



**WESTLAKE CITY COUNCIL MEETING
SEPTEMBER 18, 2014
PROCEEDINGS OF PUBLIC HEARINGS
AND A REGULAR SESSION**

Public hearing was called to order by President of Council Michael F. Killeen at 8:06 p.m. in accordance with Article III, Section 13, of the Westlake City Charter and legal notice published in the West Life on September 10, 2014, and September 17, 2014, regarding the following legislation:

ORDINANCE NO. 2014-82: AN ORDINANCE CONSIDERING A CONDITIONAL USE PERMIT FOR OCCUPATIONAL HEALTH CLINIC SERVICES.

Planning Director Jim Bedell explained this amendment to the zoning code.

There being no comments from the audience, Council President Killeen declared the public hearing on Ordinance No. 2014-82 closed.

Public hearing was called to order by President of Council Michael F. Killeen at 8:13 p.m. in accordance with Article III, Section 13, of the Westlake City Charter and legal notice published in the West Life on September 10, 2014, and September 17, 2014, regarding the following legislation:

ORDINANCE NO. 2014-106: AN ORDINANCE CONSIDERING A CONDITIONAL USE PERMIT FOR STORAGE OF RECREATIONAL VEHICLES.

Planning Director Jim Bedell explained this amendment to the zoning code.

There being no comments from the audience, Council President Killeen declared the public hearing on Ordinance No. 2014-106 closed.

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The regular session of Council was called to order at 8:15 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, Recreation Director Bob DeMinico, Planning Director James Bedell, Director of Purchasing Larry Surber, Director of Inspections Donald Grayem, Director of Community Services Lydia Gadd, Police Chief Kevin Bielozer, Acting Fire Chief Jim Hughes, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember O'Donnell moved, seconded by Councilmember Getsay, that the reading of the minutes of the regular session of September 4, 2014, be waived and that they be approved as received.

VOICE VOTE:

Yeas: All.

Nays: None; motion carried.

SELECTED CORRESPONDENCE:

Notice from Ohio Division of Liquor Control received September 5, 2014, for a new D5J permit for Bonefish Grill LLC, dba Bonefish Grill, 1900 Crocker Road, Westlake, Ohio.

Councilmember Sullivan moved, seconded by Councilmember Appel, not to object to a new D5J permit for Bonefish Grill LLC, dba Bonefish Grill, 1900 Crocker Road, Westlake, Ohio.

Yeas: All.

Nays: None; motion carried.

Communication from Mayor Clough dated September 11, 2014, requesting authorization to purchase vehicle replacement parts and related equipment from Great Northern Auto Parts in an amount not to exceed \$30,000.00. (Ordinance No. 2014-132)

Communication from Mayor Clough dated September 11, 2014, requesting authorization to purchase Cybex fitness equipment through the State of Ohio Cooperative purchasing program from Cybex, and to trade in or sell the exercise equipment listed in an amount not to exceed \$75,000.00. (Ordinance No. 2014-133)

Communication from Mayor Clough dated September 16, 2014, requesting authorization to enter into a twenty-four month contract with Interstate Gas Supply (IGS) to supply natural gas for the city facilities. (Ordinance No. 2014-136)

PETITIONS FROM THE PUBLIC:

Marge Widmar, 3675 Guilford Court, commented on the style and design of the proposed civic space building in Crocker Park.

REPORT OF THE MAYOR:

Mayor Clough read his sixteenth report of the year.

REPORTS OF ADMINISTRATIVE OFFICIALS:

None.

REPORTS OF STANDING COMMITTEES – COMMITTEE OF THE WHOLE:

President of Council Killeen reported on the Committee of the Whole meeting held this date at 7:01 p.m. Present were Councilmembers Killeen, Appel, Nunnari (arrived at 7:04), Sullivan, O'Donnell, Brady, Getsay. Also present were Mayor Clough; Directors Wheeler, Quinn, Kelly, Shah, DeMinico, Bedell, Surber, Grayem, Gadd, Bielozer, Hughes and Clerk Rosenbaum. Agenda items were discussed as well as selected correspondence, the planning commission report, proposed legislation to be added to the agenda and regulations on driveways. The following meetings were either scheduled or re-announced: Safety/Utilities committee, September 22 at 7 p.m.; Planning/Zoning/Legislative committee, October 7 at 6:30 p.m.; Service, Streets, Sidewalks, Road Drains committee, October 7 at 7 p.m.; Ad Hoc Information Technology committee, October 8 at 7 p.m.

Councilmember O'Donnell moved, seconded by Councilmember Appel, to adjourn at 7:37 p.m.

Yeas: All.

Nays: None; motion carried.

Meeting immediately adjourned at 7:37 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS – PLANNING COMMISSION:

Councilmember Getsay reported on the September 8, 2014, planning commission meeting advising that the commission took the following actions: Requested an extension of time to 11/10/14 and tabled **Ordinance 2013-169** code amendment 1203.18 & 1211.03 accessory uses in single family (ref. by council 11/7/13), to the 11/10/14 meeting; **Hyatt Place Development Plan**, Crocker Park: The planning commission made the following findings of fact: 1. The applicant has revised the plans in accordance with concerns raised by the Planning Commission. 2. Terra cotta is not identified as one of the primary materials in the design guidelines but it is a fired clay material (like brick) that is at least equal to the other materials identified in the design guidelines. 3. Accent lighting is included in the sign submittal and is not part of this approval. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to recommend approval of the Hyatt Place Development Plan with the following conditions: 1. The use of terra cotta tile is approved. 2. Louver treatment alternate Omega Divergence (metal mesh with varying spacing) with the condition that the louvers are painted to match the building. 3. The approval is subject to approval of the final plans by the Building and Engineering Departments in compliance with the code and the ordinances of the City of Westlake; and, in the development process, should there be any changes necessitated by engineering requirements that visually alter the appearance of the development approved by the Planning Commission, the plan shall be re-submitted to the Planning Commission. 4. Height modification of 3' to allow a height of 83'; **Hyatt Place Sign Plan**, Crocker Park: The planning commission made the following findings of fact: 1. The proposed signage for this hotel is governed by Crocker Park Mixed-Use Area Sign Criteria and Master Sign Plan which was last amended and approved by Westlake Planning Commission on 5/20/13. 2. Section 1.2 shows that the north, south and west facades of the KSE building are permitted all types of signage defined by the criteria. 3. Section 11.5 of the Sign Criteria specifies the allowable sign area in a

“Formula Matric for Major Office and Hotel Tenants within the Crocker Park PUD Only”.

4. The north facing fascia sign consists of a logo and lettering. The logo and lettering exceeds 100 sf maximum for an individual primary sign by 1.41 sf. 5. The north facing fascia sign will require a 1.41 sf size modification. 6. The 55 sf “vertical blade sign” exceeds the maximum size of 10 sf for a blade sign but if considered a 73.26 sf feature sign falls within the area permitted for primary signage. 7. Section 11.5 does not list “feature sign” as a permitted sign type for hotels. 8. The “vertical blade sign” can be approved with a 45 sf sign area modification or with a modification permitting a feature sign for a hotel. 9. Section 13.1 includes regulations regarding “Large Format Advertisement Signs” which include “Special Electronic Message Display” and “Exposed Neon and/or LED signs” which permit “subtle animation”. 10. The approved sign criteria does not include locations for this type of signage in the locations that the proposed outline LED lighting are shown on the Hyatt Place. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to approve the Hyatt Place Sign Plan with the following conditions: 1. To approve the north facing fascia sign with a 1.41 sf size modification. 2. To approve the “vertical blade sign” as a primary feature sign with a modification to allow a feature sign for a hotel. 3. To approve the proposed “linear LED” on the canopy facing Union St. only, with a condition that it be illuminated only as a static, single color, which is permitted to change no more than once a day and that it comply with Section 13.4 of the criteria regarding brightness of illumination. 4. To approve the soft internal illumination of the “CurtainWall System Edge Element”, with the condition that it is static, single color, does not change more than once a day and complies with Section 1223.07(b). 5. To exempt the small lavender and yellow panels on the protruding door frames on the west elevation from counting toward sign area. The planning commission made the following findings of fact: 1. Section 4.2 of the Crocker Park Mixed Use Design Guidelines states that Union Street is the northernmost gateway and the entertainment district that is distinguished by its cosmopolitan flavor full of life and vigor, with the theme of the area to be an eclectic environment where Times Square meets the European Plaza. 2. Section 6.2 of the guidelines states that “unique opportunities may arise that create special circumstances for atypical design” and landmark buildings when special circumstances are presented and Union Street as described in Section 4.2 presents such an opportunity. 3. Due to its location adjacent to Union Street, the Hyatt Place Hotel is designed as a landmark building with linear LED outlining permissible as an atypical design feature in accordance with the aforementioned guidelines. **Motion:** Based upon the above Findings-of-Fact, presentation, and that this is a signature building within the Crocker Park Mixed Use Design Guidelines, Mr. Fatzinger moved and Mr. Lamb second to approve the Hyatt Place Sign Plan with the following conditions: 1. To approve the proposed “linear LED” outlining the building (as shown in the plan) and the blade, with a condition that it be illuminated only as a static, single color, which is permitted to change no more than once a day and that it comply with Section 13.4 of the criteria regarding brightness of illumination. 2. Condition that it complies with Section 1223.07(b) regarding brightness. **AT&T Equipment Cabinet, Development Plan, 24500 Detroit (along Sharon Drive side of parcel), PP#214-01-012:** The planning commission made the following findings of fact: 1. The proposal meets zoning requirements. 2. No modifications are required. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to recommend approval the AT&T Equipment Cabinet with the following conditions: 1. The approval is subject to approval of the final plans by the Building and Engineering Departments in compliance with the code and the ordinances of the City of Westlake; and, in the development process, should there be any changes necessitated by engineering requirements that visually alter the appearance of the development approved by the Planning Commission, the plan shall be re-submitted to the Planning Commission. 2. That the shrubbery continues to be maintained in an ongoing condition

per city code; **St. Bernadette's Parish Sign Plan**, 2256 Clague Road, PP#214-11-016: The planning commission made the following findings of fact: 1. The church building is set back approximately 750' and is not visible from Clague Road. The school building is set back approximately 200'. 2. The proposed freestanding sign complies with the definition of a monument sign and the display area of the sign is 24 sq. ft. which complies with Schedule 1223.04 of the code for institutions. The beige aluminum sign cabinet and pole cover do not count as sign area as per Section 1223.03(a)(3). 3. The height of the sign exceeds the maximum 6' tall permitted for a freestanding sign for institutions under Schedule 1223.05 by 7". It will require a .58' height modification. 4. The Clague Road right-of-way is 60' wide in front of St. Bernadette's. The proposed right-of-way is 80'. The existing and proposed location for the freestanding sign is 4'4" from the existing right-of-way and within the proposed right-of-way. This will require a 15'6" setback modification. 5. The area of the changeable copy portion of the sign is 8.69 sq. ft. It is 36% of the sign face. It exceeds the maximum 33% of the area for changeable copy as specified under Section 1223.08(b)(3) by 3%. 6. The electronic message portion of the sign face appears to have multiple colors. In order to comply with Section 1223.08(b)(3) only one color of changeable copy can be used at one time. 7. Section 1223.02(a)(1) defines an animated sign as: "any sign that uses movement or change of lighting...Animation shall be considered any change or movement more frequent than once per twenty-four hours." Section 1223.12(a) prohibits animated signs. Therefore in order for an electronic changeable copy sign to comply with code it must have a static message which does not change more often than once every 24 hours. 8. Section 1223.07(e) states: "Identification signs in residential districts shall be illuminated by external means only." The proposed sign is internally illuminate which will require a modification for both the electronic changeable copy and other portion of the sign face. 9. The Planning Commission granted a modification for Clague Playhouse to install an internally illuminated sign with single-color static electronic changeable copy. Clague Playhouse is located in a single family zoning district. Because of distance, fences and existing vegetation this internally illuminated sign is not visible from any single family residences. 10. On 11/14/12 the Planning Commission granted a modification to allow Westlake Christian Church, 25800 Hilliard Blvd. to replace their existing non-conforming internally illuminated sign with a replacement internally illuminated sign in a residential district with 64% of the sign face in nonelectronic changeable copy. With their application materials the church submitted a letter signed by five nearby residential neighbors on Hilliard Blvd. in support of their new sign; 11. The proposed sign for St. Bernadette's is immediately across from single family residences and will be visible from a number of residences on the east side of Clague Road and possibly from some on the west side of Clague Road. 12. Letters were signed from neighboring properties in support of the sign. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to approve the St. Bernadette's Parish Sign Plan with the following conditions: 1. Modification to allow an internally illuminated sign in a residential district; 2. Modification to allow 36% of the sign face to be changeable copy; 3. Condition that the electronic changeable copy is not animated, remains static, changes no more than once every 24 hours, uses no more than one color at a time and complies with illumination performance regulation of the code; 4. A .58' height modification; 5. A 15'6" setback modification; 6. Condition that if the road is widened in the future, the sign owner will move the sign back at their own expense; tabled the **St. Bernadette's Parish Site Improvements (landscape, benches & fountain)**, 2256 Clague Road, PP#214-11-016, to the 10/6/14 meeting; **The Dane Group Development Plan**, 30311 Clemens Rd., PP# 211-20-004: The planning commission made the following findings of fact:

1. The proposal meets zoning requirements with the exception that additional parking is required.

2. At this time, adequate parking is available for the applicant and tenants. The applicant wishes to landbank the parking spaces until needed. There is sufficient property to do so without requiring setback modifications. 3. Signs shown on the plans are for illustrative purposes only. Sign plans will require Planning Commission approval at a future meeting. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to recommend approval of The Dane Group Development Plan with the following conditions: 1. Sixteen spaces are landbanked at the rear of the parking lot. 2. The approval is subject to approval of the final plans by the Building and Engineering Departments in compliance with the code and the ordinances of the City of Westlake; and, in the development process, should there be any changes necessitated by engineering requirements that visually alter the appearance of the development approved by the Planning Commission, the plan shall be re-submitted to the Planning Commission; **LA Fitness Sign Plan**, 131 Market St., PP# 211-26-070: The planning commission made the following findings of fact: 1. The tenant space occupied by LA Fitness has always been considered office space in order to determine the amount of sign area permitted. 2. The sign criteria was amended to allow a maximum 100 sf fascia wall sign facing Crocker Road for this tenant space. 3. The construction of the "F" garage partially blocks the existing south facing fascia wall sign for this tenant. 4. The proposed additional wall sign results in an excess of 18.46 sf of proposed sign area when compared with the maximum 275 sf of sign area permitted for a major office tenant. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to approve the LA Fitness Sign Plan with the following conditions: 1. With a waiver from the sign criteria to allow 18.46 sf of excess sign area for this tenant; **Evereve Sign Plan**, 153 Main St., PP# 211-25-004: The planning commission made the following findings of fact: 1. The proposed sign plan fully complies with the Crocker Park sign criteria. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to approve the Evereve Sign Plan as submitted; tabled the **Crocker Park KSE-II Development Plan**, within Crocker Park K Block, **Yard House Storefront** (part of KSE-II), 160 Union St., and **Texas de Brazil Storefront** (part of KSE-II), 174 Union St., to the 10/6/14 meeting with the condition that revised plans are submitted 10 business days prior to the meeting – (9/22/14); **Westlake Civic Space @ Crocker Park: Westlake Commons & Market Square, Development Plan:** The planning commission made the following findings of fact: 1. The architect has made improvements to the design of the building based upon comments received by staff and the Planning Commission at the work session and other meetings. 2. The design appears to be largely driven by the limitations of the budget and efforts have been made to address Planning Commission concerns while staying within budget. 3. The Planning Commission evaluated concerns regarding its size and location, materials, and if the style of the building is representative of Crocker Park. **Motion:** Based upon the above Findings-of-Fact and presentation, Mr. Fatzinger moved and Mr. Lamb second to recommend approval of the Westlake Civic Space @ Crocker Park as submitted with the following conditions: 1. That city council examine and consider alternatives for potential interior upgrades. Meeting adjourned at 10:04 p.m. The next regular meeting is scheduled for Monday, October 6, 2014, in the Westlake City Hall Council Chambers.

Councilmember Sullivan moved, seconded by Councilmember Nunnari, to grant an extension of time to 11/10/14 for **Ordinance 2013-169**.

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

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Brady, to approve the **Hyatt Place Development Plan** with the conditions listed in the report of the September 8, 2014, planning commission.

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

Abstentions: O'Donnell.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to approve the **AT&T Equipment Cabinet** with the conditions listed in the report of the September 8, 2014, planning commission.

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

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to approve the **The Dane Group Development Plan** with the conditions listed in the report of the September 8, 2014, planning commission.

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

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Nunnari, to approve the **Westlake Civic Space @ Crocker Park: Westlake Commons & Market Square, Development Plan** with the condition listed in the report of the September 8, 2014, planning commission.

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

Nays: None; motion carried.

Discussion ensued regarding this project, and Council asked the administration to work with the architect to determine actual costs to be brought back to Council for further action.

LEGISLATION:

ORDINANCE NO. 2014-82: AN ORDINANCE CONSIDERING A CONDITIONAL USE PERMIT FOR OCCUPATIONAL HEALTH CLINIC SERVICES. (First reading and referred to planning commission 5/15/14, planning commission recommended approval with conditions 8/4/14, second reading, amended 9/4/14.)
(THIRD READING)

Councilmember O'Donnell moved, seconded by Councilmember Brady, that Ordinance No. 2014-82 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-82 adopted.

ORDINANCE NO. 2014-106: AN ORDINANCE CONSIDERING A CONDITIONAL USE PERMIT FOR STORAGE OF RECREATIONAL VEHICLES. (First reading and referred to planning commission 6/19/14, planning commission recommended approval with conditions 8/4/14, second reading, amended 9/4/14.)
(THIRD READING)

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, that Ordinance No. 2014-106 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-106 adopted.

ORDINANCE NO. 2014-124: AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A PROPOSAL FOR THE PURCHASE OF MULTI-PERIL PROPERTY AND LIABILITY INSURANCE, AUTO LIABILITY AND AUTO PHYSICAL DAMAGE INSURANCE, LAW ENFORCEMENT OFFICERS LIABILITY AND OTHER COVERAGE REQUIRED BY THE CITY, AND DECLARING AN EMERGENCY. (First reading 9/4/14.)

Councilmember O'Donnell moved, seconded by Councilmember Appel, 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 O'Donnell moved, seconded by Councilmember Appel, that Ordinance No. 2014-124 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-124 adopted.

ORDINANCE NO. 2014-125: AN ORDINANCE AMENDING SECTION 169.02 "ASSISTANT DIRECTOR" OF CHAPTER 169, "COMMUNITY SERVICES DEPARTMENT", AND DECLARING AN EMERGENCY. (First reading and referred to finance committee 9/4/14.)

ORDINANCE NO. 2014-126: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE ONE (1) 2014 PIERCE VELOCITY CF 100 AERIAL APPARATUS DEMO UNIT WITH SELECTED OPTIONS FOR THE FIRE DEPARTMENT THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY. (First reading and referred to safety committee 9/4/14.)

ORDINANCE NO. 2014-130: AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-180 AS TO THE COMPENSATION OF THE LAW CLERK IN THE LAW DEPARTMENT OF THE CITY OF WESTLAKE, AND DECLARING AN EMERGENCY.

Councilmember Brady moved, seconded by Councilmember Getsay, 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 O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-130 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-130 adopted.

RESOLUTION NO. 2014-131: A RESOLUTION AUTHORIZING THE MAYOR TO SEEK FINANCIAL ASSISTANCE FROM THE STATE OF OHIO PUBLIC WORKS COMMISSION FOR FUNDING OF THE CENTER RIDGE/CANTERBURY AND DETROIT/CANTERBURY INTERSECTION IMPROVEMENTS, AND DECLARING AN EMERGENCY.

Councilmember Brady moved, seconded by Councilmember Sullivan, 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 Sullivan moved, seconded by Councilmember Nunnari, that Resolution No. 2014-131 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Resolution No. 2014-131 adopted.

ORDINANCE NO. 2014-132: AN ORDINANCE APPROVING EXPENDITURES WITH GREAT NORTHERN AUTO PARTS FOR AUTO PARTS, AND DECLARING AN EMERGENCY.

Councilmember O'Donnell 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 Nunnari moved, seconded by Councilmember Appel, that Ordinance No. 2014-132 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-132 adopted.

ORDINANCE NO. 2014-133: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE VARIOUS FITNESS EQUIPMENT FOR THE RECREATION CENTER THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.

Councilmember O'Donnell moved, seconded by Councilmember Appel, 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 Sullivan moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-133 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-133 adopted.

ORDINANCE NO. 2014-134: AN ORDINANCE ACCEPTING AN EASEMENT PLAT FROM CORAL WESTHAMPTON LLC AND CROCKER PARK LLC FOR WESTHAMPTON PHASE III, AND DECLARING AN EMERGENCY.

Councilmember Nunnari moved, seconded by Councilmember Getsay, 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: Getsay, Killeen, Appel, Nunnari, Sullivan, Brady.

Abstentions: O'Donnell.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-134 be adopted.

ROLL CALL ON ADOPTION:

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

Abstentions: O'Donnell.

Nays: None; Ordinance No. 2014-134 adopted.

ORDINANCE NO. 2014-135: AN ORDINANCE APPROVING AND ACCEPTING A CONSOLIDATION AND DEDICATION PLAT FROM THE 26927 DETROIT ROAD, LLC FOR PROPERTY LOCATED AT 26927 DETROIT ROAD IN THE CITY OF WESTLAKE, AND DECLARING AN EMERGENCY.

Councilmember Sullivan 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 Sullivan moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-135 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-135 adopted.

ORDINANCE NO. 2014-136: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INTERSTATE GAS SUPPLY FOR THE SUPPLY OF NATURAL GAS FOR ALL CITY FACILITIES, AND DECLARING AN EMERGENCY.

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: All.

Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Brady, that Ordinance No. 2014-136 be amended in Section 1 by inserting "or another competitive supplier of natural gas" after Interstate Gas Supply, and in Section 2, replacing "Interstate Gas Supply" with "the natural gas supplier."

ROLL CALL ON AMENDMENT:

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

Nays: None; Ordinance No. 2014-136 amended.

Councilmember Getsay moved, seconded by Councilmember Brady, that Ordinance No. 2014-136 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2014-136 amended, adopted.

Councilmember O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2014-137 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

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

Nays: None; Ordinance No. 2014-137 added to agenda.

ORDINANCE NO. 2014-137: AN ORDINANCE ACCEPTING THE STATE OF OHIO EMERGENCY MANAGEMENT AGENCY HAZARD MITIGATION GRANT.

MISCELLANEOUS:

None.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 9:08 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council