

**MINUTES
OF THE
REGULAR MEETING OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
MARCH 2, 2009
7:30 P.M.**

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

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

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Also Present: Mayor FitzGerald, Finance Director Pae, Police Chief Malley, Fire Chief Mroz, Human Services Director Buckon, Law Director Hurley, Public Works Director Beno, Building Representative Fitzgerald, Planning & Development Director Kelly.

Motion by Mr. Dever, seconded by Ms. Madigan, to defer the Minutes of the Regular Meeting of Council held February 17, 2009.

Motion adopted. All members present voting yea.

1. Committee of the Whole Report regarding Outdoor, Seasonal Dining. (To Be Provided)

Mr. Dever submitted the following report:

#1 COW Report regarding Outdoor Seasonal Dining – Michael Dever

This evening Council met concerning ordinance 70-07 concerning outdoor seasonal dining. This ordinance was first referred back in October of '07 to the Planning Commission. In turn the Planning Commission had acted on it and then were referred it to the Housing Committee back in the summer of last year. The ordinance was refined even further there. Then in turn the ordinance came before this body and we referred it to the Committee of the Whole. With that being said, I'm going to turn it over to Councilman Butler to give us some brief input of what took place in the Committee of the Whole. Councilman.

Mr. Butler: Thank you Mr. Chair. The Committee of the Whole deliberated over some additional, very minor, drafting changes to the ordinance. It should be noted that the ordinance provides for a smoother process for restaurants that are applying for outdoor dining facilities in the City of Lakewood. For the first time, including using public property, City property, for some of those outdoor dining facilities such as public sidewalks. We're very excited about the ordinance. We made some very minor drafting changes, a few very minor substantive changes and the Committee of the Whole voted unanimously this evening to place this ordinance on third reading this evening and recommend its adoption. If there's anything else, I'll defer back to the Chair.

Dever: Thank you. Councilwoman Antonio.

Ms. Antonio: Yes. Thank you. I brought this issue up a number of years ago and it was first referred to the Planning Commission because, actually, one of our restaurant owners, from El Tango Taqueria, had requested the ability to put a table and chairs in front of his restaurant and that led us down the road, a very long road, with a lot of twists and turns in terms of how exactly the best way was to deal with this. As Councilman Butler said, to really come up with an ordinance that encouraged the opportunity to do

this for restaurant owners but also really takes into account consideration for neighborhoods, consideration for being good members of the community and gives conditional use to those restaurants and establishments that would like to have some outdoor dining in the public right of way, during, it's seasonal, during the nice weather, to really get some excitement going on on the street, on the sidewalk, in front of the establishments. I really want to thank the members of the Planning Department, Nate Kelly has really been very helpful and the crew. I know Drew was involved with this as well, in terms of clarifying the best ways to go forward. It's also going to be in their hands to work on the conditional uses with the Planning Commission so that we can really stay on top of having the presentation be the best for our community. I'd also like to thank Councilman Butler for his work on making sure that the ordinance is clear so that while it 's...we're saying to folks we want them to do this, we want them to consider this, we also need to be as responsible as possible and it's very clear how they proceed. It took a long time but I think we have a really good ordinance and I'm very happy for collaborative work that we had. Thank you.

Motion by Mr. Dever, seconded by Ms. Madigan, to receive and file the report.
Motion adopted. All members voting yea.

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2. Planning Commission Report regarding Updates to the Outdoor Dining Ordinance. (Pg. 8)

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

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3. **ORDINANCE NO. 70-07** – AN ORDINANCE to amend the Zoning Code of the City of Lakewood to incorporate sidewalk dining into the current provisions for Outdoor/Seasonal Dining. (**PLEASE SUBSTITUTE** FOR ORDINANCE NO. 70-PLACED ON 1ST reading and Referred to the Housing Committee 9/4/07, 2nd Reading 1/20/09, Reported Out of Housing Committee & Referred to Committee of the Whole 2/2/09) (Pg. 9)

Motion by Mr. Dever, seconded by Mr. Butler, to substitute Ordinance No. 70-07.

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

Nays: None

Motion adopted. All members voting yea.

Motion y Mr. Dever, seconded by Ms. Antonio, to adopt Ordinance No. 70-07.

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

Nays; None

Motion adopted. Ordinance No. 70-07 adopted as substituted.

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4. Public Works Committee Report regarding Ordinance No. 96-08. (To Be Provided)

Mr. Dever submitted the following report:

#4 Public Works Committee Report regarding Ordinance 96-08 – Michael Dever

Dear Members of Council, this evening we had met concerning ordinance 96-08 which is an exclusive and non-exclusive easement for AT&T to place a cabinet down at the southeast corner of Lakewood Park, approximately 30' in from the sidewalk on the southeast corner of the Park. The City's Law Department and AT&T worked out this arrangement. Typically these boxes were placed on the treelawns as we noticed all of them, there's about 45 of them throughout the City right now. This

easement that has been worked out from our administration and AT&T places this box 30' within the Park in an area where there's not too much activity, I guess, going into the park. There's not too much foot traffic. The Council had some questions about the placement of the box, about some of the concerns about possible emissions coming off the box close to a neighbors house and also about putting some landscape screening around the box when it is in the park. A representative from AT&T had attended the meeting and provided some clarification on the box and any problems that we might have thought would have been with the box but it turned out there isn't any serious problems with it. Ultimately the Council agreed that we should enter into this easement with AT&T.

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

Motion adopted All members voting yea.

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5. **ORDINANCE NO. 96-08** – 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 14532 Lake Avenue, Lakewood, Ohio. (PLACED ON 1ST READING & REFERRED TO THE PUBLIC WORKS COMMITTEE 12/1/08, 2ND READING 12/15/08) (Pg. 13)

Motion by Mr. Dever seconded by Mr. Butler, to adopt Ordinance No. 96-08.

Motion adopted. All members voting yea.

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6. Public Works Committee Report regarding Phasing Out Antiquated Fire Alarm System – Gamewell. (To Be Provided)

Mr. Dever submitted the following report:

#6 Public Works Committee Report regarding Phasing Out Antiquated Fire Alarm System – Gamewell – Michael Dever

Dear members of Council, the Public Works Committee met also this evening concerning the Gamewell system, which is the automated alarm system that is in the City. Over the last few budget cycles we have been discussing the Gamewell system which is somewhat antiquated. It's been in use in the community now for, I'm not sure, over 50 years I'm sure. It is strung throughout the community just on the main arteries right now by wires along the telephone poles. We are the only community in this area that is still utilizing this type of technology and we figure it's time to move forward into the 21st century with a new system. There is approximately 14 buildings that are, within our community that still utilize this type of fire monitoring equipment. The intent of this notification is to get, to get the notification out to people to let them know that we are going to be changing over to possibly a digital type of alarm system. I don't know if the Chief...do you have anything you would like to add to that? Chief Mroz.

Chief Mroz: Yes, thank you. As you had mentioned, this is an antiquated system we've had in place for about 50 years. There are really about 40 to 50 buildings that are tied in but only 14 of them require a supervised system by state law. So in closing down the system you want to give those properties ample time to (inaudible)

Dever: Thank you, Chief. Chief, on the time frame on this, you're hoping to completely eliminate his type of system within a calendar year?

Chief Mroz: Yes, that's correct. We'll be sending out letters of notification to all those businesses in those buildings. Our plan would be to give them approximately a year, until April 2010.

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

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7. Finance Committee Report regarding Note Ordinances. (Pg.15)

Motion by Mr. Dever, seconded by Ms. Madigan, to receive and file the report.
Motion adopted. All members voting yea.

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[PLEASE SUBSTITTUTE Ordinances Nos. 22-09, 23, 24, 26,, AND 27 (-09), that were placed on 1st Reading and Referred to the Finance Committee 2/2/09, 2nd Reading 2/17/09]

8. **ORDINANCE NO. 35-09** - - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$4,321,000, in anticipation of the issuance of bonds, for the purpose of retiring certain outstanding bond anticipation notes in the City issued to pay costs of various capital improvements, and declaring an emergency. (Pg. 16)

Motion by Mr. Dever, seconded by Mr. Butler, to place Ordinance No. 35-09 on 1st Reading.

Motion adopted. All members voting yea.

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9. **ORDINANCE NO. 22-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$310,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of (1) resurfacing and improving city-owned parking lots, (2) reconstructing the fuel tank bulk head in the Fire Department fuel island, (3) reconstructing, renovating and improving various City buildings and facilities, and (4) making capital improvements to the Serpentine Arena at Winterhurst ice rink, and declaring an emergency. (Pg. 66) (Pg. 20)

Motion by Mr. Dever, seconded by Mr. Summers, to substitute Ordinance No. 22-09.

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

Nays: None

Motion adopted. Ordinance substituted.

Motion by Mr. Dever, seconded by Mr. Butler, to adopt Ordinance No. 22-09 as substituted.

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

Nays; None

Motion adopted. Ordinance No. 22-09 adopted as substituted.

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10. **ORDINANCE NO. 23-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$850,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of (1) improving the Lakewood Park Shoreline by constructing and installing a stone facing to stabilize the shoreline slope and provide beach access in accordance with the Master Plan for Lakewood Park, and (2) improving City parks, and declaring an emergency. (Pg. 23)

Motion by Mr. Dever, seconded by Ms. Madigan, to substitute Ordinance No. 23-09.

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. 23-09 as substituted.

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

Nays; None

Motion adopted. Ordinance No. 23-09 adopted as substituted.

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11. **ORDINANCE NO. 24-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$60,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of the City's reforestation program, and declaring an emergency. (Pg. 28)

Motion by Mr. Dever, seconded by Ms. Madigan, to substitute Ordinance No. 24-09.

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 No. 24-09 as substituted.

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

Nays; None

Motion adopted. Ordinance No. 24-09 adopted as substituted.

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12. **ORDINANCE NO. 25-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$100,000, in anticipation of the issuance of

bonds, and the levy and collection of special assessments, for the purpose of paying the costs of the City's 2009 sidewalk program, and declaring an emergency. (Pg. 31)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 25-09 on 1st Reading and refer it to the Committee of the Whole.

Motion adopted. All members voting yea.

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13. **ORDINANCE NO. 26-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$920,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of improving streets by designing, renovating, and replacing traffic signals in the City, and declaring an emergency. (Pg. 36)

Motion by Mr. Dever, seconded by Ms. Madigan, to substitute Ordinance No. 26-09.

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 No. 26-09 as substituted.

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

Nays; None

Motion adopted. Ordinance No. 26-09 adopted as substituted.

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14. **ORDINANCE NO. 27-09** - 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, to provide for the issuance and sale of notes of the City in a maximum principal amount of \$1,635,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of improving certain streets in the City, and declaring an emergency. (Pg. 39)

Motion by Mr. Dever, seconded by Ms. Madigan, to substitute Ordinance No. 27-09.

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. 27-09 as substituted.

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

Nays; None

Motion adopted. Ordinance No. 27-09 adopted as substituted.

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15. Housing Committee Report regarding allowing backyard eggs. (To Be Provided)

Ms. Madigan submitted the following report:

The Housing Committee met Thursday, February 26th in the evening. Present were Housing Committee members Mike Summers and I also serve on the Housing Committee; I chair the Housing Committee. We were also joined by Councilman Bullock who introduced this ordinance. The Committee voted unanimously to postpone indefinitely.

Motion by Councilmember Madigan, seconded by Ms. Antonio to receive and file the report.

Mr. Bullock commented that the motion was to end deliberation on this particular form of the ordinance but there was an opportunity to continue deliberation on the idea. He stated that it was his hope to talk with people in the community on urban agriculture in general which included things like backyard eggs, but also community gardens.

To receive and file; :

Motion adopted. All members voting yea.

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16. Without objection from Council Item 16 was removed from the agenda.

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17. **ORDINANCE NO. 28-09** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members elected to Council, or otherwise to take effect and be in force after the earliest period allowed by law, to create a new Section 1777.02 of the Codified Ordinances of the City of Lakewood titled “Mandatory Recycling”. (PLACED ON 1ST READING & REFERRED TO THE PUBLIC WORKS COMMITTEE 2/17/09) (Pg.28)

Motion by Mr. Dever, seconded by Ms. Antonio, to place Ordinance No. 28-09 on 2nd Reading.
Motion adopted. All members voting yea.

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18. **ORDINANCE NO. 30-09** - AN EMERGENCY ORDINANCE establishing rates of admission to the Lakewood Municipal Swimming Pools located at Lakewood Park and Madison Park, and superseding Ordinance No. 9-02 adopted April 1, 2002 and all other ordinances inconsistent herewith. (PLACED ON 1ST READING & REFERRED TO THE COMMITTEE OF THE WHOLE 2/17/09) (Pg.51)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 30-09 on 2nd Reading.
Motion adopted. All members voting yea.

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19. **ORDINANCE NO. 31-09** - 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, committing the City of Lakewood to participate in the upgrade and interconnection in the traffic signals along Detroit Avenue (U.S. 6A) from Arthur Avenue to Ridgewood Avenue in the City of Lakewood with the Ohio Department of Transportation. (PLACED ON 1ST READING & REFERRED TO THE PUBLIC WORKS COMMITTEE 2/17/09)(Pg. 54).

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 31-09 on 2nd Reading.

Motion adopted. All members voting yea.

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20. Liquor Permit for a D5 transfer to Hospitality Holdings, Inc. 17014 Madison Avenue, from JJT Incorporated d/b/a Mullens of Letterfrack, same address. (DEFERRED 2/17/09) (Pg. 57)

Motion by Mr. Butler, seconded by Mr. Dever, to file no objection to this liquor permit application.

Motion adopted. All members voting yea.

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

21. Communication from Chief Malley regarding Resolution for University Hospitals Health System DUI Prevention Task Force Grant. (Pg. 58)

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

Motion adopted. All members voting yea.

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22. **RESOLUTION NO. 8330-09** – AN EMERGENCY RESOLUTION authorizing the Mayor, as Safety Director, to enter into agreements on behalf of the City to accept and expend grant funds, in an amount not to exceed \$1,264.02, from University Hospitals Health System/Rainbow Babies & Children’s Hospital for the purpose of providing saturation patrols to enforce speeding, running of red lights, seat belt/child restraint usage, youthful driver, school zone and DUI laws within the City of Lakewood. (Pg.59)

Motion by Mr. Dever, seconded by Ms. Antonio, to adopt Resolution No. 8330-09.

Motion adopted. All members voting yea.

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23. Communication from Police Chief Malley regarding Grant Elementary School Student Council Donation to K-9 Unit. (Pg. 68)

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. 8331-09** – AN EMERGENCY RESOLUTION authorizing the Mayor to accept, on behalf of the City of Lakewood, monies raised by Grant Elementary School Student Council in the amount of \$_____, to be used equally to support the Lakewood Police K-9 Unit and the Lakewood Animal Shelter (Pg. 69)

Motion by Mr. Dever, seconded by Ms. Antonio, to adopt Resolution No. 8331-09.

Motion adopted. All members voting yea.

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25. Communication from Human Services Director Buckon regarding Juvenile Diversion Program. (Pg. 71)

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

Motion adopted. All members voting yea.

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26. **RESOLUTION NO. 8332-09** – A RESOLUTION authorizing and directing the Mayor, or his designee, for and on behalf of the City of Lakewood to enter into an Agreement with the Cuyahoga County Juvenile Court to accept funds for the City’s Juvenile Diversion Program. (Pg. 72)

Motion by MR. Dever, seconded by Ms. Madigan, to adopt Resolution No. 8332-09.

Motion adopted. All members voting yea.

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27. Communication from Finance Director Pae regarding 2009 Capital Lease Authorization. (Pg. 73)

Motion by Mr. Dever, 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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28. **ORDINANCE NO. 32-09** - 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 authorize the Director of Finance to enter into Equipment Leases in forms approved by the Director of law on behalf of the City of Lakewood (“Lessee”). (Pg. 74)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 32-09 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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29. Communication from Finance Director Pae regarding 2009 1st Quarter Transfers. (Pg. 78)

Motion by Mr. Dever, 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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30. **ORDINANCE NO. 33-09** – 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 authorize the transfer and advance of certain funds. (Pg. 79)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 33-09 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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31. Communication from Finance Director Pae regarding March 2009 Appropriations Ordinance. (Pg. 81)

Motion by Mr. Dever, 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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32. **ORDINANCE NO. 34-09** – 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 establish appropriations for current expenses and other expenditures for the City of Lakewood, State of Ohio, for the fiscal year ending December 31, 2009. (Pg. 82)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 34-09 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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33. Communication from Finance Director Pae regarding 2009 Amended Capital Contracting Authority. (Pg. 95)

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

Motion adopted. All members voting yea.

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34. **ORDINANCE NO. 08-09A** - 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, amending Ordinance 08-09, adopted January 20, 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. 96)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 8-09A on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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35. **ORDINANCE NO. 09-09A** - 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, amending Ordinance 09-09, adopted January 20, 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 **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. 98)

Motion by Mr. Dever, seconded by Ms. Antonio, to place Ordinance No. 9-09A on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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36. **ORDINANCE NO. 12-09A** - 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, amending Ordinance 12-09, adopted January 20, 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. (Pg. 100)

Motion by Mr. Dever, seconded by Ms. Madigan, to place Ordinance No. 12-09A on 1st reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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37. **ORDINANCE NO. 17-09A** - 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 and be in force after the earliest period allowed by law, amending Ordinance 17-09, adopted January 20, 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 **Signs & Traffic 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. 102)

Motion by Mr. Dever, seconded by Ms. Antonio, to place Ordinance No. 17-09A on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

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

Motion adopted. All members voting yea.

Meeting adjourned 9:17PM.

Approved: _____

CLERK

PRESIDENT