

**MINUTES
OF THE
REGULAR MEETING OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
NOVEMBER 5, 2007
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:36 PM by President Seelie.

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

Also Present: Law Director Corrigan, Assistant Finance Director Novelli, Fire Chief Mroz, Police Chief Malley, Human Services Director Buckon, Public Works Director Beno, Planning & Development Director Jordan, Project Administration for New Lakewood Fitzgerald, Human Resources Director Novak

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Motion by Mr. Seelie, seconded by Mr. Dever, to excuse the absence of Mr. FitzGerald. Motion adopted. Five members voting yea Mr. Demro voting nay.

Motion by Mr. Seelie, seconded by Mr. Dever, to approve the minutes of Regular Meeting of Council held October 15, 2007.

Motion adopted. All members voting yea.

{Without objection from Council items 10 and 11 were brought forward in the agenda order}.

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

1. Finance Committee Report regarding 2008 One Year Action Plan - CDBG, ESG, HOME and ADDI Allocations. Resolution No. 8208-07. (Pg. 4)

Mr. Seelie indicated Councilmember Demro contacted him after having been contacted by the Lakewood Christian Service Center that clarification was needed regarding the Lakewood Christian Service Center line item. The Christian Services Center original request of \$10,000 was reduced to \$5,000. Councilmember Demro indicated that information was not adequately represented during the Citizens Advisory Committee presentation.

The Council heard from Heather Holdsworth from the Lakewood Christian Services Board describing the misunderstanding indicating an endowment received did not offset the increased costs for needed services.

Planning & Development Director Jordan indicated that an additional \$5,000 could be provided without taking from other applicants. This was determined as money that could naturally be attributed to estimates that exceed the request from other line items. Mr. Jordan indicated if no line item estimates exceeded actual costs that all applicants would be reduced evenly.

Motion by Mr. Seelie, seconded by Mr. Demro, to amend the report by adding a recommendation to amend the Resolution.

Motion adopted. All members voting yea.

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

Motion adopted. All members voting yea.

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2. **RESOLUTION NO. 8208-07** – A RESOLUTION 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 to submit the Fiscal Year (FY) 2008 One-Year Action Plan of the Consolidated Plan, which includes dollar allocations and activities for federal Community Development Block Grant (CDBG) funds and Emergency Shelter Grant (ESG) funds, and incorporates the City’s application for CDBG funds, ESG Funds, HOME Investment Partnership funds, American Dream Downpayment Initiative (ADDI) funds, and all amendments thereto and all understandings and assurances contained therein, to the U.S. Department of Housing and Urban Development (HUD). (REFERRED TO THE FINANCE COMMITTEE 10/1/07)(Pg.5 7)

Motion by Mr. Seelie, seconded by Mr. Butler, to amend Resolution by increasing the Lakewood Christian Services Line item from \$5,000 to \$10,000.

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

Nays; None

Motion adopted. Resolution amended.

Motion by Mr. Seelie, seconded by Ms. Antonio, to adopt Resolution NO. 8280-07 as amended.

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

Nays; None

Motion adopted. Resolution adopted amended.

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3. Youth & Recreation Committee Report regarding Establishing a Youth Commission. (To Be Provided)

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

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4. **ORDINANCE NO. 91-07** – 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 at the earliest period allowed by law creating a new Chapter 159, Lakewood Youth Commission, within the Administrative Code of the City of Lakewood that will establish the Commission, provide operating procedures and establish powers of the Commission. (**PLEASE SUBSTITUTE FOR ORDINANCE NO. 91-07 PLACED ON 1ST READING AND REFERRED TO THE YOUTH AND RECREATION COMMITTEE 10/15/07**) (Pg.9)

Motion by Mr. Butler, seconded by Mr. Demro, to substitute Ordinance No. 91-07.

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

Nays: None

Motion adopted. Ordinance No. 91-07 substituted.

Motion by Mr. Demro, seconded by Mr. Dever, to suspend the rules requiring this ordinance be read on three separate days and placing Ordinance No. 91-07 on final reading.

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

Nays: None

Motion adopted. Rules suspended.

Motion by Mr. Demro, seconded by Mr. Dever, to adopt Ordinance No. 91-07 as substituted.

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

Nays: None

Motion adopted. Ordinance No. 91-07 adopted as substituted.

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5. **ORDINANCE NO. 85-07** – AN ORDINANCE authorizing the Mayor, on behalf of the City, to enter into an amended agreement with the Cuyahoga Housing Consortium (“Consortium”) and various lending institutions and individuals participating in the Lakewood HOME Program and the American Dream Down Payment Initiative (ADDI) (collectively the “Modified Programs”) in an amount

not to exceed \$800,000. (PLACED ON 1ST READING & REFERRED TO THE HOUSING COMMITTEE 9/17/07, REPORTED OUT ON, PLACED ON 2ND READING AND RECOMMENDED FOR ADOPTION 10-1-07) (Pg. 11)

Motion by Ms. Antonio, seconded by Mr. Seelie, to adopt Ordinance No. 85-07.
Motion adopted. All members voting yea.

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

6. Communication from Councilmember Antonio regarding Schoolchildren's Decorated Windows of Detroit Avenue a Treat for Lakewood. (Pg. 13)

Motion by Ms. Antonio, seconded by Mr. Demro, to receive and file the communication.
Motion adopted. All members voting yea.

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7. Communication from Councilmember Dever regarding Lake Road Safety. (Pg. 16)

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

Motion adopted. All members voting yea.

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8. Communication from Finance Director Pae regarding Global Tel Link Agreement. (Pg. 18)

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

Councilmember Madigan asked how much money is involved in inmate telephone communication, and the timeline involved.

Law Director Corrigan indicated that this was revealed 4-5 weeks ago and have since been researching the issue. He indicated that AT&T is out of the pay phone business. Referencing a 10/31 deadline but that the phone were still working. Wanted approval from Council to enter into agreement. Can walk inmates to front desk if necessary for now.

Mr. Butler indicated that the justification for suspending the rules was contingent on the recommendation of AT&T. He suggested that choosing vendors required further review in

Law Director Corrigan agreed this would be the acceptable avenue.

Councilmember Madigan indicated that as long as the due process of the prisoner was not an issue she too would rather not pass the Ordinance that night. Chief Malley indicated that this issue was separate from the required phone call provided a person who is arrested.

Councilmember Demro indicated that he was also in favor of referring the matter to Committee to ask about the legal obligations to provide this service to inmates and the costs.

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

Mr. Dever asked also to look at other contractors to provide the service. He asked if it was possible to have that work started before the Committee Meeting.

Councilmember Madigan indicated Cuyahoga County was going through similar circumstances and that people there would have information on this.

Motion adopted. All members voting yea.

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9. **ORDINANCE NO. 92-07** – 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 Director of Finance, to enter into a contract with Global Tel Link Corporation, for service of the inmate telephone located in the Jail, in accordance with the Administrative Code of the City of Lakewood. (Pg. 19)

Motion by Mr. Seelie, seconded by Ms. Antonio, to place Ordinance No. 92-07 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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10. Communication from Mayor George regarding Medicare. (Pg. 20)

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

Motion adopted. Five members voting yea.

Mr. Demro abstains.

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11. **RESOLUTION NO. 8212-07** – A RESOLUTION in support of the continuation and strengthening of traditional Medicare. (Pg. 21)

Motion by Mr. Seelie, seconded by Mr. Dever, to adopt Resolution No. 8212-07.

Motion adopted. Five members voting yea.

Mr. Demro abstains.

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12. Communication from Finance Director Pae regarding Formation of an Audit Committee. (Pg.22)

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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13. **ORDINANCE NO. 93-07** – AN ORDINANCE to create a new Chapter 159, City of Lakewood Audit Committee in order to provide independent review and oversight of the City’s financial reporting processes, internal controls, and independent auditor’s comments. (Pg. 23)

Motion by Mr. Seelie, seconded by Ms. Antonio, to place Ordinance No. 93-07 on 1st Reading and refer it to the Finance Committee.

There was a statement of agreement between Councilmember Butler and Law Director Corrigan that a separate Chapter must be referenced in the Ordinance to avoid duplication from previous ordinance language.

Motion adopted. All members voting yea.

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Council President Seelie recognizes Boy Scout Troop # 512.

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Motion by Mr. Seelie, seconded by Mr. Demro, to adjourn the meeting.
Motion adopted. All members voting yea.
Meeting adjourned 8:42 PM.

Approved:_____

President

Clerk