

**MINUTES
OF THE
REGULAR MEETING OF
LAKEWOOD CITY COUNCIL
HELD IN COUNCIL CHAMBERS
12650 DETROIT AVENUE
MARCH 7, 2011
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:33 PM by Council President Madigan.

Present: Councilmembers, David Anderson, Thomas Bullock, Shawn Juris, Mary Louise Madigan, Ryan Nowlin, Brian Powers, Monique Smith,.

Also Present: Mayor Summers, Judge Patrick Carroll, Law Director Butler, Finance Director Pae, Public Works Director Beno, Police Chief Malley.

Motion by Ms. Madigan, seconded by Mr. Powers, to approve the Minutes of the Regular Meeting of Council held February 22, 2011 and the Special Meeting of Council held February 28, 2011.

Motion adopted. Six members voting yea.
Abstention. Mr. Anderson

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

1. Oath of Office David W. Anderson; Councilmember Ward 1.

Judge Carroll administered the formal oath of Office to Mr. Anderson.

Mayor Summers presented proclamations to five Eagle Scouts. Nick Gliha , Gerald Koenigsmark, Mathew Michel, Erik Plumer and Robert Zimmerman

2. Committee of the Whole Report regarding Council Leadership. (To Be Provided)

#2 COW Report regarding Council Leadership - Madigan

The Committee of the Whole met this evening at 6:30 to discuss the issue of Council leadership. As most of you know we've gone through quite a few changes in 2011 already. We have two new, wonderful council people and with the resignation of former Councilman Butler and his new position as Law Director, we had another opening in Ward 1, Lakewood's west end. So, we went through a very thorough and again very

open and deliberative process and as you know Councilman Anderson has just been sworn in. So, we had the opening of the Council presidency and then the vice presidency which we had to fill. Council moved and recommended that I, as Vice President, finish

up the year 2011 in the leadership role as Council President and the Councilman Powers fill out the role as Vice President through the end of 2011.

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

3. Elections for President and Vice President of Council.

Motion by Mr. Powers, seconded by Mr. Bullock, to elect Mary Louise Madigan as Council President:

Yeas: Anderson, Bullock, Juris, Madigan, Nowlin, Powers, Smith

Nays: None

Motion adopted. Mary Louise Madigan elected Council President.

Motion by Ms. Madigan, seconded by Mr. Bullock, to nominate Councilmember Powers as Vice President of Council.

Yeas: Anderson, Bullock, Juris, Madigan, Nowlin, Powers, Smith

Nays: None

Motion adopted. Mr. Powers elected Council Vice President.

4. Committee of the Whole Report regarding Planning Commission Appointment.
(To Be Provided)

Ms. Madigan provided the following report:

The Committee of the Whole met February 28, 2011 to interview those interested in serving on the Planning Commission. As many are aware Planning Commission Members are volunteers appointed to a six year term. They review requests for lot consolidations, lot splits, major and minor subdivisions, they make determinations of similar and conditional use. The Commission is also charged with the monumental task of making plans and proposals for specific improvements and projects that it deems desirable for the City.

Councilmembers were well aware of the importance of the Board and were overwhelmed with the outpouring of willing and qualified volunteers ready to fill it. Among those interviewed Council heard from an ex marine with a BS degree in Aerospace Management, an MA in National Security Affairs, a business owner with real estate

investor and developer experience, a practicing architect, a professional civil engineer, those with masters in Planning, Design and Development; Urban studies, transportation consultant, Vice Presidents of companies and were truly awestruck. All of the individuals were eager to serve the community they so lovingly described as their home.

Council's arduous task was to select one individual for this particular Board recognizing that those who had not been finally chose would more than likely be filling positions to other Boards when vacancies occurred. Many already stated that should they not be ultimately chosen they would still like to contribute their skills to making Lakewood as one interviewee stated, "the best it can be".

Among these Lakewood stars, Hannah Fritzman Belsito was selected as the person whose most recent work in the greater Cleveland along with her experience in similar areas most closely matched the present challenges Lakewood was facing. Council unanimously voted to recommend her this position.

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

5. **RESOLUTION NO. 8461-10** - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall take effect and be in force after the earliest period allowed by law to appoint to the Lakewood Planning Commission Hannah Fritzman Belsito for a full six-year term, ending December 31, 2016. (**PLEASE SUBSTITUTE FOR RESOLUTION NO. 8461-10 PLACED ON 1ST READING 12/6/10, DEFERRED 1/18/11, 2ND READING 2/7/11**). (Pg. 4)

Motion by s. Madigan, seconded by Mr. Powers, to substituted Resolution No. 8461-10.

Yeas: Anderson, Bullock, Juris, Madigan, Nowlin, Powers, Smith
Nays: None
Motion adopted. Resolution substituted.

Motion by Ms. Madigan, seconded by Mr. Powers, to adopt Resolution No. 8461-10.
Yeas: Anderson, Bullock, Juris, Madigan, Nowlin, Powers, Smith
Nays: None
Motion adopted. Resolution 8461-10 adopted as substituted.

6. **ORDINANCE NO. 6-11**- AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at lease 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. (**PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 2/22/11**) (Pg.5)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 6-11 on 2nd Reading.

Motion adopted. All members voting yea.

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

7. Communication from Councilmember Powers regarding Proposed Ordinance Allowing Leashed Dog-Walking in Lakewood Park and Kauffman Park. (Pg.7)

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

Motion adopted. All members voting yea.

8. **ORDINANCE NO. 7-11** – AN ORDINANCE to allow leashed dog-walking in Lakewood Park and Kauffman Park, and to codify certain rules, restrictions and prohibitions related thereto. (Pg.8)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 7-11 on 1st Reading and refer it to the Public Safety Committee.

Motion adopted. All members voting yea.

9. Communication from Mayor Summers regarding Appointments. (Pg.12)

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

Motion adopted. All members voting yea.

10. Communication from Finance Director Pae regarding \$2.1 million of City of Lakewood, Ohio 2011 Various Purpose General Obligation Bond Anticipation Notes. (Pg.13)

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

Motion adopted. All members voting yea.

11. Fiscal Officer's Certificate; \$1,238,000 Streets Improvements. (Pg.14)

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

Motion adopted. All members voting yea.

12. **ORDINANCE NO. 8-11** - AN ORDINANCE TO TAKE EFFECT IMMEDIATELY PROVIDED IT RECEIVES THE AFFIRMATIVE VOTE OF AT LEAST FIVE MEMBERS OF COUNCIL, OTHERWISE IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW, PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,238,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING ARLINGTON ROAD, LAKELAND AVENUE, LARCHMONT AVENUE, MADISON AVENUE, MORRISON AVENUE, OVERLOOK ROAD, WASCANA AVENUE AND OTHER STREETS LOCATED WITHIN THE CITY, BETWEEN CERTAIN TERMINI, BY RESURFACING, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. (Pg. 15)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 8-11 on 1st Reading and refer it to the Finance Committee.

Motion adopted. All members voting yea.

13. Fiscal Officer's Certificate. \$701,000 Detroit Road Traffic Signals (Pg. 22)

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

Motion adopted. All members voting yea.

14. **ORDINANCE NO. 9-11** - AN ORDINANCE TO TAKE EFFECT IMMEDIATELY PROVIDED IT RECEIVES THE AFFIRMATIVE VOTE OF AT LEAST FIVE MEMBERS OF COUNCIL, OTHERWISE IT SHALL TAKE EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY LAW, PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN A PRINCIPAL AMOUNT NOT TO EXCEED \$701,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING DETROIT AVENUE, BETWEEN CERTAIN TERMINI, BY PROVIDING NEW TRAFFIC

SIGNALIZATION, TOGETHER WITH ALL NECESSARY APPURTENANCES
THERE TO, AND DECLARING AN EMERGENCY. (Pg. 23)

Motion by Ms. Madigan, seconded by Mr. Powers, to place Ordinance No. 9-11 on 1st
Reading and refer it to the Finance Committee.
Motion adopted. All members voting yea.

15. Fiscal Officer’s Certificate. \$161,000 (Pg. 30)

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

Motion adopted. All members voting yea.

**16. ORDINANCE NO. 10-11 - AN ORDINANCE TO TAKE EFFECT
IMMEDIATELY PROVIDED IT RECEIVES THE AFFIRMATIVE VOTE OF
AT LEAST FIVE MEMBERS OF COUNCIL, OTHERWISE IT SHALL TAKE
EFFECT AND BE IN FORCE AFTER THE EARLIEST PERIOD ALLOWED BY
LAW, PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN A
PRINCIPAL AMOUNT NOT TO EXCEED \$161,000, IN ANTICIPATION OF
THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE
MUNICIPAL GARAGE VENTILATION SYSTEM, TOGETHER WITH ALL
NECESSARY APPURTENANCES THERETO, AND DECLARING AN
EMERGENCY. (Pg. 31)**

Motion by Ms. Madigan, to place Ordinance No. 10-11 on 1st Reading and refer it to the
Finance Committee.

Motion adopted. All members voting yea.

Mayor Summers provided an update on talk of an Edgewater Development.
Mayor Summers indicated the City was anxiously awaiting census data.
Resident spoke about community development commenting on a need for shoe and
clothing stores

Motion by Ms. Madigan, seconded by Mr. Powers, to adjourn the meeting.
Motion adopted. Meeting adjourned 8:12 PM.

Approved: _____

CLERK

PRESIDENT