would be economically viable and its closure will devastate Lakewood. She remarked on the beauty of the hospital facility. She asked Council no to accept the new agreement and to take a stand against Cleveland Clinic.

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

Motion adopted. All members voting yea.

Meeting adjourned 9:21 PM.

Approved: _____

CLERK

PRESIDENT