

**MINUTES  
OF THE  
REGULAR MEETING OF  
LAKEWOOD CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
12650 DETROIT AVENUE  
APRIL 21, 2008  
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:42 PM by President Dever.

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Present: Councilmembers Nickie J. Antonio, Thomas Bullock, Kevin Butler, Michael W. Dever, Mary Louise Madigan, Brian E. Powers, Michael Summers.

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Also Present: Mayor FitzGerald, Law Director Hurley, Finance Director Pae, Fire Chief Mroz, Police Chief Malley, Human Services Director Buckon, Acting Public Works Director Strong, Planning & Development Director Kelly, Building's Fitzgerald, Human Resources Director Yousefi.

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Motion by Mr. Dever, seconded by Ms. Madigan, to approve the minutes of Regular Meeting of Council held April 7, 2008, without the necessity of a reading.

Motion adopted. All members voting yea.

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

1. Committee of the Whole Report regarding Ordinance 48-08 – Agreement with Cuyahoga County for Public Health Services. Ordinance No. 105-07 – Zoning Code Amendment to Include Historic Preservation Districts. Ordinances Nos. 27, 28, and 29-08 regarding purchasing, vacating, rezoning Public Land for School Facilities Project, and Ordinance 43-08 – Amending Zoning Code to regulate Residential Wind Turbines (to be provided)

Mr. Dever submitted the following report:

Dear Members of Council, on Thursday April 17<sup>th</sup>, the Committee of the Whole met to discuss the following Ordinances:

Ordinance 48-08, an Agreement with Cuyahoga County for Public Health Services was discussed with members also with Director Buckon in attendance and the Cuyahoga County Health Commissioner Terry Allan along with others from the County Health Department. Questions were raised and discussed regarding the Health Departments ability to absorb Lakewood into the system as well as transition time, response time and responsibilities the county would take over. The Committee ultimately unanimously agreed to amend the amount of the Agreement which was originally \$203,926.00 to \$228, 777.

The next item discussed was Ordinance 105-07, Amending the Zoning Code to include Historic Preservation Districts and Historic Properties. At this time we've tabled that issue and we will be revisiting it inside the next couple of weeks. The next item on our agenda was Ordinance 43-08. and that was to amend Ordinance No. 91-95 which is the Zoning Code of the Codified Ordinances of the City of Lakewood to regulate Residential Wind Turbines. In the interest of "going green" and the desire to make Lakewood a model city at the forefront of this issue, this ordinance would allow the Planning Commission to review applications for a residential wind turbine on a case-by-case basis. There were issues addressed in Committee and Councilman Butler got together with our Planning Director to discuss some of those issues and Councilman, I don't know if you'd like to expand on any of those changes that were made.

Councilmember Butler. Thank you, Mr. Chair. After we, and I believe the Chair is going to indicate that we voted to place that ordinance without any changes on tonight's docket for third reading but between then and now as the Chair indicated I spoke with the Law Director and the Planning Director about potentially a conflict between the changes that we were proposing to the Zoning Code with respect to residential wind turbines and the potential need for the Board of Zoning Appeals to hear requests for substantial variances from height restrictions. We had some discussions, the three of us, the Law Director, the Planning Director and I about whether or not it made sense right now to further revise Ordinance 91-95. We decided that the only revision that would make sense at this time would be simply to define residential wind turbines and with the generous help of the Planning Director we have before us tonight a substitute ordinance that will follow. I'll be asking or the Chair will be asking that we substitute the ordinance before us for the one that's on the docket which would include this new definition for wind turbines. That's the only change at this point and if there are further changes needed to the Zoning Code to assist residents with putting residential turbines, of course under the ambit of the entire Zoning Code, we may have to make those changes somewhere down the line. Thank you.

Mr. Dever: Thank you, Councilman. The final item discussed were Ordinances 27, 28 and 29-08. This was the sale of a small parcel of land behind Lakewood High School, to vacate that property so that Lakewood High School could go through its expansion. This would include rezoning of current Lakewood High School property to a Planned Development zoning classification. The Committee recommended the ordinance be placed on 3<sup>rd</sup> reading and recommends adoption also this evening.

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

Mr. Dever indicated that each of the ordinances would be read separately and that Directors Buckon and Kelly may have more to add. He also indicated that Terry Allen from the Cuyahoga County Board of Health was also present at the meeting.

On the motion to receive and file the oral report.

Motion adopted. All members voting yea.

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2. **ORDINANCE NO. 48-08** - 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, on behalf of the City, 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 Two Hundred Three Thousand Nine Hundred Twenty Six Dollars (\$203,926.00). (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 4/7/08) (Pg.6)

Motion by Mr. Mr. Dever, seconded by Ms. Antonio, so substitute Ordinance No. 48-08 to read \$228,777.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers

Nays: None

Motion adopted. Ordinance Substituted.

Motion by Mr. Dever, seconded by Ms. Madigan, to adopt Ordinance 48-08.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers

Nays: None

Motion adopted.

Human Services Director Buckon indicated the programs that will be transferred immediately included environmental health licensing programs, pool inspection, jail inspection, vector control, west nile virus. She indicated that they would not be doing local Code enforcement, solid waste, vital statistics, jail inmate health, occupational medicine. She indicated the County would also provide a communicable disease follow-up immunization program, that the City was working with the County to coordinate at least one immunization program in Lakewood and other childhood services.

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3. **ORDINANCE NO. 105-07** – AN ORDINANCE to amend Ordinance 91-95 the Zoning Code of the Codified Ordinances of the City of Lakewood. (*Include Historic Preservation Districts and Properties in Zoning Code*) (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 12/17/07, 2<sup>ND</sup> READING 1/7/08) (Pg. 8)

Motion by Mr. Dever, seconded by Ms. Antonio, to defer action on this item.

Motion adopted. All members voting yea.

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4. **ORDINANCE NO. 27-08** – AN ORDINANCE authorizing the Mayor or his designee to enter into a Real Property Sale Agreement with Board of Education of the Lakewood City Schools and **to receive One dollar (\$1.00) for the sale of permanent parcel 314-11-052 located on Franklin Boulevard** Lakewood, Ohio. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 3/3/08, 2<sup>ND</sup> READING 3/17/08) (Pg. 17)

Motion by Mr. Dever, seconded by Ms. Madigan, to adopt Ordinance No. 27-08.  
Motion adopted. All members voting yea.

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5. **ORDINANCE NO. 28-08 – AN ORDINANCE to vacate a portion of the public right-of-way on Robinwood Avenue** in the City of Lakewood, Ohio. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 3/3/08, 2<sup>ND</sup> READING 3/17/08) (Pg.19)

Motion by Mr. Dever, seconded by Mr. Butler, to adopt Ordinance No. 28-08.  
Motion adopted. All members voting yea.

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6. **ORDINANCE NO. 29-08 – AN ORDINANCE to amend Section 1105.01 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 **14100 Franklin Boulevard, Lakewood High School**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE COMMITTEE OF THE WHOLE 3/3/08, 2<sup>ND</sup> READING 3/17/08) (Pg.22)

Motion by Mr. Dever, seconded by Ms. Madigan, to adopt Ordinance No. 29-08.  
Motion adopted. All members voting yea.

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7. **ORDINANCE NO. 43-08– AN ORDINANCE to amend Ordinance 91-95, the Zoning Code of the Codified Ordinances of the City of Lakewood. (*Residential wind turbines*)** PLACED ON 1<sup>ST</sup> READING AND REFERRED TO THE COMMITTEE OF THE WHOLE 3/17/08, 2<sup>nd</sup> READING 4/7/08)(Pg. 25)

Motion by Mr. Butler, seconded by Mr. Dever, to substitute Ordinance No. 43-08.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers  
Nays: None  
Motion adopted. Ordinance substituted.

Motion by Mr. Dever, seconded by Ms. Antonio, to adopt Ordinance No. 43-08.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers  
Nays: None  
Motion adopted. Ordinance No. 43-08 adopted as substituted.

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8. Housing Committee Report regarding Ordinance Nos. 50-08 & 51-08; HOME Program & Lakewood Home Foreclosures (To Be Provided)

Ms. Madigan submitted the following report:

The Housing Committee met Monday, April 14, 2008. The meeting was called to order at 6:00 p.m. Present were Committee members Mary Louise Madigan, Mike Summers, Ed Fitzgerald from the Building Department, Mary Leigh from the Department of Community Development, Mark Wiseman the Manager of the Cuyahoga County Office of Foreclosure Prevention, and two members of the public.

Mr. Wiseman presented data, resources and ideas for Lakewood to develop a strategy to combat the effects of abandoned and foreclosed properties. Mr. Wiseman works with Treasurer Jim Rokakis, the County Commissioners, the Court of Common Pleas, the Sheriff and numerous municipalities to identify and track properties either at risk or in the process of foreclosure and demand a response from the owner or lending institution so the property maintained in a responsible manner. He shared tools and possible legal remedies Lakewood can take advantage of as we work to implement a comprehensive plan for protecting and strengthening Lakewood's aging housing stock.

Based on the information presented, the Committee submits the following recommendations to the Mayor and Building Department:

1. Use the web sites maintained by the Cuyahoga County Clerk of Courts, the Cuyahoga County Sheriff and Safeguard, Inc. to track, by permanent parcel number, all properties in the foreclosure process. This information will allow us to identify the current owner, usually a bank, and hold that individual or organization accountable to Lakewood's standards and expectations.
2. Develop a letter directed to the property owner/lender putting them "on notice" that they are legally recognized as the responsible party and will be held accountable to our local ordinances. Using an Affidavit of Fact links all liens and assessments of one property.
3. Write to County elected officials on behalf of the citizens of Lakewood requesting that they continue to work together to align their offices' strategies to promote a comprehensive, multi-disciplinary approach to abandoned and foreclosed properties.
4. Meet with Cleveland Municipal Judge Ray Pianka to learn how to apply the "Unclean Hands Doctrine" to Lakewood. The Doctrine allows the Courts to preclude lenders from selling one property through the Sheriff's auction if they are neglecting other properties they own in our community. The institutions would have to repair and maintain all their Lakewood properties before they are allowed to sell.
5. Develop a "triage" process for neglected, abandoned or foreclosed properties that uses all resources to force the maintenance of properties. A clear set of action steps sets expectations for both the owner and the neighborhood and empower our Housing Inspectors and other departments to use available resources, or to tell us what else they need.

These recommendations are intended to provide our Housing Department with more tools to demand accountability from all too often absent owners and elusive lenders. This is by no means a complete list of suggestions.

The Committee will meet monthly with the Building Department to monitor these issues.

The Committee recommends the approval of ordinance no. 50-08, amending and restating the agreement with the Cuyahoga Housing Consortium regarding the HOME program. This is a regular renewal of the agreement, required every three years.

The Committee recommends the approval of ordinance no 51-08 authorizing the Director of Planning and Development to enter into an amendment to an agreement with the Board of Cuyahoga County Commissioners for the reimbursement of the City of Lakewood's cost in administering the HOME Program in an amount not to exceed \$11,629.00.

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

Motion adopted. All members voting yea.

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9. **ORDINANCE NO. 50-08** – AN ORDINANCE authorizing the Mayor, on behalf of the City, to enter into the FY2008-2011 Amended and Restated Agreement with the Cuyahoga County Housing Consortium for the administration of the Lakewood HOME Program and to authorize additional routine renewals of the agreement to incorporate only those changes mandated by the US Department of Housing and Urban Development (HUD). (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE HOUSING COMMITTEE 4/6/08) (Pg.32)

Motion by Mr. Dever, seconded by Ms. Madigan, to suspend the rules requiring this ordinance be read on three separate days and placing Ordinance No. 50-08 on final reading.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers

Nays: None

Motion adopted. Rules suspended.

Motion by Mr. Dever, seconded by Ms. Madigan, to adopt Ordinance No. 50-08.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers

Nays: None

Motion adopted. Ordinance 50-08 adopted.

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10. **ORDINANCE NO. 51-08** - 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 Director of Planning and Development to enter into an Amendment to an Agreement with the Board of Cuyahoga County Commissioners for the reimbursement of the City of Lakewood's cost in administering the HOME Program in an amount not to exceed \$11,629.00. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO HOUSING COMMITTEE 4/6/08) (Pg.34)

Motion by Mr. Dever, seconded by Ms. Madigan, to suspend the rules requiring this Ordinance be read on three separate days and placing Ordinance No. 51-08 on final reading.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers  
Nays: None  
Motion adopted. Rules suspended.

Motion by Mr. Dever, seconded by Ms. Antonio, to adopt Ordinance No. 51-08.

Yeas: Antonio, Bullock, Butler, Dever, Madigan, Powers, Summers  
Nays: None  
Motion adopted. Ordinance No. 51-08 adopted.

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11. Liquor Permit Application for a new D1 permit classification to Donatos Pizzeria, 18100 Detroit Avenue. (deferred 4/7/08)(Pg.36)

Motion by Mr. Dever, seconded by Ms. Antonio, to remove the item from the agenda.

Mr. Bullock indicates that Donatos provided a letter withdrawing their application for the permit.

Motion adopted. All members voting yea.

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12. **ORDINANCE NO. 49-08** - 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, temporarily suspending the employment benefits granted in Section 149.07, Longevity Compensation, of the Codified Ordinances of the City of Lakewood for the remaining of the 2008 calendar year. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 4/7/08)(Pg.36A)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 49-08 on 2<sup>nd</sup> Reading and refer back to the Finance Committee.

Councilmember Antonio asked for clarification on the wording "temporary" in the ordinance indicating that it posed future questions including – if it would mean payments

would need to be made retroactively if the practice started again, and at what date would it start, if it would automatically renew. Ms. Antonio also indicated that her impression was that it would go from here forward.

Mayor FitzGerald responded that the wording is normally temporary until it is superceded. He stated he supposed a future mayor could reinstitute the ordinance but that he did not think that would be realistic. He said he was assuming that it wasn't coming back. He indicated that it could be sent to committee and be re-worded.

Councilmember Butler indicated that rather than send the item to the Committee that it would be something for the Finance Director or the Law Director to pay attention to as the 2008 draws to a close. He said that the language of the ordinance does indicate that it's suspended just for the remainder of this year. He said that if that's not the intention of the Administration that the ordinance should be revisited. He said he wouldn't want some sort of action against the City to pay something it didn't anticipate paying.

On the motion to place on 2<sup>nd</sup> Reading and refer back to the Finance Committee.

Motion adopted. All members voting yea.

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

13. Communication from Council President Dever regarding EMS Commission & Lakewood Community RELATIONS Advisory Commission Appointments. (Pg.37)

Motion by Mr. Dever, seconded by Ms. Antonio, to receive, file and refer the communication to the Committee of the Whole.

Motion adopted. All members voting yea.

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14. **RESOLUTION NO. 8254-08** - 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, appointing \_\_\_\_\_ to the Emergency Medical Services Commission for the full two-year term beginning \_\_\_\_\_, 2008 and ending \_\_\_\_\_, 2010. (Pg. 38)

Motion by Mr. Dever, seconded by Ms. Antonio, to refer Resolution No. 8254-08 to the Committee of the Whole.

Motion adopted. All members voting yea.

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15. Communication from Councilmember Madigan regarding Clarification on Relationship between City and Schools regarding Recreation. (Pg. 39)



Motion by Ms. Madigan, seconded by Ms. Antonio, to receive, file and refer the communication to the Committee of the Whole.

Motion adopted. All members voting yea.

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16. Communication from Law Director Hurley regarding Easement Agreement with AT&T for Placement of a Project Lightspeed Box. (Pg.40)

Motion by Mr. Dever, seconded by Ms. Madigan, to receive, file and refer the Communication to the Committee of the Whole.

Mayor FitzGerald commented that he thought there would be an appropriate opportunity to address concerns regarding the AT&T Lightspeed boxes indicating there were complicated legal questions regarding the City's rights. He indicated that discussion was needed to address what original promises were made by AT&T regarding placement and size of the boxes and also the landscaping surrounding the boxes.

Councilmember Bullock indicated that he supported an opportunity for a discussion to identify more or less accountability. He indicated if the City could not outright deny the installation that it could still draw the attention of AT&T through the deliberative process.

To receive, file and refer to the Committee of the Whole.

Motion adopted. All members voting yea.

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17. **ORDINANCE NO. 52-08** - 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 on behalf of the City of Lakewood to enter into agreements necessary to grant an Exclusive Easement and a Non-Exclusive Easement to The Ohio Bell Telephone Company, d/b/a AT&T Ohio, for placement of and access to equipment used in the transmission of signals used in the provision of communication, video and /or information services on property located at 1422 Belle Avenue. (Pg.45)

Motion by Mr. Dever, seconded by Ms. Antonio, to place Ordinance No. 52-08 on 1<sup>st</sup> Reading and refer it to the Committee of the Whole.

Councilmember Antonio spoke indicating that she learned that 1422 Belle was part of the Hospital Property. She stated that she was very happy to open up discussion as she had complaints from residents and that she has been appalled by the size and lack of landscaping and also the number of boxes that have sprouted in groupings. She said that she felt that this was like nothing Council was told it was going to be. She said that this would be an appropriate way of having a discussion and dialogue.

Councilmember Butler asked Mr. Fillar from the Building Department if there were more boxes being proposed for the City. He asked if there was a number of boxes being proposed and how many have already gone up.

Councilmember Dever indicated that he believed 46 were to be erected per the original communications.

Councilmember Butler indicated that a map was provided by AT&T attorneys and that he was seeing boxes going up in places that were not on the map and would like to find out what is happening and looked forward to speaking with Commercial Building Representative Russell.

A resident indicated that one AT&T box obstructed the view of the bus shelter.

Motion to place on 1<sup>st</sup> Reading and refer the item to the Committee of the Whole.  
Motion adopted. All members voting yea.

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18. Communication from Acting Public Works Director Strong regarding ODOT PID 82793; Cuy-Lakewood Signals (Phase 1) *Upgrading traffic signals along Clifton Boulevard and West Clifton Boulevard.* (Pg. 47)

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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19. **ORDINANCE NO. 53-08** - AN EMERGENCY ORDINANCE committing the City of Lakewood to participate in the upgrade and interconnection in the traffic signals along Clifton Boulevard (U.S. 6) and West Clifton Boulevard (S.R. 237) in the City of Lakewood with the Ohio Department of Transportation. (Pg. 48)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 53-08 on 1<sup>st</sup> Reading and refer it to the Public Works Committee.

Councilmember Butler asked about the location of the signal at Clifton Blvd and Lake Rd as the streets may appear to intersect at two different spots.

Mr. Dever indicated that his understand was that it would be about 100 feet from West Clifton. Mr. Butler asked if the signal would be removed and Mr. Dever responded that the signal was going to be paid at 100% City cost because the Ohio Department of Transportation, through their traffic manual determined that it is unwarranted and declined funding.

Mr. Bullock asked why a traffic light would cost as high as \$100,000.

On the motion to receive and file.

Motion adopted. All members voting yea.

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20. Communication from Fire Chief Mroz regarding Authority to Sell Three (3) Obsolete Defibrillators and Use the Proceeds to Upgrade Two (2) Defibrillators. (Pg.51)

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

Motion adopted. All members voting yea.

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21. **RESOLUTION NO. 8355-08 (8255-08)**- AN EMERGENCY RESOLUTION authorizing the Mayor as Director of Public Safety to sell three (3) obsolete defibrillators to Foremost Equipment for a total of Six Thousand Dollars (\$6,000) and use the proceeds to upgrade two (2) defibrillators. (Pg. 52)

Motion by Mr. Dever, seconded by Ms. Antonio, to adopt Resolution No. 8355-08.

Motion adopted. All members voting yea.

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22. Communication from Mayor FitzGerald regarding Mayoral Appointment to the City of Lakewood Audit Committee. (Pg.54)

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

Motion adopted. All members voting yea.

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23. Communication from Mayor FitzGerald regarding Mayoral Appointments to the Keep Lakewood Beautiful Board. (Pg.55)

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

Motion adopted. All members voting yea.

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24. **RESOLUTION NO. 8356-08 (8256-08)** – A RESOLUTION approving the nomination and appointment, by Mayor FitzGerald, of Luke Weiss and Marlene Kobzowicz as members of the Keep Lakewood Beautiful Board for a three year term, commencing immediately and ending December 31, 2010. (Pg.56)

Motion by Mr. Dever, seconded by Ms. Madigan, to adopt Resolution No. 8356-08.

Motion adopted. All members voting yea.

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25. Communication from Police Chief Malley regarding the introduction of Part-Time Police Officers to the City of Lakewood. (Pg. 57)

Motion by Mr. Dever, seconded by Mr. Butler, to receive, file and refer the communication to the Committee of the Whole.

Motion adopted. All members voting yea.

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26. **ORDINANCE NO. 54-08** 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, to enact new Section 135.15, Part-Time Police Officers within the Codified Ordinances of the City of Lakewood for the purpose of creating the position of Part-Time police officer (Pg. 58)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 54-08 on 1<sup>st</sup> Reading and refer it to the Committee of the Whole.

Councilmember Antonio referenced a constituent who asked about the ability of the City to hire part-time police in light of union contracts.

Mayor FitzGerald indicated the practice was not prohibited by contract but that it was necessary to negotiate the effects. He indicated that if used in a way that impacted full-time police officers' responsibilities a dispute could result. He related the importance cooperation and understanding were in negotiations and the primary reasons the Administration wanted to have talks before there any public announcement. He indicated the Administration met in January with the FOP and continue to have meetings with union representatives about the way these officers need to be used. He relayed that there was no significant opposition to the proposal due in part that no part-time officers would be used to replace full-time officers. He communicated that the idea was to use part-time officers to free full-time officers from mundane, time consuming duties. He said this was preventing officer from being on the street, impacting police visibility. He provided an example of prisoner transport where two officers were placed out of commission because of several hours spent transporting a prisoner to Lake or Geauga County. He said this didn't prohibit part-time officers' interaction with the public but the idea was to support part-time interaction too. He said the negotiations with the FOP were ongoing and had been very positive.

On the Motion to place on 1<sup>st</sup> Reading and refer to the Committee of the Whole.

Motion adopted. All members voting yea.

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27. **ORDINANCE NO. 55-08** 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 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 (Pg. 61)

Motion by Mr. Dever, seconded by Ms. Madigan, o place Ordinance No. 55-08 on 1<sup>st</sup> Reading and refer it to the Committee of the Whole.

Motion adopted. All members voting yea.

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Motion by Mr. Dever, seconded by Ms. Antonio, to adjourn the meeting.

Motion adopted. All members voting yea.

Meeting adjourned at 9:15 PM.

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

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President

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Clerk