

**MINUTES  
OF THE  
REGULAR MEETING  
OF  
LAKEWOOD CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
12650 DETROIT AVENUE  
FEBRUARY 20, 2018  
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:40 PM by Council President O’Leary.

\*\*\*\*

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

Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Public Works Director Beno, Planning and Development Director Sylvester, Fire Chief Gilman, Police Chief Malley, Human Services Director Yousefi, Human Services Director Gelsomino.

Reading & disposal of the Corrected Minutes of the Regular Meeting of Council held January 2, 2018.

Motion by Mr. O’Leary, seconded by rm. Rader, to adopt the corrected minutes of the Regular Meeting of Council held January 2, 2018 without the necessity of a reading.

Motion adopted. All members voting yea.

\*\*\*\*

Reading & disposal of the Minutes of the Regular Meeting of Council held February 5, 2018.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt the minutes of February 5, 2018 without the necessity of a reading.

Motion adopted. All members voting yea.

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

*Without objection from Council items 35 & 36 were brought forward to the beginning of the agenda.*

1. Committee of the Whole Reports regarding Committee Meetings of 2/5/18 (added at the meeting) and 2/20/18 (To be Provided)

Mr. O’Leary submitted the following oral report:

As was just mentioned, there’s a slight typo here on the agenda, to report on both the February 5<sup>th</sup> and February 20<sup>th</sup> meetings of Committee of the Whole.

As far as February 20<sup>th</sup>, tonight’s Committee of the Whole meeting goes, we did meet to consider various appointments. We had a discussion with respect to the Resiliency Task Force that solidified Council’s commitment to appoint seven members to the Task Force and opened consideration of possibly considering additional individuals as subject matter experts for the Task Force.

We also discussed 8978-18, and recommended Jesse Schmidt for appointment to the Board of Nuisance Abatement Appeals for a three year term. We deferred Resolutions 8980 and 8981 which are both three year term appointments to the Community Reinvestment Area Housing Council.

With respect to 8982-18 – we appointed Councilman Litten to the Foundation Planning Task Force and with respect to 8983-18 we appointed Councilman Rader to the ex-officious, non-voting member of Animal Safety Welfare Advisory Board.

Finally with our Councilmember-ex-officio liaison representative to Lakewood Alive Board we appointed Councilman Bullock.

Motion by Mr. O’Leary, seconded by Mr. Anderson, to receive and file the oral report of 2/20/18.

Motion adopted. All members voting yea.

With respect to the report on February 5<sup>th</sup>, Committee of the Whole meeting

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer the oral report of 2/5/18 meeting.

Motion adopted. All members voting yea.

\*\*\*\*

2. **RESOLUTION NO. 8978-18** -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 Nuisance Abatement Appeals for the three year term beginning January 1, 2018 and ending December 31, 2020. (REFERRED TO THE COMMITTEE OF THE WHOLE 1/16/18, DEFERRED 2/5/18) (7)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to insert the name Jesse Schmidt into the blank.

Motion by Mr. O’Leary, seconded by Mr. Anderson to adopt.

Motion adopted. All members voting yea.

\*\*\*\*

3. **RESOLUTION NO. 8980-18** - 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 \_\_\_\_\_ (**first appointee**) \_\_\_\_\_ to the Community Reinvestment Area Housing Council for the three year term beginning January 1, 2018 and ending December 31, 2020. (REFERRED TO THE COMMITTEE OF THE WHOLE 1/16/18, DEFERRED 2/5/18) (Pg. 8)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.

Motion adopted. All members voting yea.

\*\*\*\*

4. **RESOLUTION NO. 8981-18** - 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 \_\_\_\_\_ (**second appointee**) \_\_\_\_\_ to the Community Reinvestment Area Housing Council for the three year term beginning January 1, 2018 and ending December 31, 2020. (REFERRED TO THE COMMITTEE OF THE WHOLE 1/16/18, DEFERRED 2/5/18) (Pg. 9)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.

Motion adopted. All members voting yea.

\*\*\*\*

5. **RESOLUTION 8982-18** - 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 Councilmember \_\_\_\_\_ to serve as ex-officio member of the Foundation Planning Task Force. (REFERRED TO THE COMMITTEE OF THE WHOLE 1/16/18, DEFERRED 2/5/18) (Pg. 10)

Motion by Mr. O’Leary seconded by Mr. Anderson, to insert the name John Litten into the blank.

Motion adopted. All members voting yea.

Motion by Mr. O’Leary, seconded by Mr. Anderson to adopt.

Motion adopted. All members voting yea.

\*\*\*\*

6. **RESOLUTION NO. 8983-18** - 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 the two year term beginning January 1, 2018 and ending December 31, 2019. (REFERRED TO THE COMMITTEE OF THE WHOLE 1/16/18, DEFERRED 2/5/18) (Pg. 11)

Motion by Mr. O’Leary seconded by Mr. Anderson, to insert the name Tristan Rader into the blank.

Motion by Mr. O’Leary, seconded by Mr. Anderson to adopt.

Motion adopted. All members voting yea.

\*\*\*\*

7. Finance Committee Report regarding Tax Ordinances Amendments, 2018 Bond Anticipation Notes, Municipal Capital Lease and prisoner meals contract. (To Be provided) O’Malley; Chair

Mr. O’Malley submitted the following oral report:

The Finance Committee met this evening. We had representatives from Key Bank as well as our bond counsel and all members of the Committee were

present as well as Directors Pae and Butler. We began with a discussion of Resolution 8975-18. Director Pae explained that request for proposals yielded one proposal for prisoner meals and so Discount Drug Mart was recommended – we authorized the Purchasing Manager to enter into an agreement with them to provide prisoner meals for this year. We typically have received those meals in the past from BiRite on Madison which has since gone out of business.

We then heard a presentation from Jeffrey Rink and Catherine Schwartz, a representative from Key Bank and Bond Counsel respectively. We had a very thorough discussion about the ordinances that appear on the agenda tonight; agenda items 10-19 which deal with the issuance of special obligation income tax revenue notes. Had a long view discussion of Lakewood’s issuance of debt and at the conclusion of that discussion recommended adoption of all those ordinances. We’ll be deferring those this evening but they’ll be up for third reading on March 5<sup>th</sup>.

We then had a discussion of lease ordinance – a very brief discussion, not quite complete so we’ll be resuming that discussion on March 5 when the Committee meets again.

We also heard from Director Butler on the ordinance that has to do with item 9 on your agenda this evening and it has to do with the municipal net profit taxes and the collection of those. Director Butler explained and I’m sure he’ll detail this as the item comes up that he will ask that Council adopt this on second reading this evening. The implementation of that law is subject to a lawsuit to which Lakewood and many other municipalities are a party and Council’s Finance Committee recommended adoption of that ordinance this evening by a vote of 3-0.

Finance Committee will meet again on March 5.

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

Motion adopted. All members voting yea.

\*\*\*\*

8. **RESOLUTION 8975-18** – 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 the Purchasing Manager to enter into an agreement for prisoner meals with Discount Drug Mart

without the necessity of bidding in accordance with Lakewood Codified Ordinance §111.04(a)(10) in accordance with the City of Lakewood standard purchase order terms and conditions. (REFERRED TO THE FINANCE COMMITTEE 1/2/18) (Pg. 12)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Resolution 8975-18.

Motion adopted. All members voting yea.

\*\*\*\*

9. **ORDINANCE NO. 4-18** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council to adopt 128.22 through 128.2215 of the Codified Ordinances as mandated by the state legislature to authorize state officials to collect and administer municipal net profit taxes. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 14)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to substitute Ordinance 4-18.

Law Director Butler was called upon to explain the necessity for adoption that night.

Mr. Butler indicated the Ordinance enacts new provisions of the tax code in the City of Lakewood’s Codified Ordinances. Tax Code provisions that would be added to our existing tax Code for the State’s passage of HB 49 which is just a general 2-year budget bill. House Bill 49 permitted among many, many other things businesses to elect to file their net profits tax returns with the State rather than with the local municipality; something to which over 120 municipalities in Ohio have objected by way of filing a lawsuit against the State. Lakewood is one of those municipalities.

The lawsuit is an effort to preserve Lakewood’s and other municipalities home rule authority to enact tax provisions that don’t run afoul of the Constitution. We believe there’s good reasons why the Judge, hearing that lawsuit, filed by all parties in the same Court in Columbus will return these particular provisions of the State Law.

The Judge so far has so far put a stay on the effectiveness of those particular tax provisions of HB 49. He is expect, we’re told, by our attorneys, to rule as early as this week.

If the Judge in Columbus rules that the house bill's tax provisions are legal and do not violate our home rule authority, than those provisions would go into effect as early as the date he rules in the case. House Bill 49 requires that municipalities have these taxing provisions enacted by the time of the effectiveness of the House Bill in order to avoid the scenario where businesses could claim that they are not obligated to pay taxes for as long as the City hasn't these tax provisions.

So lots of municipalities right now, in view of the litigation, in view of the potential for an effective date of the House Bill are enacting these pieces of legislation now in order to have something on the books to preserve our taxing authoring, whether those taxes are going to be filed locally or at the State.

The substitute version before you tonight; appreciate you taking this up on the floor, makes our new tax provisions effective, if you were to adopt this tonight, only on the effective date of the State Law. That is to say, if the Judge lifts the stay, and makes the State law; lawful; binding on municipalities then our new Code would go into effect. If the Judge does not to do that, with the language I've given you tonight, our new Code would not go into effect.

So your passage of this ordinance tonight, does not make the ordinance effective, it only becomes effective on the State Code becoming lawful...Hope you adopt tonight to avoid that specter of losing our ability to tax business.

ON the motion to substitute -

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

Motion adopted. Ordinance substituted.

**Motion by Mr. O'Leary, seconded by Mr. Anderson, to suspend the rules requiring this ordinance to be read on three separate days and adopt Ordinance 4-18 on second reading as substituted.**

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

Motion adopted. Ordinance 4-18 adopted as substituted.

\*\*\*\*

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Ordinance 4-18 as substituted.

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

Nays None.

Motion adopted. Ordinance 4-18 adopted as substituted.

\*\*\*\*

\*Motion by Mr. O’Leary, seconded by Mr. Anderson, to suspend the rules and allow the Clerk to read items 10-19 for a blanket motion.

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

Motion adopted. Clerks reads items 10-19 consecutively;

10. **ORDINANCE NO. 7-18-** AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes in the amount not to exceed \$21,687,000 in anticipation of the issuance of bonds to pay costs of 2016 & 2017 issued one year Bond Anticipation Notes. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 36)

\*Motion made to defer after item 19.

11. **ORDINANCE NO. 8-18** – AN ORDINANCE authorizing issuance of special obligation Income Tax Revenue Notes not to exceed \$160,000 for City Parking Lot Resurfacing. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 45)

\*Motion made to defer after item 19.

12. **ORDINANCE NO. 9-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$375,000 for Police Firing Range. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 54)

\*Motion made to defer after item 19.

13. **ORDINANCE NO. 10-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$375,000 for Parks Improvements. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 63)

\*Motion made to defer after item 19.



14. **ORDINANCE NO. 11-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$475,000 for Municipal Building Roof Improvements. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 72)

\*Motion made to defer after item 19.

15. **ORDINANCE NO. 12-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$700,000 for Sidewalk Improvements. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 81)

\*Motion made to defer after item 19.

16. **ORDINANCE NO. 13-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$1,325,000 for Lake Avenue Improvements (Belle Avenue. To W. 117<sup>th</sup>.) (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 90)

\*Motion made to defer after item 19.

17. **ORDINANCE NO. 14-18** – AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$2,315,500 for Water Line Replacements. (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 99)

\*Motion made to defer after item 19.

18. **ORDINANCE NO. 15-18** - AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$2,375,000 for Sewer Improvements. ((REFERRED TO THE FINANCE COMMITTEE 2/5/18)Pg. 108)

\*Motion made to defer after item 19.

19. **ORDINANCE NO. 16-18** - AN ORDINANCE authorizing the issuance of special obligation income tax revenue notes not to exceed \$2,500,000 for Wastewater Treatment Plan Digester Improvements. (REFERRED

TO THE FINANCE COMMITTEE 2/5/18) (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 117)

Motion by Mr. O’Leary, seconded by MR. Anderson, to defer Ordinances Nos. 7-18, 8-18, 9-18, 10-18, 11-18, 12-18, 13-18, 14-18, 15-18, and 16-18 – items 10-19.

Motion adopted.

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

Nays: None - items deferred.

\*\*\*\*

20. **ORDINANCE NO. 17-18** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of two thirds members of Council, or otherwise to take effect and be in force after 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”). (REFERRED TO THE FINANCE COMMITTEE 2/5/18) (Pg. 126)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.

Motion adopted. All member voting yea.

\*\*\*\*

21. Rules & Ordinances Committee Report regarding Ordinances Nos. 38-17, 39-17 & 58-17. (To Be Provided) George; Chair.

Mr. George submitted the following:

The Rules & Ordinances Committee met this evening. All members were present. We met to discuss, after the adoption of the Third Amended Charter some of the Code additions and changes. We didn’t come to a conclusion at that point; move to defer.

Motion by Mr. O’Leary and seconded to receive and file that communication.

Motion adopted. All members voting yea.

\*\*\*\*

22. **ORDINANCE NO. 38-17** - AN ORDINANCE to take effect at the earliest period allowed by law enacting Chapter 123, Departments and Directors Established, of the Codified Ordinances of the City of Lakewood in order to codify the administrative departments and their directors’ responsibilities within the City. (REFERRED TO THE RULES & ORDINANCES COMMITTEE 11/20/17, 2<sup>ND</sup> READING 12/4/17) (Pg. 129)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.  
Motion adopted. All members voting yea.

\*\*\*\*

23. **ORDINANCE NO. 39-17** - AN ORDINANCE to take effect at the earliest period allowed by law amending various sections within the Codified Ordinances of the City of Lakewood in order to update the code to reflect the adoption of the Third Amended Charter. (REFERRED TO THE RULES & ORDINANCES COMMITTEE 11/20/17) (2<sup>ND</sup> READING 12/4/17) (Pg. 135)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.  
Motion adopted. All members voting yea.

\*\*\*\*

24. **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, 2<sup>ND</sup> READING 12/18/17) (Pg. 157)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.  
Motion adopted. All members voting yea.

\*\*\*\*

25. **ORDINANCE NO. 5-18** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council ENACTING Sections 131.01, Provisions, Alteration, Dedication and Vacation of Streets and 131.02, Board of Revision of Assessments, and amending Section 107.11, Notice of Public Hearing, of the Codified Ordinances of the City of Lakewood in order to codify certain provisions related to the establishment, naming and vacation of streets. (REFERRED TO THE RULES & ORDINANCE COMMITTEE 2/5/18) (Pg. 160)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.  
Motion adopted. All members voting yea.

\*\*\*\*

26. **ORDINANCE NO. 6-18** – AN ORDINANCE amending Section 1134.03, Procedures for Identification, Nomination and Designation of an HPD or HP, of the Codified Ordinances of the City of Lakewood in order to adjust the voting requirements of the Planning Commission based upon its new composition under the Third Amended Charter. (REFERRED TO THE RULES & ORDINANCES COMMITTEE AND PLANNING COMMISSION 2/5/18) (Pg. 165)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.

Motion adopted. All members voting yea.

\*\*\*\*

27. **ORDINANCE NO. 18-18** – AN ORDINANCE amending Section 1306.43, Housing and Vacant Property License, and Section 1306.44, License Application Form and Fee, of the Codified Ordinances of the City of Lakewood in order to update the code with respect to the regulation of condominium associations and unit owners in the City. (REFERRED TO THE HOUSING COMMITTEE 2/5/18) (Pg. 167)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to defer.

Motion adopted. All members voting yea.

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

28. Communication from Councilmember Litten regarding Lee Silvis Reappointment to Lakewood Citizens’ Advisory Committee. (Pg. 174)

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

Motion adopted. All members voting yea.

\*\*\*\*

29. Communication from Mayor Summers regarding Resiliency Task Force Appointments. (Pg.175)

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

Motion adopted. All members voting yea.

\*\*\*\*

30. Communication from Mayor Summers regarding Boards and Commissions Appointments. (Pg.176)

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

Motion adopted. All members voting yea.

\*\*\*\*

31. Communication from Planning & Development Director Sylvester regarding Resiliency Task Force. (Pg. 177)

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

Motion adopted. All members voting yea.

\*\*\*\*

32. **RESOLUTION NO. 8987-18** – A RESOLUTION to take effect immediately provided it receives the vote of at least two thirds members of Council, or otherwise to take effect at the earliest period allowed by law, establishing the Resiliency Task Force for purposeful planning and advising the administration on matters including but not limited to the local effect of climate change, globalization, population growth, overconsumption, housing insecurity, rising healthcare costs in the City of Lakewood, all in view of the goals set forth in the Community Vision (Pg. 178)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to refer 8987-18 to the Committee of the Whole.

Motion adopted. All members voting yea.

\*\*\*\*

33. Communication from Police Chief Malley regarding Community Police Office. (Pg. 180)

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

Motion adopted. All members voting yea.

\*\*\*\*

34. **RESOLUTION NO. 8988-18** – A RESOLUTION to take effect immediately provided it receives the 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 the Mayor to enter into a lease agreement with First Federal of Lakewood for the lease of the real property located at 14812 Detroit Avenue, Ste. 200, Lakewood, Ohio. (Pg. 181)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Resolution 8988-18

Motion adopted. All members voting yea.

\*\*\*\*

35. Communication from Mayor Summers regarding Recognizing Mike Belsito, Lakewood Entrepreneur in Residence. (Pg. 190)

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

Motion adopted. All members voting yea.

\*\*\*\*

36. **RESOLUTION NO. 8989-18** – A RESOLUTION to recognize and thank Mike Belsito for his seven years of serve as Lakewood’s first Entrepreneur in Residence (EIR). (Pg. 192)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to adopt Resolution 8989-18.

Motion adopted. All members voting yea.

\*\*\*\*

37. Communication from Finance Director Pae regarding 2018 1<sup>st</sup> Quarter Transfers and Advances. (Pg. 193)

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

Motion adopted. All members voting yea.

\*\*\*\*

38. **ORDINANCE NO. 19-18** – AN ORDINANCE to take effect immediately provided it receives the 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 the transfer and advance of certain funds. (Pg.194)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to refer Ordinance 19-18 to the Finance Committee.

Motion adopted. All members voting yea.

\*\*\*\*

- 39. Communication from City Engineer Papke regarding Council Resolution – NEORSD agreement for 2018 Street Sweeper. (Pg.196)

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

Motion adopted. All members voting yea.

\*\*\*\*

- 40. **RESOLUTION 8990-18** - A RESOLUTION to take effect immediately provided it receives the vote of at least two thirds members of Council, or otherwise to take effect at the earliest period allowed by law, authorizing the City of Lakewood to take all actions necessary to enter into an agreement with the Northeast Ohio Regional Sewer District (NEORSD) to receive funds from the Community Cost-Share Account to use toward the purchase of a street sweeper. (Pg.197)

Motion by Mr. O’Leary, seconded by Mr. Anderson, to Adopt Resolution 8990-18.

Motion adopted. Resolution 8990-18 adopted. All members voting yea.

\*\*\*\*

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

Motion adopted. All members voting yea.

Meeting adjourned 8:43 PM.

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

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
PRESIDENT