

**MINUTES
OF THE
REGULAR MEETING
OF
LAKEWOOD CITY COUNCIL
HELD ONLINE
November 16, 2020
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:30 PM by President O'Malley.

Present: Thomas R. Bullock III, Sarah Kepple, John Litten, Tess Neff, Daniel O'Malley, Tristan Rader, Jason Shachner

Also Present: Mayor George, Law Director Corrigan, Planning Director Leininger, Finance Director Rancatore, Acting Police Chief Stone, Fire Chief Dunphy, Public Works Director Ducu, Human Services Director Gelsomino, and members of the public.

Reading and disposal of the minutes of the Regular Meeting of Council held November 2, 2020.

President O'Malley made a motion, seconded by Vice President Litten to approve the minutes of the November 2, 2020 meeting without the necessity of a reading.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, O'Malley, Rader

Nays – None

Abstain - Shachner

Motion passed. The minutes were approved.

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

President O'Malley moved agenda item #9 to the top of the agenda without objection.

1. Committee report from Health & Human Services Committee regarding meeting held November 9, 2020. (to be provided)

Vice President Litten read the following oral report into the record:

The Health & Human Services Committee met last Monday with all members of the committee present, along with Councilmember Bullock, members of the administration, and Cuyahoga County Health Commissioner Terry Allan. Mr. Commissioner Allan focused on the number of COVID cases, noting there have been 15,000 and 600 deaths. In the same jurisdiction last year, there were 50 flu-related deaths last year. The current surge is surpassing July's surge numbers and it continues to climb. Deaths and hospitalization figures usually lag 2-3 weeks. Lakewood has experienced high case counts to date, and our county positivity rate has climbed to 10%. In regard to interstate travel, any positivity rate that is 15% or higher requires one to quarantine. Many chains of transmission have come from unsuspecting sources. Mr. Allan urged people to wear masks and work remote if possible. The county has set up a call center to make reports on mask enforcement. Mr. Allan will be following up with a resident who raised the mask enforcement issue. Mayor George is working with regional partners on a COVID response. City employees are working remotely when possible. City Hall is open by appointment.

The discussion provided a good Segway to Resolution 2020-69, which renews a \$284,114 contract with the Cuyahoga County Board of Health (CCBH), with no cost increase from last year. The committee supports moving forward with the resolution and continuing to work with CCBH. Restoring the Lakewood Health Department would require the city to forfeit revenue streams. We also approved minutes from the committee's previous meeting and moved for adoption of Resolution 2020-69.

Vice President Litten made a motion, seconded by President O'Malley to receive and file the oral report.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The oral report was received and filed.

2. **RESOLUTION 2020-69** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing the Mayor to enter into an agreement with the District Advisory Council of Cuyahoga County, Ohio General Health District for the provision of public health services within the City of Lakewood in an amount not to exceed \$284,114.00 for a one-year period commencing January 1, 2021. (*Referred to HHS 10/19/20*) (pg. 001)

President O'Malley made a motion, seconded by Vice President Litten to adopt Resolution 2020-69.

Discussion: Councilmember Bullock complimented Chairman Litten and requested repeated updates from Commissioner Allan. He noted that it is ideal Lakewood can participate in county services during a pandemic and expressed his support for the motion.

On the motion: A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O’Malley, Rader, Shachner

Nays – None

Motion passed. Resolution 2020-69 was adopted.

3. Committee report from Finance Committee regarding meeting held November 16, 2020 (to be provided)

Councilmember Bullock read the following oral report into the record:

The Finance Committee met on November 16th prior to the regular meeting of Council. We began budget hearings for 2021. A lot of preparation work was done by Director Rancatore and Mayor George, who provided an overview of macro budget numbers, which gave a year-by-year perspective. Councilmembers will be afforded the opportunities to ask programmatic questions. I look forward to the remainder of the budget schedule.

Councilmember Bullock made a motion, seconded by Vice President Litten to receive and file the oral report.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O’Malley, Rader, Shachner

Nays – None

Motion passed. The oral report was received and filed.

4. **SUBSTITUTE ORDINANCE 20-2020** - 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 10/19/20; 2nd reading 11/2/20*) (pg. 003)

President O’Malley questioned whether Substitute Ordinance 20-2020 provided for COVID relief funding, which was confirmed by Councilmember Bullock.

President O'Malley made a motion to adopt Substitute Ordinance 20-2020.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Substitute Ordinance 20-2020 was adopted.

5. **ORDINANCE 22-2020** - AN ORDINANCE to take effect on January 1, 2021, provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise 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 11/2/20*) (pg. 007)

President O'Malley made a motion, seconded by Vice President Litten to defer Ordinance 22-2020.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 22-2020 was deferred.

6. **ORDINANCE 23-2020** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law amending Section 149.08(a)(1), Vacations, of the Lakewood Codified Ordinances in order to grant part-time employees credit for purposes of vacation accrual when the employee changes from a part-time to a full-time status. (*Placed on 1st reading & referred to Finance 11/2/20*) (pg. 012)

President O'Malley made a motion, seconded by Vice President Litten to defer Ordinance 23-2020.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 23-2020 was deferred.

7. Committee report from Public Safety Committee regarding meeting held November 16, 2020 (to be provided).

Councilmember Neff read the following report into the record:

At the Public Safety Committee meeting on November 16th, all committee members were present along with 1 participating member of the public and much of the administration. The first item discussed was the Edwards Ave. parking study, which is still in draft format. Thank you to David Baas and Director Leininger for your work. The 2020 study built on the baseline study from 2018, which was conducted after the Lakewood Truck Park got approval to build and was broad in nature. The 2020 study focuses on higher demand blocks in the area. It was found there is a consistent residential demand for on-street parking occurring at the rate of 76%, which is twice that of commercial parcels. The study focused on the hours between 6pm and 8pm, where there are overlaps in demand between residential and commercial on street parking. The study also estimated resident dependence on on-street parking. Residents will have a chance to review the study once it is published.

The 3 conclusions taken from the study are: 1) there is higher demand for on-street residential spaces coupled with lower demand for off-street commercial space 2) patrons and residents compete between 6pm and 8pm for spaces 3) 50% or more of resident rely on on-street parking, of which there is not nearly enough due to nearby apartments and multi-family homes. There is no 1 unit for 1 parking space match requirement. The city will aim to encourage use of off-street parking by improving signage and remedying existing nonconformities. I am confident in the study and commend the administration for its efforts. We will come up with solutions.

Resolution 2020-45 dealt with mask compliance in indoor locations of condominiums and apartment complexes. Steve Eisenberg joined and expressed concern over the lack of compliance in his building. Acting Chief Stone will speak with him off the record and will work to establish better compliance, while recommending he call the County Department of Health.

Councilmember Neff made a motion, seconded by to file the oral report.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O’Malley, Rader, Shachner

Nays – None

Motion passed. The oral report was received and filed.

8. **ORDINANCE 21-2020** - 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. (*Placed on 1st reading 11/02/20*) (pg. 015)

President O'Malley made a motion, seconded by Vice President Litten to defer Ordinance 21-2020.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 21-2020 was deferred.

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

9. 2020 Beautiful Home Awards Presentation by Keep Lakewood Beautiful. (pg. 017)

Melissa Meehan of the Keep Lakewood Beautiful Board gave an opening statement on the Keep Lakewood Beautiful Awards.

Ruth Gillett of the Keep Lakewood Board presented the winners of the Beautiful Homes Awards. The winners included: Marsha & Dennis Paul of 17211 Edgewater Dr., Heidi & Dana Paul of 1096 Kenneth Ave.; The Derethik Family of 1486 Lewis Dr.; Rick & Kim Friedrich of 1643 Marlowe Ave.; The Toth Family of 2217-2219 Woodward Ave.; Mark & Emmy Eichelberger of 1552 Wyandotte Ave.; Linda Powers & Daniel Weiland of 2093 Robin St.

President O'Malley made a motion, seconded by Vice President Litten to receive and file the presentation.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 22-2020 was deferred.

10. Communication from President O'Malley, Vice President Litten, Councilmember Neff & Councilmember Shachner regarding neighborhood police program. (pg. 026)

President O'Malley made a motion, seconded by Vice President Litten to refer the communication to the Public Safety Committee.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O’Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 22-2020 was deferred.

11. Communication from President O’Malley, Councilmember Kepple, and Councilmember Shachner regarding trees. (pg. 027)

President O’Malley made a motion, seconded by Vice President Litten to refer the communication to the Public Works & Sustainability Committee.

Discussion: Mayor George expressed that she has a lot of concerns with the way it is written, citing liability the city could face. She noted that the legislation could also cause delays in removing tree safety hazards. She added that there are 4 professional arborists on city staff and the legislation could also cause a potential violation of their labor contract. Councilmember Rader stated that there is plenty of middle ground on the issue and that the committee process should allow formulation of solutions. Councilmember Kepple agreed that there is a lot of room for discussion and clarified that there is language in ordinance that gives the safety director and emergency personnel authority to cut if a tree is a safety issue.

Councilmember Shachner posed a question for Councilmember Kepple asking whether the ordinance’s focus is on the informative and notification process of a material change to the tree canopy. Councilmember Kepple noted that Mr. Shachner’s summarization is correct and that the main goal is to present the arborists’ opinions so that the public can better understand them. Director Ducu stated that the city already has a process in place to notify and educate property owners. He also noted the city took 32 trees down in spring and cited a collective 75 years of experience among the current city arborists. Councilmember Shachner questioned whether the city’s notification process is from a codified ordinance or an internal process. Director Ducu – responded that it results from an internal process and much of it is done in person. Councilmember Shachner stated that codifying the process shows a commitment to the practice no matter what administration is in charge. He added that nobody is arguing there is no process. He cited experience where councilmembers hear from the public and are accused of not being aware of tree removals, which behooves Council to be more involved in the process. Mayor George stated that –codifying the processes of day-to-day city worker job functions may create bureaucratic red tape and add to the city’s liability insurance premiums.

On the motion: A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O’Malley, Rader, Shachner

Nays – None

Motion passed. The communication was referred to the Public Works & Sustainability Committee.

12. **ORDINANCE 39-2020** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council to amend Section 565.02, Authority of Director of Public Works, 565.06, Care of trees during Building Operations, 565.07, Moving of Trees, 565.10 Prohibited trees, and Section 565.11, Preservation and Removal of Trees on Public Property, of the Codified Ordinances of the City of Lakewood to articulate public noticing regarding planned tree removals, the role of the Tree Advisory & Education Board in the process and the resolved principles guiding forestry strategy. (pg. 029)

President O'Malley made a motion, seconded by Vice President Litten to refer Ordinance 39-2020 to the Public Works & Sustainability Committee.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Ordinance 39-2020 was referred to the Public Works & Sustainability Committee.

13. Communication from Mayor George regarding Curtis Block Update. (pg. 034)

President O'Malley made a motion, seconded by Vice President Litten to refer to Committee of the Whole.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The communication was referred to Committee of the Whole.

14. Communication from Mayor George & Planning Director Leininger regarding Downtown Development Site – Request to Negotiate Non-Binding Term Sheet with CASTO and North Pointe Realty. (pg. 035)

President O'Malley made a motion, seconded by Vice President Litten to refer the communication to Committee of the Whole.

Discussion: Vice President Litten expressed his thanks to the administration, noting that this is the first step to beginning discussions with a potential partner that has worked with the city in the past. President O'Malley asked the administration to check in with council to show what both sides are working on before a finalized proposal comes forward.

On the motion: A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The communication was referred to Committee of the Whole.

15. **RESOLUTION 2020-71** - 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 at the earliest period allowed by law, authorizing the Mayor to negotiate a non-binding term sheet with CASTO / NORTH POINTE REALTY, INC. (hereinafter referred to as "CASTO"), as the basis for a development agreement for the city-owned former Lakewood Hospital site. (pg. 037)

President O'Malley made a motion, seconded by Vice President Litten to refer Resolution 2020-71 to Committee of the Whole.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Resolution 2020-71 was referred to Committee of the Whole.

16. Communication from Planning & Development Director Leininger regarding second amendment to FY19 HUD Action Plan. (pg. 040)

President O'Malley made a motion, seconded by Vice President Litten to receive and file the communication.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The communication was received and filed.

17. **RESOLUTION 9042-18B** - 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, amending Resolution No. 9042-18A, adopted April 23, 2020, to add a second round of Coronavirus Aid, Relief, and Economic Security Act (CARES Act) funding in the amount of \$777,831 to the City's 2019 HUD Annual Action Plan which includes dollar allocations and activities to be funded with federal Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnerships Program (HOME) resources and incorporates the City's application to the U.S. Department of Housing and Urban Development (HUD) for FY2019 CDBG, ESG, and HOME funds and all amendments thereto and all understandings and assurances contained therein. (pg. 041)

President O'Malley made a motion, seconded by Vice President Litten to refer resolution 9042-18B to the Finance Committee.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Resolution 9042-18B was referred to the Finance Committee.

18. Communication from Director Rancatore regarding 2020 year-end and 2021 budget ordinances. (pg. 045)

President O'Malley made a motion, seconded by Vice President Litten to receive and file the communication.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The communication was received and filed.

President O'Malley made a motion, seconded by Vice President Litten for the rules to be suspended to allow for the consecutive reading of Ordinances 19 through 33 and allow simultaneous referral to the Finance Committee.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The items were to be read consecutively.

19. **ORDINANCE 24-2020** - 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. (pg. 046)

20. **ORDINANCE 25-2020** - 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. (pg. 059)

21. **ORDINANCE 26-2020** - 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, 2021. (pg. 061)

22. **ORDINANCE 27-2020** - 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 2021 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. (pg. 081)

23. **ORDINANCE 28-2020** - 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 Planning & Development, 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. (pg. 085)

24. **ORDINANCE 29-2020** - 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 2021 Appropriation Ordinance and the Administrative Code of the City of Lakewood, contracts not to exceed \$95,000 without separate Ordinance of Council. (pg. 088)

25. **ORDINANCE 30-2020** - 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. (pg. 092)

26. **ORDINANCE 31-2020** - 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. (pg. 094)

27. **ORDINANCE 32-2020** - 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. (pg. 096)

28. **ORDINANCE 33-2020** - 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. (pg. 098)

29. **ORDINANCE 34-2020** - 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. (pg. 100)

30. **ORDINANCE 35-2020** - 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. (pg. 102)

31. **ORDINANCE 36-2020** - 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. (pg. 104)

32. **ORDINANCE 37-2020** - 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. (pg. 106)

33. **ORDINANCE 38-2020** - 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. (pg. 108)

President O'Malley made a motion, seconded by Vice President Litten to refer all items to the Finance Committee.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. Items 19-33 were referred to the Finance Committee.

34. Communication from Fire Chief Dunphy regarding purchase of a replacement rescue truck.
(pg. 110)

President O'Malley made a motion, seconded by Vice President Litten to receive and file the communication.

Discussion: Chief Dunphy clarified that the same amount of funds previously requested were not used because the rescue truck initially targeted was not a good value after thorough vetting from his department. He added that the Fire Department has found another one and is seeking contracting authority to give the department the ability to make decision quickly because used vehicles are difficult to acquire and vet. The truck should arrive in a day or two and Fire cannot wait until the December 7th Council meeting to approve the purchase. President O'Malley stated that he is comfortable granting contracting authority that night.

On the motion: A roll call vote was taken as follows:
Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner
Nays – None

Motion passed. The communication was received and filed.

35. **RESOLUTION 2020-72** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and granting contract authority to the Administration for the purchase of a replacement rescue truck without the necessity of competitive bidding in accordance with LCO§111.04(a)(10). The contracting authority shall not exceed \$250,000.00 and may include the trade in value of the Fire Departments 1997 E-One Rescue Truck. (pg. 111)

Discussion: Councilmember Kepple asked when was the certain date of when a vehicle is no longer acceptable. Fire Marshal Fairbanks indicated 2009 is the national standard, and that the Apparatus Committee won't go lower than 2010.

On the motion: A roll call vote was taken as follows:
Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner
Nays – None

Motion passed. Resolution 2020-72 was adopted.

******LIQUOR PERMITS******

36. Liquor Permit Notice regarding Polar Market & Gas at 12511 Detroit Ave. (pg. 113)

President O'Malley made a motion, seconded by Vice President Litten to defer.

A roll call vote was taken as follows:

Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The item was deferred.

****ANNOUNCEMENTS****

Mayor George thanked the police, fire, and public works personnel for their work during yesterday's windstorm. The Fire Department went on 40 calls and urban forestry did some good work as well.

Director Leininger noted that Lakewood received a champion award from Vibrant NEO for its affordable housing strategy adopted in 2019.

Councilmember Rader congratulated President O'Malley for being elected to the leadership of the AFL-CIO. President O'Malley spoke about his experience in the labor movement and thanked councilmembers for their well wishes.

President O'Malley thanked Melissa Garrett for an outstanding Veterans Day video that she produced.

Councilmember Kepple noted high COVID infection numbers, which resulting from social gatherings

President O'Malley made a motion, seconded by Vice President Litten to adjourn.

A roll call vote was taken as follows:

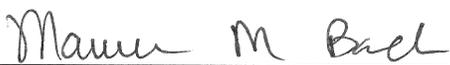
Yeas – Bullock, Kepple, Litten, Neff, O'Malley, Rader, Shachner

Nays – None

Motion passed. The meeting was adjourned.

Meeting adjourned at 9:04pm.

Approved: 12/7/2020


Maureen M. Bach, Clerk


Daniel J. O'Malley, President of Council