



**WESTLAKE CITY COUNCIL MEETING
APRIL 3, 2014
PROCEEDINGS OF A REGULAR SESSION**

The regular session of Council was called to order at 8:00 p.m. by President of Council Michael F. Killeen.

Present: President of Council Michael F. Killeen; Councilmembers Lynda M. Appel, Nick C. Nunnari, Dennis J. Sullivan, Michael F. O'Donnell, Kenneth R. Brady, Mark R. Getsay.

Also present: Mayor Dennis Clough, Law Director John Wheeler, Service Director Paul Quinn, Director of Engineering Robert Kelly, Finance Director Prashant Shah, Assistant Recreation Director Bob DeMinico, Planning Director James Bedell, Director of Purchasing Larry Surber, Director of Inspections Donald Grayem, Police Chief Kevin Bielozer, Acting Fire Chief Jim Hughes, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember Getsay moved, seconded by Councilmember Appel, that the reading of the minutes of the regular session of March 20, 2014, be waived and that they be approved as received.

ROLL CALL:

Yeas: Appel, Nunnari, Sullivan, O'Donnell, Getsay.

Abstentions: Killeen, Brady.

Nays: None; motion carried.

SELECTED CORRESPONDENCE:

Communication from Mayor Clough dated March 20, 2014, requesting confirmation of the appointment of Bob DeMinico as Director of Recreation for the city of Westlake effective April 7, 2014.

Councilmember Appel moved, seconded by Councilmember O'Donnell, to confirm the appointment of Bob DeMinico as Director of Recreation for the city of Westlake effective April 7, 2014.

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.

Nays: None; motion carried.

Notice from Ohio Division of Liquor Control received March 25, 2014, for stock D5I and D6 permits for Buca Restaurants, Inc. dba Buca Di Beppo, 23575 Detroit Road, Westlake, Ohio.

Councilmember O'Donnell moved, seconded by Councilmember Brady, not to object to stock D5I and D6 permits for Buca Restaurants, Inc. dba Buca Di Beppo, 23575 Detroit Road, Westlake, Ohio.

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.

Nays: None; motion carried.

Communication from Mayor Clough dated April 1, 2014, requesting authorization to go out to bid for the 2014 Roadway and Infrastructure projects listed.

Councilmember Sullivan moved, seconded by Councilmember Brady, to authorize the administration to go out to bid for the 2014 Roadway and Infrastructure projects listed with an alternate for Prestwick Subdivision without the asphalt overlay.

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.

Nays: None; motion carried.

PETITIONS FROM THE PUBLIC:

None.

REPORT OF THE MAYOR:

Mayor Clough read his seventh report of the year.

REPORTS OF ADMINISTRATIVE OFFICIALS:

None.

REPORTS OF STANDING COMMITTEES – SERVICE, STREETS, SIDEWALKS, ROAD DRAINS COMMITTEE:

Councilmember Sullivan reported on the April 1, 2014, Service, Streets, Sidewalks & Road Drains committee meeting.

Councilmember Sullivan moved, seconded by Councilmember Appel, that the report of the April 1, 2014, Service, Streets, Sidewalks & Road Drains committee meeting be received and filed.

Yeas: All.

Nays: None; motion carried.

COMMITTEE OF THE WHOLE:

President of Council Killeen reported on the Committee of the Whole meeting held this date at 7:34 p.m. Present were Councilmembers Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay. Also present were Mayor Clough; Directors Wheeler, Quinn, Kelly, Shah, DeMinico (Assistant), Bedell, Surber, Grayem, Bielezer, Hughes. Agenda items were discussed as well as selected correspondence and proposed legislation to be added to the agenda. The following meetings were either scheduled or re-announced: Committee of the Whole, April 23 at 7 p.m., and Public Grounds, Buildings, Recreation committee, April 28 at 7 p.m.

Councilmember Nunnari moved, seconded by Councilmember O'Donnell, to adjourn at 7:51 p.m.

Yeas: All.

Nays: None; motion carried.

Meeting immediately adjourned at 7:51 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS:

None.

LEGISLATION:

ORDINANCE NO. 2014-39: AN ORDINANCE AUTHORIZING THE COMPENSATION FOR THE APPOINTED ACTING DIRECTOR OF RECREATION, AND DECLARING AN EMERGENCY. (First reading 3/20/14.)
(SECOND READING)

ORDINANCE NO. 2014-42: AN ORDINANCE ACCEPTING VARIOUS EASEMENTS FOR THE INSTALLATION AND MAINTENANCE OF A WATER MAIN FOR CROCKER PARK PHASE III IN THE CITY OF WESTLAKE. (First reading 3/20/14.)
(SECOND READING)

Councilmember Getsay moved, seconded by Councilmember Brady, that the rule requiring the ordinance to be read in full on three separate dates be suspended, and that the same be placed on third reading.

VOICE VOTE ON SUSPENSION:

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Brady, that Ordinance No. 2014-42 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, Brady, Getsay.

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-42 adopted.

ORDINANCE NO. 2014-49: AN ORDINANCE AMENDING APPROPRIATIONS FOR THE CITY OF WESTLAKE, OHIO.

Councilmember Getsay moved, seconded by Councilmember Nunnari, that the rule requiring the ordinance to be read in full on three separate dates be suspended, and that the same be placed on third reading.

VOICE VOTE ON SUSPENSION:

Yeas: All.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, that Ordinance No. 2014-49 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, Brady, Getsay.

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-49 adopted.

ORDINANCE NO. 2014-50: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CONSTRUCTABILITY, INC. FOR PROFESSIONAL ENGINEERING SERVICES, AND DECLARING AN EMERGENCY.

Councilmember Getsay moved, seconded by Councilmember Nunnari, that the rule requiring the ordinance to be read in full on three separate dates be suspended, and that the same be placed on third reading.

VOICE VOTE ON SUSPENSION:

Yeas: All.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, that Ordinance No. 2014-50 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, Brady, Getsay.

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-50 adopted.

RESOLUTION NO. 2014-51: A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPTING THE 2013/2014 BWC GRANT THROUGH THE OHIO BUREAU OF WORKERS' COMPENSATION SAFETY GRANTS FOR SAFETY EQUIPMENT.

Councilmember O'Donnell moved, seconded by Councilmember Nunnari, that the rule requiring the resolution to be read in full on three separate dates be suspended, and that the same be placed on third reading.

VOICE VOTE ON SUSPENSION:

Yeas: All.

Nays: None; motion carried.

Councilmember O'Donnell moved, seconded by Councilmember Nunnari, that Resolution No. 2014-51 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.

Nays: None; Resolution No. 2014-51 adopted.

Councilmember Nunnari moved, seconded by Councilmember Appel, that Ordinance No. 2014-52 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

Yeas: Killeen, Appel, Nunnari, Sullivan, Brady, Getsay.

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-52 added to agenda.

ORDINANCE NO. 2014-52: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH QUALITY CONTROL INSPECTION, INC. FOR PROFESSIONAL INSPECTION SERVICES, AND DECLARING AN EMERGENCY.

Councilmember Getsay moved, seconded by Councilmember Nunnari, that the rule requiring the ordinance to be read in full on three separate dates be suspended, and that the same be placed on third reading.

VOICE VOTE ON SUSPENSION:

Yeas: All.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-52 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, Brady, Getsay.

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-52 adopted.

MISCELLANEOUS:

None.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 8:18 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council