

**MINUTES
OF THE
REGULAR MEETING OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
JANUARY 16, 2007
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:32 PM by President Seelie.

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Present: Councilmembers Nickie J. Antonio, Kevin Butler, Ryan Patrick Demro, Michael W. Dever, Edward FitzGerald, Mary Louise Madigan, Robert M. Seelie.

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Also Present: Mayor George, Law Director Corrigan, Finance Director Pae, Police Chief Malley, Fire Chief Mroz, Human Services Director Buckon, Public Works Director Beno, Project Administrator for New Lakewood Fitzgerald, Planning & Development Director Jordan, Human Resources Director Novak.

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Motion by Mr. Seelie, seconded by Mr. Dever, to approve the minutes of January 16, 2006 without the necessity of a reading.

Motion adopted. All members voting yea.

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1. Committee of the Whole Report regarding Lakewood Association of Fire Fighters Agreement Ordinance No. 1-07.

Motion by Mr. Seelie, seconded by Ms. Madigan, to receive and file the Committee Report.

Motion adopted. All members voting yea.

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2. **ORDINANCE NO. 1-07** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall take effect and be in force after the earliest period allowed by law, authorizing the Mayor of he City of Lakewood, Ohio, to enter in an Agreement with the Lakewood Association of Firefighters, Local #382 of the International Association of Fire Fighters, AFL-CIO for three year period commencing January 1, 2007. (PLACED ON 1ST READING & REFERRED TO THE COMMITTEE OF THE WHOLE 1/2/07)

Motion by Mr. Seelie, seconded by Mr. Demro, to suspend the rules requiring this Ordinance be read on three separate days and placing Ordinance No. 1-07 on final readings.

Yeas: Antonio, Butler, Demro, Dever, FitzGerald, Madigan, Seelie

Nays: None

Motion adopted.

Motion by Mr. Seelie, seconded by Ms. Antonio, to adopt Ordinance No. 1-07.

3. Committee of the Whole Report regarding Rezoning 1234 Webb Road. (Pg.)

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

Motion adopted. All members voting yea.

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4. **ORDINANCE NO. 92-06** – AN ORDINANCE to amend Section 1105.02 of the Zoning Code of the Codified Ordinances of the City of Lakewood by changing and revising the Zoning Map of the City with respect to certain property as hereinafter set forth and described as 1234 Webb Road (PP# 311-20-014) as part of the renovations to Horace Mann School. (PLACED ON 1ST READING & REFERRED TO THE COMMITTEE OF THE WHOLE 12/18/06, 2nd READING 1/2/07)

Motion by Mr. Demro, seconded by Mr. Seelie, to adopt Ordinance No. 92-06.

Motion adopted. All members voting yea.

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5. Committee of the Whole Report regarding Clifton Boulevard Streetscape Enhancement Project.

Motion by Mr. Seelie, seconded by Mr. Demro, to receive, file and concur in the report.

Motion adopted. All members voting yea.

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6. Liquor Permit Application for new C1 and C2 permit classes to Riser Foods Company d/b/a Lakewood GETGO, 3831 – 14206 Detroit Avenue. (DEFERRED 12/4/06, 12/18/06 and 1/2/07)

Motion by Mr. FitzGerald, seconded by Ms. Madigan, to file no objection to the liquor permit application.

Motion adopted. All members voting yea.

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7. Liquor Permit Application for C2, C2X and D6 transfers to Riser Foods, Co D/b/a Lakewood Giant Eagle 5831 14100 Detroit Avenue, from TOPS Markets, d/b/a Tops, same address. (DEFERRED 12/18/06 and 1/2/07)

Motion by Mr. FitzGerald, seconded by Ms. Madigan, to file no objection to the liquor permit application.

Motion adopted. All members voting yea.

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8. **ORDINANCE NO. 2-07** – AN ORDINANCE to amend Chapter 557, Parades, of the Codified Ordinances of the City of Lakewood for the purpose of requiring private entities who are organizing parades or special events in the City of Lakewood pay all related expenses. (PLACED ON 1ST READING & REFERRED TO THE RULES & ORDINANCES COMMITTEE 1/2/07)

Motion by Mr. Demro, seconded by Mr. Seelie, to place Ordinance No. 2-07 on 2nd Reading and refer it back to the Rules & Ordinances Committee.

Motion adopted. All members voting yea.

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

9. Communication from Council President Seelie regarding Community Relations Advisory Commission.

Motion by Mr. Seelie, seconded by Mr. Butler, to receive and file the communication.

Motion adopted. All members voting yea.

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10. **RESOLUTION NO. 8156-07** - A RESOLUTION to appoint Steve Greenwell and Mark Timiesky as members of the Lakewood Community Relations Advisory Commission for an unexpired three-year term, commencing immediately and ending the first Monday in January, 2008.

Motion by Mr. Seelie, seconded by Ms. Antonio, to adopt Resolution No. 8156-07.

Motion adopted. All members voting yea.

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11. **RESOLUTION NO. 8157-07** – A RESOLUTION to appoint Chris Serger and David Howard as members of the Lakewood Community Relations Advisory Commission for a three-year term, commencing immediately and ending the first Monday in January, 2010.

Motion by Mr. Seelie, seconded by Mr. Butler, to adopt Resolution No. 8157-07.

Motion adopted. All members voting yea.

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12. Communication from Councilmembers Antonio and Madigan regarding Car-sharing Programs.

Motion by Ms. Antonio, seconded by Mr. Demro, to receive, file and refer the communication to the Public Works Committee.

Motion adopted. All members voting yea.

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13. Communication from Mayor George regarding Fair Employment Wage Board.

Motion by Mr. Seelie, seconded by Mr. Demro, to receive and file the communication.

Motion adopted. Six members voting yea.

Ms. Antonio absent for vote.

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14. Communication from Mayor George regarding West Shore Commuter Rail.

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

Motion adopted. Six members voting yea.

Ms. Antonio absent for vote.

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15. RESOLUTION NO. 8158-07 – A RESOLUTION IN SUPPORT OF FEDERAL FUNDING FOR A WEST SHORE CORRIDOR ALTERNATIVE ANALYSIS.

Motion by Mr. Seelie, seconded by Mr. Demro, to adopt Resolution No. 8158-07.

Motion adopted. Six members voting yea.

Ms. Antonio absent for vote.

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16. Communication from Human Services Director Buckon regarding pandemic Influenza Planning Grant.

Motion by Mr. Demro, seconded by Mr. Seelie, to receive and file the communication.

Motion adopted. All members voting yea.

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17. RESOLUTION NO. 8146-06A – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall take effect and be in force after the earliest period allowed by law, amending Resolution No. 8146-06, adopted November 6, 2006, authorizing the Director of the Department of Human Services, on behalf of the City, to enter into an Agreement with the Cuyahoga county Board of Health to accept additional funds for purposes of developing and maintaining a strong public health infrastructure to address bioterrorism and other public health threats in an amount not to exceed \$45,000.

Motion by Mr. Seelie, seconded by Mr. Butler, to adopt Resolution No. 8146-06A.
Motion adopted. All members voting yea.

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18. Communication from Human Services Director Buckon regarding Department of Human Services/Division of Early Childhood Lease Agreement with the Diocese of Cleveland.

Motion by Mr. Seelie, seconded by Ms. Madigan, to receive, file and refer the communication to the Health and Human Services Committee.
Motion adopted. All members voting yea.

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19. **ORDINANCE NO. 3-07** – AN ORDINANCE to take effect immediately provided it received the affirmative vote of at least five (5) members elected to Council otherwise, it shall take effect and be in force after the earliest period allowed by law, requesting Council’s specific approval of and authorizing the Mayor to enter into a lease for property located at 17400 Northwood Avenue, Lakewood, Ohio for use by the Division of Early Childhood (“Division”) in the Department of Human Services, in accordance with Lakewood Codified Ordinance §111.04(a)(4).

Motion by Mr. Seelie, seconded by Ms. Madigan, to place Ordinance No. 3-07, on 1st Reading and refer it to the Health & Human Services Committee.
Motion adopted. All members voting yea.

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20. Communication from Finance Director Pae regarding MICR Check Printing System Capital Ordinance FY2007.

Motion by Mr. Seelie, seconded by Mr. Butler, to receive and file the communication.
Motion adopted. All members voting yea.

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21. **ORDINANCE NO. 4-07** - AN ORDINANCE to take effect immediately provided it received the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 **MICR Check Laser Printing System**, contracts not to exceed the specified amounts shown without separate Resolution of Council.

Motion by Mr. Seelie, seconded by Mr. Dever, to suspend the rules requiring this Ordinance be read on three separate days and placing Ordinance No. 4-07 on final reading.

Yeas: Antonio, Butler, Demro, Dever, FitzGerald, Madigan, Seelie
Nays: None

Motion adopted. Rules suspended.

Motion by Mr. Seelie, seconded by Mr. Dever, to adopt Ordinance No. 4-07.

Yeas: Antonio, Butler, Demro, Dever, FitzGerald, Madigan, Seelie

Nays: None

Motion adopted. Ordinance No. 4-07 adopted.

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22. Communication from Finance Director Pae regarding 2007 Capital Contracting Ordinances.

Motion by Mr. Seelie, seconded by Ms. Antonio, to receive, file and refer the communication to the Public Works Committee.

Motion adopted. All members voting yea.

{WITHOUT OBJECTION FROM COUNCIL ITEMS 23-31 – Ordinances Nos. 5 – 13 (07) – were read and voted on by blanket motion. The Motion was made by Mr. Seelie, seconded by Mr. Demro, to place Ordinances Nos. 5-13 (07) on 1st Reading and refer them to the Public Works Committee}

23. ORDINANCE NO. 5-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 engage architectural and/or engineering firms to provide professional services in the design and preparation of specification and contract administration and to advertise for bids and enter into a contract with the lowest and best bidder for **Wastewater Treatment Plant 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. ***Blanket Motion after item 31**

24. ORDINANCE NO. 6-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 **Wastewater Treatment Plant 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. ***Blanket Motion after item 31**

25. ORDINANCE NO. 7-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (95) members elected to Council otherwise it shall 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 engage architectural and/or engineering firms to provide professional services in the design and preparation of specification and contract administration and to advertise for bids and enter into a contract with the lowest and best bidder 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. ***Blanket Motion after item 31**

26. ORDINANCE NO. 8-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall take effect and be 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. ***Blanket Motion after item 31**

27. ORDINANCE NO. 9-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 **Computers & Systems**, with contracts not to exceed the specified amounts shown without separate resolution of Council. ***Blanket Motion after item 31**

28. ORDINANCE NO. 10-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 **Street Signs and Traffic Signals**, with contracts not to exceed the specified amounts shown without separate resolution of Council. ***Blanket Motion after item 31**

29. ORDINANCE NO. 11-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 contact with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for **Reforestation**, with contracts not to exceed the specified amounts shown without separate resolution of Council. ***Blanket Motion after item 31**

30. ORDINANCE NO. 12-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 engage architectural and/or engineering firms to provide professional services in the design and preparation of specifications and contract administration and to advertise for bids and enter into a contract with the lowest and best bidder for **Sidewalk 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. ***Blanket Motion after item 31**

31. ORDINANCE NO. 13-07 – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council otherwise, it shall 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 Work, 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 and Motorized Equipment**, with contracts not to exceed the specified amounts shown without separate resolution of Council. ***Blanket Motion after item 31**

**{WITHOUT OBJECTION FROM COUNCIL ITEMS 23-31 – Ordinances Nos. 5 – 13 (07) – were read and voted on by blanket motion. The Motion was made by Mr. Seelie, seconded by Mr. Demro, to place Ordinances Nos. 5-13 (07) on 1st Reading and refer them to the Public Works Committee}*

32. Communication from Planning & Development Director Jordan regarding EDF Support for Bazetta Group, LLC.

Motion by Mr. Seelie, seconded by Ms. Madigan, to receive, file and refer the communication to the Finance Committee.

Motion adopted. All members voting yea.

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33. ORDINANCE NO. 14-07 – AN ORDINANCE to take effect immediately provided it received the affirmative vote of at least five (5) members elected to Council otherwise, it shall take effect and be in force after the earliest period allowed by law, authorizing the Mayor or his designee to enter into an agreement with Bazetta Group, LLC for participation in the Lakewood Business Investment Program (BIP) of the Economic Development fund (EDF) for a five (5) year forgivable loan in an amount of Two Hundred Thousand Dollars (\$200,000.00).

Motion by Mr. Seelie, seconded by Ms. Madigan, to place Ordinance No. 14-07 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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Motion by Mr. Seelie, seconded by Mr. Demro, to adjourn the meeting.

Motion adopted.

Meeting adjourned 8:35 PM.

Approved: _____

President

Clerk