

**MINUTES  
OF THE  
REGULAR MEETING  
OF  
LAKEWOOD CITY COUNCIL  
HELD IN COUNCIL CHAMBERS  
12650 DETROIT AVENUE  
DECEMBER 16, 2013  
7:30 P.M.**

Regular Meeting of the Lakewood City Council called to order at 7:34 PM by President Powers.

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

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Also Present: Mayor Summers, Law Director Butler, Finance Director Pae, Police Chief Malley, Fire Chief Gilman, Public Works Director Beno, Planning & Development Director Siley, Human Services Director Gelsomino, Human Resources Director Yousefi.

Reading and Disposal of the minutes of the Regular Meeting of Council held December 2, 2013. Motion by Mr. Powers, seconded by Ms. Madigan to approve the minutes without the necessity of a reading.

Motion adopted. All members voting yea.

Reports, legislation and communications from Members of Council, the Mayor and other City Officials.

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

1. Committee of the Whole Report regarding 1) bargaining agreements. 2) Procedural Review. (To Be Provided) Mr. Powers:

Dear members of Council,

The Committee of the Whole met this evening, moments ago to discuss two items 1) Our procedural agenda review 2) Three collective bargaining agreements that were before us. We moved into executive session, as permitted under state law to discuss items related to compensation of employees, which is very rare for us to do as Council. We almost never go into executive session. There are several highlights to the resolutions and the collective bargaining agreements that we will be deciding this evening. Procedurally, what happens is that Council can vote thumbs up or thumbs down on the collective bargaining agreements as negotiated. We cannot take a line-item approach to those. So we will vote this evening on those three collective bargaining agreements via resolution. The highlights of those collective bargaining agreements are that those employees will receive in each of those three units, a two percent increase in the year 2014, 2015, and 2016. The other highlight is that employees in those collective bargaining agreements will take on additional responsibilities to help pay

for the premiums and deductibles with respect to their healthcare. There are other changes specific to each collective bargaining agreement but those are the highlights. I think the importance for us as a community and certainly as a council is to say “thank you” to the Mayor and his team, to the Finance Director, the HR Director, and the Law Director for their diligence in negotiating (without the assistance of outside counsel by the way, saving the taxpayers of Lakewood money) these very fair agreements. Also, thank the members of the collective bargaining units for their participation in negotiation, and as always, for engaging in good-faith negotiation with us. We’ve come to, I believe, very fair agreements and agreements that appropriately reflect our commitment as a community to provide a fair and living wage to the people who spend their lives working with us as a community and in many cases risking their lives for us. We are happy that we are able to provide increases, albeit 2% and we are pleased that the members of the units have agreed to continue to help us control our healthcare costs.

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

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2. Communication from Law Director Butler regarding 2014-16 collective bargaining agreements, fire, paramedics and corrections officers. (Pg.7)

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

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3. **RESOLUTION NO. 8693-13** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, ratifying and authorizing the Mayor of the City of Lakewood, Ohio, to enter into a collective bargaining agreement with the Lakewood Association of Firefighters, IAFF Local 382, for a three-year period commencing January 1, 2014 and ending December 31, 2016. (Pg. 9)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Resolution No. 8693-13.  
Motion adopted. All members voting yea.

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4. **RESOLUTION NO. 8694-13** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, ratifying and authorizing the Mayor of the City of Lakewood, Ohio, to enter into a collective bargaining agreement with the Lakewood Paramedic Association for a three-year period commencing January 1, 2014 and ending December 31, 2016. (Pg. 11)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Resolution No. 8694-13.  
Motion adopted. All members voting yea.

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5. **RESOLUTION NO. 8695-13** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, ratifying and authorizing the Mayor of the City of Lakewood, Ohio, to enter into a collective bargaining agreement with the Ohio Patrolmen’s Benevolent Association Corrections Officer Unit for a three-year period commencing January 1, 2014 and ending December 31, 2016. (Pg. 13)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Resolution No. 8695-13.  
Motion adopted. All members voting yea.

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6. Finance Committee Report regarding Ordinance 33-13. (Pg.15)

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

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7. **ORDINANCE NO. 33-13** – AN ORDINANCE amend Section 149.14, Hospitalization Coverage for Employees, of the Lakewood Codified Ordinance, to make it consistent with existing city policy and to codify the provision of health care coverage for employees’ domestic partners and their children. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> READING 12/2/13) (Pg. 16)

Kyle Weigand – 2209 Richland

Mr. Weigand expressed support for the ordinance and its importance in educating the public. He expressed pride in being a Lakewood citizen. He is glad to live in a City that is continuously progressive and does the right thing. He acknowledged that there is still work to be done but that providing rights on the City-level is an effective strategy.

Steve Bennett – 12598 Clifton

Mr. Bennett thanked Council for passage of the ordinance. He has been a resident on and off for 60 years and has taught 30 years in the school district. He recounted 13 years ago when the same proposal was before Council. He remarked about the progress that has been made since and how nice it is to work with a Council that understands of the need for equality. He expressed interest in having the Stonewall Center partner with Council on issues in the future.

State Representative Nicki Antonio

Rep. Antonio expressed appreciation to Council for passage of the ordinance. She reflected on the changes over the past 13 years when the proposal was first brought forward. She remarked that people didn’t understand what an important part of the community lgbt people are. She noted that inequality motivated her to run for office. She expressed pride in Lakewood. She spoke about the work that the state must do to catch up on issues of equality. She thanked Council for raising the bar. She thanked Councilmember Smith and President Powers for their service.

Motion by Ms. Madigan, seconded by Mr. Powers, to adopt Ordinance No. 33-13.

Motion adopted. All members voting yea.

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8. Finance Committee Report regarding 2013 Year-End and 2014 Budget Ordinances, Resolution 8687-13; & Ordinance 26-13. Ms. Madigan, Chair. (TO BE PROVIDED)

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

Motion adopted. All members voting yea.

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9. **ORDINANCE NO. 26-13** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing the Mayor to enter into a lease agreement with Marcy Kaptur, a member of the U.S. House of Representatives, for the lease of a portion of the real property located at 16022 Madison Avenue, known as the Lawther Center, pursuant to Section 155.08 of the Codified Ordinances. (PLACED ON 1<sup>ST</sup> READING & REFERED TO THE FINANCE COMMITTEE 9/3/13, 2<sup>ND</sup> READING 9/16/13) (Pg. 18)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 26-13.

Motion adopted. All members voting yea.

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10. **ORDINANCE NO. 50-13** – AN ORDINANCE amending Section 905.14, Dogs with Blind, Deaf or Mobility Impaired Persons, of the Lakewood Codified Ordinances, to make it consistent with a similar provision within the Ohio Revised Code and remove conflicts with the Americans with Disabilities Act (ADA). (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE RULES & ORDINANCES COMMITTEE 11/18/13, PLACED ON 2<sup>ND</sup> READING & RECOMMENDED FOR ADOPTION 12/2/13) (Pg. 20)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 50-13.

Motion adopted. All members voting yea.

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11. **ORDINANCE NO. 66-12A** – An Ordinance to establish appropriations for current expenses and other expenditures of the City for the fiscal year ending December 31, 2013.(PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>nd</sup> 12/2/13) (Pg. 23)

Motion by Mr. Powers, seconded by Ms. Madigan, to substitute Ordinance No. 66-12A.

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

Nays: None.

Motion adopted. Ordinance No. 66-12A substituted.

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 66-12A as substituted.

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

Nays: None.

Motion adopted. Ordinance No. 66-12A adopted as substituted.

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12. **ORDINANCE NO. 34-13** – AN ORDINANCE authorizing the transfer and advance of certain funds. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>nd</sup> 12/2/13) (Pg. 36)

\*Blanket motion made after item 28

13. **ORDINANCE NO. 69-12C** – AN ORDINANCE amending Ordinance 69-12B, adopted November 4, 2013, authorizing contracts for professional services, to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2013 Appropriation Ordinance and the Administrative Code. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>nd</sup> 12/2/13) (Pg. 38)

\*Blanket motion made after item 28

14. **ORDINANCE NO. 35-13** – AN ORDINANCE to establish appropriations for current expenses and other expenditures of the City for the fiscal year ending December 31, 2014. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 44)

Motion by Mr. Powers, seconded by Ms. Madigan, to substitute Ordinance No. 35-13.

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

Nays: None.

Motion adopted. Ordinance No. 35-13 substituted.

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 35-13 as substituted.

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

Nays: None.

Motion adopted. Ordinance No. 35-13 adopted as substituted.

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15. **ORDINANCE NO. 36-13** – AN ORDINANCE authorizing contracts for professional services and to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2014 Appropriation Ordinance and the Administrative Code. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 57)

\*Blanket motion made after item 28

16. **ORDINANCE NO. 37-13** – AN ORDINANCE to enter into service contracts for the **Department of Planning & Development**, contracts not to exceed the specified amounts shown without separate resolution of Council. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 61)

Motion by Mr. Powers, seconded by Ms. Madigan, to substitute Ordinance No. 37-13.

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

Nays: None.

Motion adopted. Ordinance No. 37-13 substituted.

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Ordinance No. 37-13 as substituted.

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

Nays: None.

Motion adopted. Ordinance No. 37-13 adopted as substituted.

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17. **ORDINANCE NO. 38-13** – AN ORDINANCE authorizing contracts for Memberships as authorized by the 2014 Appropriation Ordinance, contracts not to exceed \$60,000 without separate Ordinance from Council. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 63)

\*Blanket motion made after item 28

18. **ORDINANCE NO. 39-13** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, to amend section 915.01, Establishment of Rates, of the Codified Ordinances of the City of Lakewood for the purpose of adjusting water rates charged against each lot, parcel of land or premises which may have an active water connection with the Municipal water system. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 67)

\*Blanket motion made after item 28

19. **ORDINANCE NO. 40-13** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, to amend section 902.04, Rates and Charges, of the Codified Ordinances of the City of Lakewood for the purpose of adjusting sewer rates charged against each lot, parcel of land or premises which may have an active sewer connection with the Municipal wastewater disposal system or which may otherwise discharge wastewater either direction or indirectly into such system or any part thereof. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 69)

\*Blanket motion made after item 28

20. **ORDINANCE NO. 41-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for **Street Infrastructure Improvements**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 71)

\*Blanket motion made after item 28

21. **ORDINANCE NO. 42-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for the **Wastewater System and Treatment Improvement Program**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg.73)

\*Blanket motion made after item 28

22. **ORDINANCE NO. 43-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for the **Water System Replacement Program**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg.75)

\*Blanket motion made after item 28

23. **ORDINANCE NO. 44-13** - AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for **C.D.B.G. Fund Infrastructure Improvements**. ((PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) Pg. 77)

\*Blanket motion made after item 28

24. **ORDINANCE NO. 45-13** - AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for the purchase of **Vehicles, Machinery and Equipment**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg.79)

\*Blanket motion made after item 28

25. **ORDINANCE NO. 46-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for **Buildings and Facilities Improvements**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 81)

\*Blanket motion made after item 28

26. **ORDINANCE NO. 47-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for **Traffic Signs & Signals**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 83)

\*Blanket motion made after item 28

27. **ORDINANCE NO. 48-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for **Parks & Pools Improvements**. ((PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) Pg. 85)

\*Blanket motion made after item 28

28. **ORDINANCE NO. 49-13** – AN ORDINANCE to advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code for

the **Sidewalk Improvement Program**. (PLACED ON 1<sup>ST</sup> READING & REFERRED TO THE FINANCE COMMITTEE 11/18/13, 2<sup>ND</sup> 12/2/13) (Pg. 87)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt items 12, 13, 15, 17, 18, 19, 20, 21, 22, 23, 234, 25, 26, 27, and 28.

Motion adopted. All members voting yea.

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29. **RESOLUTION NO. 8687-13** – A RESOLUTION 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 \$204,354.00 for a one-year period commencing January 1, 2014. (REFERRED TO THE FINANCE COMMITTEE 11/18/13, DEFERRED 12/2/13) (Pg. 89)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Resolution No. 8687-13.  
Motion adopted. All members voting yea.

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30. Public Safety Committee Report regarding Resolution No. 8691-13. (To Be Provided)  
Chair NOWLIN

Motion by Mr. Powers, seconded by Mr. Nowlin to defer action on items 30 & 31.  
Motion adopted. All members voting yea.

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31. **RESOLUTION NO. 8691-13** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council or otherwise to take effect at the earliest period allowed by law, to impose a moratorium on the granting of building permits or certificates of occupancy for any building, structure, use or change of use that would enable the sale of alternative nicotine products for a period not to exceed six months from the effective date of this resolution, in order to allow Council and the Lakewood Planning Commission to review applicable Ohio statutes, criminal codes and the Lakewood Zoning Code relative to such use. (REFERRED TO THE PUBLIC SAFETY COMMITTEE 12/2/13)(Pg. 92)

Item deferred per previous motion.

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

32. Communication from Council President Powers regarding Lakewood Recreation Task Force Resolution (Pg. 94)

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

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33. **RESOLUTION NO. 8696-13** – A RESOLUTION creating the Lakewood Recreation Task Force for the purpose of studying the current state of recreation offerings in the City of Lakewood and making recommendations for the future. (Pg. 95)

Motion by Mr. Powers, seconded by Ms. Madigan, to refer Resoution No. 8696-13 to the Committee of the Whole.  
Motion adopted. All members voting yea.

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34. Communication from Vice President of Council Madigan regarding resolutions commending Councilmembers Brian E. Powers and Monique Smith. (Pg. 97)

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

Councilmember Bullock: Thank you Councilmember Madigan for taking the lead on coordinating some well-deserved recognition and thanks to two great colleagues. I've had the privilege of serving for some time on Council and outside of formal Council with both of you and it's been an honor. For Council President Powers, I appreciate the efficiency, the clear analysis, the drive, the focus, the professionalism that you brought to our Council proceedings and also the courtesy that you've shown me personally. You and I often explore different ends of the spectrum on policy but you've always been a straight-shooting arbiter on how we conduct ourselves and I hope we continue that tradition. I also know that your very significant talents are likely to show up from time to time in the community and I look forward to continue to work with you on issues when they come up.

For my colleague Councilwoman Smith, I have always appreciated the very high standards you set for our community. I always second your motion to expect Lakewood to be better and better still. I will continue looking forward to working with you on those very same things. I especially appreciated working with on things like the Lakewood Saturday morning farmers' market which was something you very instrumental on. Also, parks – pushing for quality, walkable and safe streets, a family-appropriate atmosphere in our neighborhoods – all of these are things that you were willing to take a stand on and speak forthrightly on. Sometimes it's not so easy to show some leadership and I think you were willing to do that and I appreciate that. I hope this will be just the first chapter of more to come.

Councilmember Anderson: I offer these words, Brian and Monique, to celebrate your thoughtful, energetic, compassionate, and courageous work on behalf of our great City.

Success in public service leads to winning the respect of intelligent persons and honest citizens who are oftentimes on different ends of a particular issue. Unfortunately, sometimes it's learning to endure the betrayal of false friends. Mostly though, it can be about finding the best in others, to give of one's self, and to leave the world, the City, in a bit better condition than how you found it. Please know, Brian and Monique, that I and many others appreciate your hard work and dedication and can breathe a bit easier knowing that you both have lived and served in Lakewood, improving it for all of us – this is to have succeeded.

Councilmember Nowlin: I just want to echo some of the comment from my colleagues here. First, to Councilwoman Smith, I want to let you know, and I hope that you've always known that I always admire the way you are never afraid to question the way things are and that you stick to the courage of your convictions always when it comes to the City and everything else in your life. I also appreciate you as a colleague who also added children to their family while serving on Council. Although you are not a life-long Lakewoodite – for all intents and purposes you are, as you've demonstrated your passion for this City. As Representative Antonio noted, we will see you around and I really look forward to that time.

To Council President Powers, I admire and continue to admire your strong leadership. You are an excellent steward and protector of an independent branch of government. That's a huge piece of how we keep moving here. As president, you always kept us on task and always had the best interests of Lakewood at heart. You leave a very high bar for how a Councilmember

should serve in the City. To both Councilwoman Smith and Council President Powers, thank you for being great colleagues and we'll miss you.

Mayor Summers: First of all, I'm not surprised that you ended up in the seat you ended up in when we started in 2008 but I sure wouldn't have bet that I'd end up here. Interestingly enough, in 2008, six of the seven council folks are in this room tonight counting Representative Antonio, which is a reminder to both Monique and Brian that you can be in different seats and still serve with the City. We hope that you arrive at those seats and know that your experience and wisdom will be welcome. I also share the support for the advocacy particularly on families that Councilwoman Smith brought to my deliberations, my considerations. I think we have much work to do there but hopefully you'll stay as a vocal contributor to the advocacy of families in particular. Council President Powers, I can't tell you how much I appreciated the breakfast meetings that we had, the informal conversations that shaped much of how I view my role as a mayor and the obligations and agendas we brought forward and how we could approach them in the best interests of Lakewood. I remind you that you don't have to be a member of council to have those breakfast meetings. I look forward to your counsel and advice, both of you. Thank you for your contribution and participation in this civic engagement.

Motion adopted. All members voting yea.

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Without objection from Council item 36 was read before item 35  
35. **RESOLUTION NO. 8697-13** – A RESOLUTION commending Brian E. Powers for his public service as a member of Lakewood City Council. (Pg. 98)

Motion by Mr. Bullock, seconded by Ms. Madigan, to adopt Resolution No. 8698-13.

Councilmember Smith: Brian, thank you for everything you've done. To underscore what Councilman Nowlin said, you really stand up for the strength of our little branch of government here in the legislative branch in Lakewood and really guide me, be a mentor to me, be someone who would also be honest and set me straight when I needed that. You have devoted so much time so selflessly to this City both going back to Planning Commission and the work you did to build our beautiful library. I am very grateful for your service to the community. Thank you so much, Brian.

Brian Powers: You know, I couldn't get away without one last use of the bully pulpit here to give a little speech. My final meeting as City Council President is happy and sad. I will miss directly working with all of you including those on the podium up here. It's been a great great ride, for six years with some of you, for four years with others of you. I know that the Council will be very successful moving forward. The community has elected a great new representative for council and I'm sure you will pick another great representative for the vacant seat which will occur in ward two. On that topic, on a housekeeping matter, I've tried to walk a very fine line on the vacancy that is pending in ward two as Mr. Bullock moves to service of the entire community. I certainly did not want to put a process in place and be in a position to try and influence or be perceived as trying to influence what the selection there is, on the one hand. On the other hand, I didn't want to leave Council in the lurch and not be able to have you hit the ground running. So we waited until tonight to ask the clerk, at our last official meeting here, to go ahead and post for an opening for ward two so that when council does re-convene with the

members here and with the new member, Cindy Marx, that they will be able to quickly go about filling that position.

The second thing is, so long farewell, auf wiedersehen. It has been great. I never intended to serve on City Council, I never intended to serve as President of City Council. Through much civic involvement, unpaid, behind the scenes, non-political – which I tried to do. Through a number of things including the library, the Winterhurst task force, the library citizens campaign that raised the funds to build the library. Before the Mayor was the Mayor and before we were both council people I remember at one Christmas party on our old street, Wilbert, joking about we should each run for Council someday. We laughed it off and then we both ended up on Council together. When we served on the Grow Lakewood Task Force, it became clear that we were going to face a very big financial crisis in 2008. That came to pass. We were left with three days of cash in the bank when we should at least have sixty. We used to have, in the seventies, seventy to seventy two days of cash in the bank. The day I was sworn in we had three days of cash in the bank just when we had hit the worst financial crisis in the history of this country since the great depression. We should have had \$5 - \$6 million in the bank and we had \$300,000 in the bank. We had no cushion for the blow. We had to get very serious very quickly about a number of things in this community that caused some hard times for us, for cuts to be made. None of that was easy to do but it pales in comparison to how hard it was for the good working members of this community who were let go by the city. The early years were not easy ones. We had a number of priorities on Council the past six years, chief among them, to pass structurally balanced budgets. We did that to rebuild the reserves of the City, to focus on core services to the community and not let the side shows distract us. We all did that together. I'm very happy that we've been really successful. In general, it's been a great success.

I always say there are three things you need to be successful. Number one is the pure luck of being born in the right family. We all discount how lucky we are to be born in the United States of America in a place called Ohio, and to live in a place called Lakewood. To my parents, Brian and Beth – none of us would be here without those people. The second thing you need to do is to spend your life with the right person. I'm glad Maureen was able to walk in tonight, so I'll get chocked up saying it but I'm happy we live in a country where we are getting closer to all of us being allowed to marry the people we love. And I certainly married the right person, so thank you. Finally, the third key is to always surround yourself with people smarter than you are and I've had the chance to do that here with all of you. It's what you have to do. To serve under whom I believe to be the two greatest mayors in the history of the City of Lakewood – Ed Fitzgerald and Mike Summers. You came around, my god, when we needed you. So thank you to Ed, wherever you may be, and to Mike, here with us tonight.

I had the chance to serve under three great presidents of council, Mike Dever, Kevin Butler, and Vice President Madigan. Thank you for the opportunity to serve under your leadership. And all these great directors, I'm not going to spell out any of you separately except the Chiefs. Chief Gilman, never let the phrase die, "no matching funds needed." And to Chief Malley, there is a reason why we have the finest police force in the State of Ohio. It's because we have the finest police chief in the State of Ohio. That does not happen by accident, so Chief, special thanks to you. Then there are the unsung heroes that work with us every day. Amy Antel, who was stolen away by the Law Department, which allowed us to hire Maureen Bach which has been absolutely fantastic. But I will give most of the credit for the full functioning of Council to my good friend on my right. I would like my last official act as president of

council for us to give a standing ovation to the Clerk of Council, Mary Hagan. So, thank you Mary for making it all possible. I will miss you most of all, scarecrow..

Motion adopted. Six members voting yea.  
Mr. Powers abstaining.

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36. **RESOLUTION NO. 8698-13** – A RESOLUTION commending Monique Smith for her public service as a member of Lakewood City Council. (Pg. 99)

Motion by Mr. Powers, seconded by Ms. Madigan, to adopt Resolution No. 8698-13.

Councilmember Smith: Thank you. Thank you very much to everyone in this room. To members of the public, members of the administration and council colleagues who have all been patient with me, and worked with me, and inspired me to really know and believe that great things can happen when dedicated people work together. And so, I'm just so grateful to have this experience and thank you so much for the acknowledgement and the very kind resolution.

Motion adopted. All members voting yea.

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37. Communication from Mayor Summers regarding Appointment to the Planning Commission. (Pg. 100)

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

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38. Communication from Mayor Summers regarding Appointment to the Architectural Board of Review. (Pg. 101)

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

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Motion by Mr. Powers, seconded by Ms. Madigan, to adjourn the meeting.  
Motion adopted. All members voting yea.  
Meeting adjourned: 8:38 PM

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

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
PRESIDENT