

**MINUTES  
OF THE  
REGULAR MEETING  
OF  
LAKEWOOD CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
12650 DETROIT AVENUE  
DECEMBER 18, 2017  
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:45 PM by Council President O’Leary.

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

Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Public Works Director Beno, Human Services Director Gelsomino, Planning and Development Director Sylvester, Fire Chief Gilman, Police Chief Malley, approximately 17 members of the public

Reading and disposal of the minutes of the Regular Meeting of Council held December 4, 2017.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to approve the minutes without the necessity of a reading.

Motion adopted. All members voting yea.

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

1. Committee of the Whole Report regarding Committee of the Whole Meeting of December 18, 2017. (To Be Provided)

Committee of the Whole did meet immediately prior to our meeting this evening. There was one item on our agenda this evening and that was a continued discussion of the downtown Lakewood redevelopment project. With us for tonight’s meeting were Tracey Nichols as well as the City’s outside legal counsel for the matter, Robyn Minter Smyers. Both provided City Council and the audience with an overview of financial and other incentives that are available within the context of furthering development projects such as the downtown development project that is being contemplated here in Lakewood and councilmembers had

opportunity to ask a number of questions about those various tools and their potential application here in Lakewood. Move to receive and file that oral report.

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

Motion adopted. All members voting yea.

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2. Finance Committee Report regarding Budget Hearings/Budget legislation. (To Be Provided)

The Finance Committee tonight concluded its fourth hearing in a series of hearings that all councilmembers participated in and many members of the public and many of our excellent leaders in the administration participated in as witnesses and experts in our discussion. Councilmembers worked very hard and diligently. Thank you for that. In our many hours of deliberations we performed our duty and obligation as the City Council, as the legislative branch of our government, to be the lead on budget matters. In doing so we reviewed 20 ordinances in sum, which we will hear tonight prepared by the administration but in all cases reviewed, challenged, probed, tested and overseen by councilmembers and ultimately affirmed by the Finance Committee in our deliberations. The net result is that Council and the administration are working in close partnership to prepare a very thorough and careful budget that will enable the City to achieve its goals in 2018.

To give some of the high points of the proposed 2018 budget: The City of Lakewood proposes a \$129.65 million budget across all funds – around \$40 million of that is in the General Fund which funds the day to day operations and many of the activities in the City. That budget adheres to our long-term commitment to fiscal discipline, maintains fund reserves in several different categories – for economic development, for responsible employer footings so that if we have terminations or severances or liabilities to health care or workers' compensation we are prepared to meet those. It fully funds our budget stabilization account and invests toward our next 27<sup>th</sup> pay period year which is some years off in the future. On the funding and investment side, it invests not only in the administration's priorities (which are economic development, safe & secure City, sound governance, and vibrant neighborhoods – those are priorities I think that Council all agrees with) but it also incorporates the City Council-initiated priorities that we have indicated in a broad range of quality of life initiatives that includes things such as public art, a full court basketball court at Madison Park, continued implementation of Lakewood's bicycle master plan, continued focus on sustainability in the form of renewable energy and in installing electric vehicle charging stations. A lot that we do in these 20 ordinances, which are described and summarized in the budget book which is on the Finance Department's web site.

I for one am confident that the budget that the administration proposed and that Council has reviewed and is about to consider in a formal sense is a good one and will continue Lakewood on its path to success which includes among many things quality of life, rising property values, revitalized parks, a palpable sense of attractiveness that is drawing new residents and is keeping long-time residents to stay and age in place. I am confident that we will continue to take important steps in this budget.

Two other things that I neglected to mention - There is significant investment in our sewer and water systems which is a major capital construction bill that will be coming due to Lakewood over the next several decades. We've been working hard as a City to understand and analyze that problem and to begin to make serious improvements to the problem. Part of tonight's discussion is to propose increases to the sewer and water rates that we have financial strength to be able to afford all of those things. The other thing is a serious commitment to information technology. The Police Department has quite a lot of IT investment in this budget and we see on the horizon more than that for the whole City Hall. The Building Department will have a new system. Those are important investments because it is modernizing how we do our work, makes it more effective, also makes it more efficient. This is part of how the City is doing two things; being good stewards of taxpayer dollars and improving the service that we provide so that, in the end, our community improves.

Motion to receive and file that oral report.

Councilmember O'Leary commended Councilman Bullock for his Chairmanship of the Finance Committee and for establishing a process which includes councilmember priorities. He thanked the administration, Director Pae and each Director and department head who participated in the process.

Motion by Mr. Bullock, seconded by Mr. O'Leary, to receive and file the oral report.  
Motion adopted. All members voting yea.

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3. **ORDINANCE 40-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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, 2017. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 8)

*Discussion:* Councilmember O'Leary remarked on the nature of the substitute which includes changes to specific line items in the exhibits.

Motion by Mr. O'Leary, seconded by Mr. Anderson, to substitute Ordinance 4-17.  
Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O'Leary, O'Malley  
Nays: None  
Motion adopted. Ordinance 40-17 substituted.

Motion by Mr. O'Leary, seconded by Mr. Anderson, to adopt Ordinance 40-17 as substituted.  
Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O'Leary, O'Malley  
Nays: None  
Motion adopted. Ordinance 40-17 adopted as substituted.

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4. **ORDINANCE 41-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise to take

effect and be in force after the earliest period allowed by law, law authorizing the transfer and advance of certain funds (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 21)

*Discussion:* Councilmember O’Leary remarked on the nature of the substitute which includes an increase of \$50,000 in an amount not to exceed \$700,000 in advances from the General Fund to other funds.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to substitute Ordinance 41-17.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 41-17 substituted.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 41-17 as substituted.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 42-17 adopted as substituted.

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5. **ORDINANCE NO: 43-16C** - 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 43-16B, adopted October 16, 2017, 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 2017 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 23)

Motion by Mr. Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 43-16C.

Motion adopted. All members voting yea.

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6. **ORDINANCE NO. 42-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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, 2018. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 29)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 42-17.

Motion adopted. All members voting yea.

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7. **ORDINANCE NO. 43-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall 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 and operating supplies, services and equipment as authorized by the 2018 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 42)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 43-17.

Motion adopted. All members voting yea.

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8. **ORDINANCE NO. 44-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 46)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 44-17.

Motion adopted. All members voting yea.

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9. **ORDINANCE NO. 45-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 2018 Appropriation Ordinance and the Administrative Code of the City of Lakewood, contracts not to exceed \$70,000 without separate Ordinance of Council. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 49)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 45-17.

Motion adopted. All members voting yea.

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10. **ORDINANCE NO. 46-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 or any part thereof. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 53)

*Discussion:* Councilmember O’Leary remarked on the nature of the substitute which includes a change to the sewer rate. Finance Committee held a hearing on this topic December 16<sup>th</sup>.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to substitute Ordinance 46-17.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 46-17 substituted.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 46-17 as substituted.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 46-17 adopted as substituted.

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11. **ORDINANCE NO. 47-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, to amend section 915.01, Establishment of Rates, of the Codified Ordinances of the City of Lakewood for the purpose of adjusting water rates charged against each lot, parcel of land or premises which may have an active water connection with the Municipal water system. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 55)

*Discussion:* Councilmember O’Leary remarked on the nature of the substitute for the water rate mirrors that of the sewer rate addressed in Ord. 46-17.

Motion by Mr. O’Leary, seconded by MR. Anderson, to to substitute Ordinance 47-17.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 47-17 substituted.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 47-17 as substituted.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 47-17 adopted as substituted.

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12. **ORDINANCE NO. 48-17**- AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 57)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 48-17.  
Motion adopted. All members voting yea.

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13. **ORDINANCE NO. 49-17-** AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 59)

Motion by Mr. Anderson, seconded by Mr. O’Leary, to adopt Ordinance 49-17.  
Motion adopted. All members voting yea.

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14. **ORDINANCE NO. 50-17 -** AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 61)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 50-17.  
Motion adopted. All members voting yea.

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15. **ORDINANCE NO. 51-17 -** AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 63)

*Discussion:* Councilmember O'Malley asked Director Beno if his Department has identified the streets to be repaved with CDBG funds in 2018. He noted that the pavement condition rating of Winchester between Madison and Franklin is particularly bad. Director Beno replied that they have identified a range of possible streets but that final determinations will be made after assessing conditions in the spring.

Motion by Mr. O'Leary, seconded by Mr. Anderson, to adopt Ordinance 51-17.

Motion adopted. All members voting yea.

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16. **ORDINANCE NO. 52-17-** AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/1, 2<sup>ND</sup> READING 12/4/177) (Pg. 65)

Motion by Mr. O'Leary, seconded by Mr. Anderson, to adopt Ordinance 52-17.

Motion adopted. All members voting yea.

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17. **ORDINANCE NO. (~~52-17~~)57-17** (Changed to 57-17 due to duplication) - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 **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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 67)

Motion by Mr. O'Leary, seconded by Mr. Anderson, to adopt Ordinance 57-17.

Motion adopted. All members voting yea.

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18. **ORDINANCE NO. 53-17-** AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 **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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17) , 2<sup>ND</sup> READING 12/4/17 (Pg. 69)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 53-17.  
Motion adopted. All members voting yea.

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19. **ORDINANCE NO. 54-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 **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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 71)

*Discussion:* Councilmember Bullock added to the Finance Committee report that the budget adds significant funding to complete the redesign of Cove Park as well as redesign and bleacher repair at Kauffman Park.

Director Beno provided an update on the Madison park full-court basketball. He explained that estimated costs were reduced because the City determined that it was not necessary to fence in the court on all four sides.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 54-17.  
Motion adopted. All members voting yea.

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20. **ORDINANCE NO. 55-17** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) 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 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. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 73)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 55-17.  
Motion adopted. All members voting yea.

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21. **ORDINANCE NO. 56-17** - AN ORDINANCE to take effect on January 1, 2018, 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 of the City of Lakewood, including the Chief of Fire, Chief of Police and Civil Service Commissioners. (REFERRED TO THE FINANCE COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17/17) (Pg. 75)

*Discussion:* Councilmember O’Leary remarked on the nature of the substitute which is to correct two typographical errors with respect to salaries and positions.

Motion by Mr. O’Leary, seconded by Mr. Anderson to substitute Ordinance 56-17.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 56-17 substituted.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 56-17 as substituted.

Yeas: Anderson, Bullock, Litten, Marx, Nowlin, O’Leary, O’Malley

Nays: None

Motion adopted. Ordinance 56-17 adopted as substituted.

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**22. RESOLUTION NO. 8968-17** - 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) 2018 One-Year Action Plan of the FY 2015 – 2019 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 2018 CDBG, ESG, and HOME funds and all amendments thereto and all understandings and assurances contained therein. (REFERRED TO THE FINANCE COMMITTEE 12/4/17) (Pg. 81)

*Discussion:* Councilmember O’Leary explained that the Resolution accompanies the report of the Citizen Advisory Committee.

Motion by Mr. O’Leary, seconded by rm. Anderson, to adopt Resolution 8968-17.

Motion adopted. All members voting yea.

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**23. ORDINANCE NO. 58-17** - 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 enacting Section 149.24, Activity of Officials and Employees Restricted, of the Codified Ordinances of the City of Lakewood in order to codify certain ethical requirements. (READ & REFERRED TO THE RULES & ORDINANCES COMMITTEE 12/4/17) (Pg. 84)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer action on Ordinance 58-17.

Motion adopted. All members voting yea.

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24. Liquor Permit Application for C1, C2, D6 and D8 transfers to LAKECON Inc, d.b.a Constantinos Market 18120 Sloane Avenue, Lakewood, Ohio from Cornucopia Inc, 18120 Sloane Avenue, Lakewood, Ohio 44107. (DEFERRED 12/4/17) (Pg. 87)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to file without objection.  
Motion adopted. All members voting yea.

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

25. Communication from Council President O’Leary regarding Commendations for Councilmembers Marx and Nowlin. (To Be Provided)

As we meet tonight for the final time in 2017, and close the 2016 – 2017 term of Lakewood City Council, we are presented with an occasion not just for reflection and introspection, but a time for celebration.

Tonight we recognize and celebrate the service and contributions of Councilmember Marx and Councilmember Nowlin. Cindy and Ryan’s service demonstrated bottomless commitment to our City, and were hallmarked by dedication, integrity, and a clear and bold vision for Lakewood. Whether fielding a constituent complaint or working to plan and secure Lakewood’s future for decades to come, Cindy and Ryan brought the same level of passion, advocacy and analysis to the task, while always staying focused on what was best for the City, its businesses, and its residents.

I won’t and can’t provide you with an all-inclusive litany of Cindy and Ryan’s respective individual accomplishments over their years of service – they are simply too numerous to list. Instead I would note that the innumerable instances of potholes patched, businesses opened, street lights lit, nuisances abated, bed bugs exterminated, backyard eggs laid, structurally balanced budgets passed, taken together, are not only the stories of Cindy and Ryan’s successes, but the story of Lakewood’s progress too.

Both Cindy and Ryan conclude their service on Council this evening with so much to be proud of. Though both of them are far too humble to say so, we and all Lakewoodites will continue to reap the benefits they have sown with their hard work and continue to see the indelible marks of their service all around us throughout Lakewood. Last, while we thank and celebrate Councilmember Nowlin and Councilmember Marx tonight for their Council service, we know that we will continue to benefit from their energy, wisdom, and passion for Lakewood as they remain active members of the Lakewood community.

Cindy, Ryan – thank you both for your exemplary work and your true embodiment of what it means to be a public servant, a neighbor, and a friend. Thank you and congratulations. Move to receive and file.

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

Motion adopted. All members voting yea.

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**26. RESOLUTION NO. 8971-17** – A RESOLUTION to commend Cindy Marx for her public service as a member of Lakewood City Council. (Pg.88)

*Discussion:* Councilmember O’Malley expressed gratitude for Councilmember Marx’s leadership, friendship and mentorship. He credited her for encouraging him to run for City Council. He highlighted their work together on the human rights ordinance which was a major legislative accomplishment.

Councilmember Litten remarked on Councilmember Marx’s leadership of the Health & Human Services Committee as an expression of her care for all of the residents of Lakewood.

Councilmember Nowlin remarked that Councilmember Marx has been a wonderful colleague and friend. He expressed enthusiasm for her continuation of public service in other capacities.

Councilmember Bullock applauded Councilmember Marx’s passion and convictions and the difference it has made. He also remarked on her perseverance and integrity.

Councilmember Anderson characterized Councilmember Marx as an “energy giver,” and remarked on her impact on hundreds of pieces of legislation.

Mayor Summers reminded everyone of the beginning of Councilmember Marx’s public service serving on the 2005 Grow Lakewood Committee. He noted the importance and influence of the Grow Lakewood Committee on subsequent years of City policy.

Director Gelsomino remarked on her effective partnership with Councilmember Marx in working through the City’s human services challenges as an active chair of the Human Services Committee. She remarked on Councilmember Marx’s practice of seeing and treating all individuals equally.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Resolution 8971-17.

Motion adopted. All members voting yea.

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**27. RESOLUTION NO. 8972-17** – A RESOLUTION to Commend Ryan Nowlin for his public service as a member of Lakewood City Council. (Pg. 89)

*Discussion:* Councilmember Marx thanked Councilmember Nowlin for being a role model in integrity, leadership, and honesty. She remarked on her positive personal experiences running campaigns alongside one another.

Councilmember Bullock remarked on Councilmember Nowlin’s thoughtfulness, preparedness, and success in juggling work and family commitments. He characterized

Councilmember Nowlin as a steady peacemaker on Council who always helped Council to maintain professionalism.

Councilmember Anderson expressed appreciation for Councilmember Nowlin’s art of policy, Chairmanship of the Finance Committee, and attention to detail. He expressed appreciation for Councilmember Nowlin’s engagement on various aspects and angles of issues before Council.

Councilmember Litten remarked on the personal history of his relationship in public service with Councilmember Nowlin, first serving on the Citizens Advisory Committee together and later applying for a vacant at-large seat. He characterized Councilmember Nowlin as “proof that still water runs deep,” making reference to his direct approach to Council’s work. He thanked Councilmember Nowlin for always being an available colleague, friend, and role model.

Councilmember O’Malley characterized Councilmember Nowlin as providing “ego-free leadership” and setting a great example for public servants.

Mayor Summers remarked on the personal history of his relationship in public service with Councilmember Nowlin and thanked him for his counsel and advice. He noted that everyone always listened when Councilmember Nowlin spoke.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Resolution 8972-17.

Motion adopted. All members voting yea.

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28. Communication from Councilmember Marx regarding service as Councilmember At-Large. (Pg.90)

Remarks by Councilmember Nowlin

Councilmember thanked his colleagues past and present, Council staff, Mayor Summers, members of the administration and City staff who keep the City moving. He thanked everyone for supporting him and his family through difficult times. He expressed gratitude to his wife Meghan Nowlin and their five children and all of their family and friends. He expressed thanks to the people of Lakewood for the honor of representing them. He expressed gratitude for the opportunity to serve Lakewood residents and optimism for the future of Lakewood.

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

Motion adopted. All members voting yea.

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29. Communication from City Engineer Papke regarding Council Resolution – CUY –SR237 – 12.66 (PID 104243) (Pg. 91)

*Discussion:* In response to a Councilmember question, Director Beno clarified that this project is in addition to the City’s normal paving program. The Resolution approves the agreement with ODOT as a participant. Director Beno explained the project is more costly than other paving projects due to the width of the street

Motion by Mr. O’Leary, seconded by Mr. Anderson, to receive and file the communication.  
Motion adopted. All members voting yea.

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30. **RESOLUTION No. 8973-17** – A RESOLUTION to take effect immediately provided it receive 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, appropriating \$337,000.00 and authorizing the Mayor to enter into an agreement which will allow the City of Lakewood to participate in the resurfacing of Riverside Drive (SR237) from 215 feet North of Riverway Drive to 265 feet North of West Clifton Boulevard in the City of Lakewood with the Ohio Department of Transportation. (Pg. 92)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to receive, file and refer Resolution 8973-17 to the Public Works Committee.

Motion adopted. All members voting yea.

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31. Liquor Permit Notice of D1, D2 and D3 TREX to Ivory keys, 14701 Detroit Avenue from The Detroiter, same address. (Pg.111)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to file without objection.

Motion adopted. All members voting yea.

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32. Liquor Permit Notice of D5 and D6 stocks to Burgers 2 Beer, 14725 Detroit Avenue. (Pg.112)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to file without objection.

Motion adopted. All members voting yea.

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\*\*\*\*ANNOUNCEMENTS\*\*\*\*

Mayor Summers highlighted an article on cleveland.com which lists Lakewood as one of the top 100 cities in the state in terms of growth of income. He discussed the article and his analysis of what this represents. He remarked on what the City can do to continue this trend.

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Motion by Mr. O’Leary, seconded, to adjourn the meeting.

Meeting adjourned 8:46 PM.

Motion adopted. All members voting yea.

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

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
PRESIDENT