

**MINUTES
OF THE
REGULAR MEETING
OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
DECEMBER 16, 2019
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:38 PM by Council President O’Leary.

Present: David Anderson, Thomas R. Bullock III, Meghan George, John Litten, Samuel T. O’Leary, Daniel O’Malley, Tristan Rader

Also Present: Mayor Summers, Law Director Butler, Planning and Development Director Sylvester, Human Resources Director Yousefi, Finance Director Pae, Police Chief Malley, Fire Chief Dunphy, Public Works Director Beno, Human Services Director Gelsomino, and many members of the public.

Reading and disposal of the minutes of the Regular Meeting of Council held December 2, 2019.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to approve without the necessity of a reading. All members voted in favor. Motion passed.

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

1. Committee of the Whole report regarding meeting held December 16, 2019. (to be provided)

President O’Leary delivered the following report:

Committee of the Whole did meet immediately prior to the Finance Committee meeting, which was also held this evening. We had a number of resolutions on the docket for tonight, being 2019-03 through 2019-07. The Committee agreed to defer 2019-07 to the next Council, as the appointment is for an ex-officio member of the Animal Safety & Welfare Advisory Board. It made sense to defer that until the full makeup of Council is known and those new members have been seated. The remaining resolutions – 2019-03 through 2019-

Greg Mahoney – 1207 Marlowe Ave. – Mr. Mahoney addressed Council, thanking them for the honor to serve in this role.

On the motion: All members voted in favor. Motion passed. Resolution 2019-04 substituted.

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-04 as substituted.

All members voted in favor. Motion passed. Resolution 2019-04 adopted as substituted.

4. **RESOLUTION 2019-05** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ to the Board of Building Standards and Building Appeals and Architecture Board of Review for the five year term beginning January 1, 2020 and ending December 31, 2024. (*Referred to COW 11/4/19* (pg. 3))

Motion by President O’Leary, seconded by Vice President Anderson to insert the name David Maniet into the blank in Resolution 2019-05. He added that this is a re-appointment.

All members voted in favor. Motion passed. Resolution 2019-05 substituted.

Motion by President O’Leary, seconded by Vice President Anderson adopt Resolution 2019-05 as substituted with the name David Maniet in the blank.

All members voted in favor. Motion passed. Resolution 2019-05 adopted as substituted.

5. **RESOLUTION 2019-06** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ to the Human Rights Commission for the three year term beginning January 1, 2020 and ending December 31, 2022. (*Referred to COW 11/4/19* (pg. 4))

Motion by President O’Leary, seconded by Vice President Anderson to insert the name Daniel Rogan into the blank in Resolution 2019-06.

All members voted in favor. Motion passed. Resolution 2019-06 substituted.

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-06 as substituted.

All members voted in favor. Motion passed. Resolution 2019-06 adopted as substituted.

6. **RESOLUTION 2019-07** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, appointing _____ as the ex-officio, non-voting councilmember to the Lakewood Animal Safety and Welfare Advisory Board, for a two year term beginning January 1, 2020 and ending December 31, 2021. (*Referred to COW 11/4/19 (pg. 5)*)

Motion by President O’Leary, seconded by Vice President Anderson to defer Resolution 2019-07.

All members voted in favor. Motion passed. Resolution 2019-07 deferred.

7. Public Safety Committee report regarding meeting held December 9, 2019.

Public Safety Committee Chairman Bullock delivered the following report:

The Public Safety Committee Chair met on December 9th & discussed further deliberations on the potential of scooters and other shared mobility systems in Lakewood. We deliberated with the benefit of the new Councilmembers-elect present, bringing them up to speed and to further understand trends in the region and nation. We are still doing our due diligence on that topic and will resume in the new year. There was not a decision but just fact-finding on the topic, which is a complex one.

Motion by Councilman Bullock, seconded by President O’Leary to receive & file the oral report.

All members voted in favor. Motion passed.

8. Finance Committee report regarding meetings held December 7, 9, & 16, 2019 (to be provided)

Finance Committee Chairman O’Malley delivered the following report:

We have held 12-13 hours of Finance Committee hearings over the course of the last month. Most recently met last Saturday for a four-hour marathon. It was very good to hear, not only from department heads but to have a good discussion on the Lakewood Hospital Fund and the Mayor’s Office. Last Monday we heard from the Fire Chief, the Police Chief & Judge Pat Carroll as well as the Clerk of Courts, Christina McCallum. Tonight, we had a very good discussion where we talked about the various ordinances that are before us this evening, all of which were recommended for adoption. We had a good discussion on some recent

environmental contamination that has been discovered at the Lakewood Hospital site and the need for the City to remediate that before we turn the land over to the developer. Included in the ordinances this evening are additional appropriations and contracting authority for those future expenditures. We also transitioned into a discussion of the Lakewood Hospital Fund itself, other assets that might be liquidated into that fund and potential future uses for those funds, and other one-time funds we discussed as well. The Committee voted unanimously to adopt all of the ordinances before us this evening, some of which are substitutes, as well as the one-year action plan for HUD funding.

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the report.

All members voted in favor. Motion passed.

9. **ORDINANCE 30-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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, 2019. *(Placed on 1st reading & referred to Finance Committee 11/18/19, 2nd reading 12/2/19)* (pg. 6)

Motion by President O’Leary, seconded by Vice President Anderson to substitute Ordinance 30-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader

Nays: none

Motion passed. Ordinance 30-19 substituted.

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 30-19 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader

Nays: none

Motion passed. Ordinance 30-19 adopted as substituted.

10. **ORDINANCE 31-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the transfer and advance of certain funds. *(Placed on 1st reading & referred to Finance Committee 11/18/19, 2nd reading 12/2/19)* (pg. 19)

Motion by President O’Leary, seconded by Vice President Anderson to substitute Ordinance 31-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader
Nays: none

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 31-19 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader
Nays: none

Motion passed. Ordinance 31-19 adopted as substituted.

11. **ORDINANCE 32-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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, 2020. *(Placed on 1st reading & referred to Finance Committee 11/18/19, 2nd reading 12/2/19)* (pg. 21)

Motion by President O’Leary, seconded by Vice President Anderson to substitute Ordinance 32-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader
Nays: none

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 32-19 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O'Leary, O'Malley, Rader
Nays: none

Motion passed. Ordinance 32-19 adopted as substituted.

12. **ORDINANCE 33-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 and operating supplies, services and equipment as authorized by the 2020 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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 34)

Motion by President O'Leary, seconded by Vice President Anderson to substitute Ordinance 33-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O'Leary, O'Malley, Rader
Nays: none

Motion by President O'Leary, seconded by Vice President Anderson to adopt Ordinance 33-19 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O'Leary, O'Malley, Rader
Nays: none

Motion passed. Ordinance 33-19 adopted as substituted.

13. **ORDINANCE 34-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 38)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 34-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader
Nays: none

Motion passed. Ordinance 34-19 adopted.

14. **ORDINANCE 35-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 2020 Appropriation Ordinance and the Administrative Code of the City of Lakewood, contracts not to exceed \$90,000 without separate Ordinance of Council. (*Placed on 1st reading & referred to Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 41)

Motion by President O’Leary, seconded by Vice President Anderson to substitute Ordinance 35-19.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley
Nays: none
Abstentions: Rader

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 35-19 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley
Nays: none
Abstentions: Rader

Motion passed. Ordinance 35-19 adopted as substituted.

15. **ORDINANCE 36-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 45)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 36-19.

All members voted in favor. Motion passed. Ordinance 36-19 adopted.

16. **ORDINANCE 37-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 47)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 37-19.

All members voted in favor. Motion passed. Ordinance 37-19 adopted.

17. **ORDINANCE 38-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 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 Finance Committee 11/18/19, 2nd reading 12/2/19)
(pg. 49)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 38-19.

All members voted in favor. Motion passed. Ordinance 38-19 adopted.

18. **ORDINANCE 39-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 Community Development Block Grant **CDBG 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 Finance Committee 11/18/19, 2nd reading 12/2/19)* (pg. 51)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 39-19.

All members voted in favor. Motion passed. Ordinance 39-19 adopted.

19. **ORDINANCE 40-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 the purchase of **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 Finance Committee 11/18/19, 2nd reading 12/2/19)* (pg. 53)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 40-19.

All members voted in favor. Motion passed. Ordinance 40-19 adopted.

20. **ORDINANCE 41-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 **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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 55)

Motion by President O'Leary, seconded by Vice President Anderson to adopt Ordinance 41-19.

All members voted in favor. Motion passed. Ordinance 41-19 adopted.

21. **ORDINANCE 42-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 **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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 57)

Motion by President O'Leary, seconded by Vice President Anderson to adopt Ordinance 42-19.

All members voted in favor. Motion passed. Ordinance 42-19 adopted.

22. **ORDINANCE 43-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 **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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 59)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 43-19.

All members voted in favor. Motion passed. Ordinance 43-19 adopted.

23. **ORDINANCE 44-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at 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 the **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 Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 61)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 44-19.

All members voted in favor. Motion passed. Ordinance 44-19 adopted.

24. **ORDINANCE 45-19** - AN ORDINANCE to take effect immediately provided it received the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Section 129.54, Operational Cash Funds, of the Codified Ordinances of the City of Lakewood to comply with previous changes to the chapter. (*Placed on 1st reading & referred to Finance Committee 11/18/19, 2nd reading 12/2/19*) (pg. 63)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 45-19.

All members voted in favor. Motion passed. Ordinance 45-19 adopted.

25. **SUBSTITUTE ORDINANCE 46-19** - AN ORDINANCE to take effect on January 1, 2019, provided it receives the affirmative vote of at least two thirds of the 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 of the City of Lakewood, including the Chief of Fire, Chief of Police and Civil Service Commissioners. *(Placed on 1st reading & referred to Finance Committee 11/18/19, substituted 12/2/19)* (pg. 65)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Substitute Ordinance 46-19.

It was clarified that although the title of the Ordinance was not updated to reflect the substitute, that the text of the ordinance on the docket is the correct substitute version.

On the motion: All members voted in favor. Motion passed. Substitute Ordinance 46-19 adopted.

26. **RESOLUTION 2019-13** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the 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) 2020 One-Year Action Plan of the FY 2020 – 2024 Five Year Consolidated Plan which includes dollar allocations and activities to be funded with federal Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnership Program (HOME) resources and incorporates the City’s application to the U.S. Department of Housing and Urban Development (HUD) for FY 2020 CDBG, ESG, and HOME funds and all amendments thereto and all understandings and assurances contained therein. *(Referred to Finance Committee 12/2/19)* (pg. 71)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-03.

All members voted in favor. Motion passed. Resolution 2019-03 adopted.

27. **ORDINANCE 47-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect at the earliest period allowed by law, amending or repealing various sections of the Lakewood Codified Ordinances to allow for the regulation and distinction of electronic bikes and electronic scooters within the City of Lakewood. *(Placed on 1st reading 11/18/19, 2nd reading 12/2/19)* (pg. 74)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Ordinance 47-19.

It was clarified that this ordinance was recommended out of Public Safety at a previous meeting. It updates the traffic codes to regulate scooters, e-bikes and other micro-mobility devices.

On the motion: All members voted in favor. Motion passed. Ordinance 47-19 adopted.

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

Councilmember Bullock expressed a desire to move docket items #28- #31 to the back of the agenda. No objection was expressed by Council.

28. RESOLUTION 2019-15 - A RESOLUTION to commend Samuel T. O’Leary for his exemplary public service as a member of Lakewood City Council. (pg. 89)

Motion by Councilmember O’Malley, seconded by President O’Leary to adopt Resolution 2019-15.

At the request of Councilmember Bullock, and without objection, the Clerk read Resolution 2019-15 into the record.

President O’Leary thanked colleagues for the resolution and expressed gratitude for the experience as serving as a councilmember. He thanked Law Director Butler, Mayor Summers, friends and family, office staff, and the Lakewood community.

Councilmembers made personal remarks regarding President O’Leary and his productive time on Council, applauding his steady leadership, professionalism, collegiality, and courage, among other attributes.

On the motion: All members voted in favor. Motion passed.

29. RESOLUTION 2019-16 - A RESOLUTION to commend David W. Anderson for his exemplary public service as a member of Lakewood City Council. (pg. 90)

Motion by President O’Leary, seconded by Councilmember Anderson to adopt Resolution 2019-16.

At the request of President O’Leary, and without objection, the Clerk read Resolution 2019-16 into the record.

Vice President Anderson thanked the citizens of ward 1 for electing him to the position and reviewed some of the highlights of his service experience over the past nine years.

Councilmembers made personal remarks regarding Vice President Anderson and his time on Council, noting his fair-mindedness, expertise, integrity, consistency, and preparation, among other attributes.

On the motion: All members voted in favor. Motion passed.

30. RESOLUTION 2019-17 - A RESOLUTION to commend Meghan F. George for her exemplary public service as a member of Lakewood City Council. (pg. 91)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-17.

At the request of President O’Leary, and without objection, the Clerk read Resolution 2019-17 into the record.

Councilmembers made personal remarks regarding Councilmember George and her time on Council, expressing support and confidence in her as she takes office as Mayor.

Councilmember George thanked councilmembers, staff, the Mayor and Directors. She expressed that it has been a great honor to serve as a councilmember and that she will direct all her energy toward her role as Mayor.

On the motion: All members voted in favor. Motion passed.

31. RESOLUTION 2019-18 - A RESOLUTION to commend Mayor Michael P. Summers for his exemplary public service as Mayor of Lakewood. (pg. 92)

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-18.

At the request of President O’Leary, and without objection, the Clerk read Resolution 2019-18 into the record.

Mayor Summers reflected on some of his key experiences as Mayor. He praised the commitment and leadership of councilmembers, directors, and an engaged public. He reflected on the challenges and rewards of public service and the character of Lakewood.

Councilmembers all made personal remarks regarding Mayor Summers and his time in service, noting his visionary leadership, open-door policy, hands-on approach, intellectual curiosity about the challenges facing Lakewood, courage to address big issues, and wisdom.

Cindy Marx – 1587 Grace Ave

Former Councilmember Marx thanked the Mayor and outgoing members for their service and some of the lessons that she has taken away from working with each. She praised Director Jenn for her great work and administration of the budget.

On the motion: All members voted in favor. Motion passed.

32. Communication from President O’Leary regarding quarterly re-codification. (pg. 93)

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the communication.

All members voted in favor. Motion passed.

33. **ORDINANCE 48-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, to approve the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances and to provide for the publication of such new matter. (pg. 94)

Motion by President O’Leary, seconded by Vice President Anderson to defer Ordinance 48-19.

All members voted in favor. Motion passed. Ordinance 48-19 deferred.

34. Communication from Mayor Summers regarding appointments to the Tree Advisory & Education Board. (pg. 96)

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the communication.

Discussion: Councilmember Bullock discussed a recent conflict regarding trees being removed in anticipation of development and suggested that Council and/or the new Tree Board begin considering policies to protect trees on private properties.

On the motion: All members voted in favor. Motion passed.

35. Communication from Planning Director Sylvester regarding community vision update. (pg. 97)

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the communication.

Discussion: Councilmember Bullock expressed enthusiasm for future discussions. In response to his queries, Director Sylvester guided Council through the documents and attachments, focusing on the role of the action guide, developed by the Resiliency Task Force.

In response to an inquiry from Councilmember Rader, Mayor Summers discussed the next steps, known as Phase 2 of the Resiliency Task Force’s work to focus on community health.

It was clarified that all of this material can be found on the City website.

On the motion: All members voted in favor. Motion passed.

36. RESOLUTION 2019-19 - A RESOLUTION to concur with the Lakewood Planning Commission in the adoption of the updated Lakewood Community Vision. (pg. 122)

Motion by President O’Leary, seconded by Vice President Anderson to refer Resolution 2019-19 to Committee of the Whole.

All members voted in favor. Motion passed. Resolution 2019-19 referred to Committee of the Whole.

37. Communication from Finance Director Pae regarding 2020 debt legislation. (pg. 123)

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the communication.

Discussion: Council and the administration discussed the timeline of the debt issuances. It was clarified that the issue moves up slowly each year. This year’s BANs are due mid-March.

All members voted in favor. Motion passed.

Motion by President O’Leary, seconded by Vice President Anderson to suspend the rules to allow for the collective reading of docket items #38 through #47.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O'Leary, O'Malley, Rader
Nays: none

Motion passed. Rules suspended.

38. **ORDINANCE 49-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$22,705,000 in anticipation of the issuance of bonds to pay costs of (i) designing, permitting, engineering and constructing sewer improvements, together with all necessary appurtenances thereto, (ii) designing, engineering, permitting and constructing improvements to the city's existing digester mixers, heat exchangers and tanks, together with all necessary appurtenances thereto, (iii) designing, engineering and constructing water improvements, together with all necessary appurtenances thereto, (iv) improving Lake Avenue and other streets located within the city, between certain termini, by resurfacing and replacing concrete, together with all necessary appurtenances thereto, (v) replacing or improving the roof of the public works garage and other public buildings, together with all necessary appurtenances thereto, (vi) improving parking lots within the city by resurfacing and replacing concrete, together with all necessary appurtenances thereto, (vii) replace equipment and backstop for police firing range, and retiring notes previously issued for such purpose; approving related matters and (vi) designing, engineering and constructing water improvements thereto, together with all necessary appurtenances thereto, (viii) improving Riverside Drive and other streets located within the city, between certain termini, by resurfacing and replacing concrete, together with all necessary appurtenances thereto, (ix) improving parks within the city, including Lakewood Park, Edwards Park and Wagar Park, together with all necessary appurtenances thereto and (x) improving sidewalks within the city; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 124)
39. **ORDINANCE 50-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$1,500,000 in anticipation of the issuance of bonds; to pay costs of improving Lakewood Heights Boulevard, Riverside Drive, Bonnieview Avenue, Cannon Avenue, Mars Avenue, Victoria Avenue, St. Charles avenue and other streets located within the city, between certain termini, by resurfacing and replacing concrete, together with all necessary appurtenances thereto; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 133)
40. **ORDINANCE 51-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$1,300,000 in anticipation of the issuance of bonds; to pay costs of designing, engineering, permitting and constructing a new outfall, stone revetment and rehabilitating the existing sewers, together with all necessary appurtenances thereto; providing for the pledge of revenues from the city's 1.50%

income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 142)

41. **ORDINANCE 52-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$760,000 in anticipation of the issuance of bonds; to pay costs of designing, engineering, and constructing water improvements, together with all necessary appurtenances thereto; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 150)
42. **ORDINANCE 53-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$650,000 in anticipation of the issuance of bonds; to pay costs of improving sidewalks within the city; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 158)
43. **ORDINANCE 54-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$610,000 in anticipation of the issuance of bonds; to pay costs of improving and reconstructing the city's recycling facility; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 166)
44. **ORDINANCE 55-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$250,000 in anticipation of the issuance of bonds; to pay costs of replacing or improving the roof of City Hall and other public buildings, together with all necessary appurtenances thereto; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 174)
45. **ORDINANCE 56-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$250,000 in anticipation of the issuance of bonds; to pay costs of improving the city's jail; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 182)
46. **ORDINANCE 57-19** - Authorizing the issuance of special obligation income tax revenue notes in the amount of not to exceed \$190,000 in anticipation of the issuance of bonds; to pay costs of designing, engineering, and constructing sewer improvements, together with all necessary appurtenances thereto; providing for the pledge of revenues from the city's 1.50% income tax to secure the payment of the principal of and interest on

the notes in anticipation of bonds; and approving related matters; and declaring an emergency. (pg. 190)

47. **ORDINANCE 58-19** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood (“City”). (pg. 198)

Motion by President O’Leary, seconded by Vice President Anderson to refer docket items #38 through #47 to Finance Committee.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, George, Litten, O’Leary, O’Malley, Rader

Nays: none

Motion passed. Ordinance 49-19 through 58-19 referred to Finance Committee.

48. Communication from Law Director Butler regarding 2020-2022 collective bargaining agreements – fire and paramedics. (pg. 202)

Motion by President O’Leary, seconded by Vice President Anderson to receive & file the communication.

Discussion: In response to a question from Councilmember O’Malley, Director Butler clarified that these agreements have been ratified by the union membership. He also explained the reason that the Fire Union’s pattern of wage increases differs from that of the administrative employees and those being considered by other unions. Basically, the Fire union advocated for the change in order to benefit more senior employees preparing for retirement.

Councilmember O’Malley stated his preference to act on these contracts tonight.

Councilmember George sought legal counsel from Director Butler to find out if she ought to abstain from the vote as a previous employee at Medical Mutual and with family members working there.

Director Butler stated no concerns about a conflict, stating that he can not see any way in which the Councilmember would benefit from voting on the agreement. He provided a status update on the other pending negotiations. He explained the rationale behind increasing the employee portion of health benefits and that unions are supportive of this.

Councilmember O'Malley stated that he had previously sought out a legal opinion regarding any potential conflicts of interest for himself voting on union contracts. There was no reason found to abstain.

On the motion: All members voted in favor. Motion passed.

49. **RESOLUTION 2019-20** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, ratifying and authorizing the Mayor of the City of Lakewood, Ohio, to enter into an Agreement with the Lakewood Association of Firefighters, IAFF Local 382, for a three-year period commencing January 1, 2020 and ending December 31, 2022. (pg. 203)

Motion by President O'Leary, seconded by Vice President Anderson to substitute Resolution 2019-20.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, Litten, O'Leary, O'Malley, Rader

Nays: none

Abstentions: George

Motion passed. Resolution 2019-20 substituted.

Motion by President O'Leary, seconded by Vice President Anderson to adopt Resolution 2019-20 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, Litten, O'Leary, O'Malley, Rader

Nays: none

Abstentions: George

Motion passed. Resolution 2019-20 adopted as substituted.

50. **RESOLUTION 2019-21** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, ratifying and authorizing the Mayor of the City of Lakewood, Ohio, to enter into an Agreement with the Lakewood Paramedic Association for a three-year period commencing January 1, 2020 and ending December 31, 2022. (pg. 206)

Motion by President O’Leary, seconded by Vice President Anderson to substitute Resolution 2019-21.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, Litten, O’Leary, O’Malley, Rader

Nays: none

Abstentions: George

Motion passed. Resolution 2019-21 substituted.

Motion by President O’Leary, seconded by Vice President Anderson to adopt Resolution 2019-20 as substituted.

A roll call vote was taken as follows:

Yeas: Anderson, Bullock, Litten, O’Leary, O’Malley, Rader

Nays: none

Abstentions: George

Motion passed. Resolution 2019-21 adopted as substituted.

******PUBLIC COMMENT******

Coletta Graham – 1286 Chase

Mrs. Graham expressed appreciation for the cell phone while driving ban. She spoke about speeding issues in her neighborhood.

******ANNOUNCEMENTS******

Mayor Summers announced a meeting tomorrow regarding Phase 2 of the Clean Water Act Plan with the EPAs.

Councilmembers Litten & O’Malley expressed gratitude to the Chiefs and Directors, particularly those who are leaving City service.

Councilmember Bullock announced a celebration in honor of outgoing members, the Mayor, and directors to be held immediately following the meeting in the East Conference Room.

President O’Leary made a motion, seconded by Vice President Anderson, to adjourn. All members voted in favor. Motion passed.

Meeting adjourned: 9:47 p.m.

Approved: Jan 6, 2020

Maureen M. Bach
CLERK

Dan O'Hellery
PRESIDENT