



**WESTLAKE CITY COUNCIL MEETING
PROCEEDINGS OF A PUBLIC HEARING
AND A REGULAR SESSION
FEBRUARY 19, 2015**

Public hearing was called to order by President of Council Michael F. Killeen at 8:03 p.m. in accordance with Article III, Section 13, of the Westlake City Charter and legal notice published in the West Life on February 11, 2015, and February 18, 2015, regarding the following legislation:

ORDINANCE NO. 2015-3: AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR A HEALTH EDUCATION AND BODY CONDITIONING COMPANY.

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. 2015-3 closed.

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The regular session of Council was called to order at 8:06 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, Assistant Law Director Robin Leasure, Deputy Service Director Chris Stuhm, Director of Engineering Robert Kelly, Finance Director Prashant Shah, Recreation Director Bob DeMinico, Planning Director James Bedell, Economic Development Manager Michelle Boczek, Director of Purchasing Larry Surber, Director of Inspections Donald Grayem, Director of Community Services Lydia Gadd, Police Chief Kevin Bielozzer, Fire Chief Jim Hughes, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember O'Donnell moved, seconded by Councilmember Nunnari, that the reading of the minutes of the regular session of February 5, 2015, be waived and that they be approved as received.

VOICE VOTE:

Yeas: All.

Nays: None; motion carried.

SELECTED CORRESPONDENCE:

Communication from Mayor Clough dated February 13, 2015, requesting authorization to purchase one new current model year Ford F250 4x4 pickup truck with selected options through the city of Columbus solicitation from Byers Ford in an amount not to exceed \$25,500.00. (Ordinance No. 2015-27)

Communication from Mayor Clough dated February 13, 2015, requesting authorization to enter into a maintenance agreement with Baileys Communications for the city network maintenance and to approve super blanket purchase order requests for the Information Technology and Police departments in an amount not to exceed \$33,425.00. (Ordinance No. 2015-33)

Communication from Mayor Clough dated February 13, 2015, requesting to accept the bids of Erie Materials, The Arms Trucking Co. and Kurtz Brothers, Inc. as the lowest and most responsive bidders for stone, sand, dirt and gravel. (Ordinance No. 2015-30)

Communication from Mayor Clough dated February 13, 2015, requesting to accept the bids of Allied Corp/The Shelly Company and Unique Paving Materials as the lowest and most responsive bidders for asphalt concrete and bituminous cold mix. (Ordinance No. 2015-31)

Communication from Mayor Clough dated February 13, 2015, requesting to accept the bid of Medina Supply as the lowest and most responsive bidder for concrete and related materials. (Ordinance No. 2015-32)

Communication from Mayor Clough dated February 13, 2015, requesting authorization to purchase cellular services through the General Services Administration (GSA) from Verizon Wireless in an amount not to exceed \$51,000.00 for the 2015 calendar year. (Ordinance No. 2015-29)

Communication from Mayor Clough dated February 13, 2015, requesting to accept the proposal of R.E. Warner in the amount of \$49,000.00 to perform the master detention basin study along Dover Ditch. (Ordinance No. 2015-28)

PETITIONS FROM THE PUBLIC:

None.

REPORT OF THE MAYOR:

Mayor Clough read his fourth report of the year.

REPORTS OF ADMINISTRATIVE OFFICIALS: COMMUNITY IMPROVEMENT CORPORATION (CIC):

Planning Director Bedell reported on the CIC meeting held earlier this evening at 6:45 p.m.

REPORTS OF STANDING COMMITTEES – PUBLIC GROUNDS, BUILDINGS AND RECREATION COMMITTEE:

Councilmember Brady reported on the February 16, 2015, Public Grounds, Buildings and Recreation committee meeting.

Councilmember Brady moved, seconded by Councilmember O'Donnell, that the report of the February 16, 2015, Public Grounds, Buildings and Recreation 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 7:31 p.m. Present were Councilmembers Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay. Also present were Mayor Clough; Directors Leasure (Assistant), Stuhm (Deputy), Kelly, Shah, DeMinico, Bedell, Boczek (Economic Development Manager), Surber, Grayem, Gadd, Bielozer, Hughes and Clerk Rosenbaum. Agenda items were discussed as well as selected correspondence, the city's salt supply and the status of the Verizon cell tower at St. John Medical Center. The following meeting was scheduled: Public Grounds, Buildings, Recreation Committee, March 16 at 7:00 p.m.

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, to adjourn at 8:00 p.m.

Yeas: All.

Nays: None; motion carried.

Meeting immediately adjourned at 8:00 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS:

None.

LEGISLATION:

ORDINANCE NO. 2015-3: AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR A HEALTH EDUCATION AND BODY CONDITIONING COMPANY. (First reading and referred to planning commission 1/6/15, planning commission recommended approval with conditions/modification 2/2/15, second reading, amended 2/5/15.)
(THIRD READING)

Councilmember Getsay moved, seconded by Councilmember Sullivan, that Ordinance No. 2015-3 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-3 adopted.

ORDINANCE NO. 2015-21: AN ORDINANCE ACCEPTING A BID AND
(SECOND READING) AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH PERRAM ELECTRIC, INC. FOR THE
CITY WIDE TRAFFIC SIGNAL UPGRADE WITHIN THE
CITY OF WESTLAKE, AND DECLARING AN
EMERGENCY. (First reading 2/5/15.)

Councilmember Brady 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 O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-21 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-21 adopted.

RESOLUTION NO. 2015-22: A RESOLUTION AUTHORIZING THE MAYOR TO
APPLY FOR AND ACCEPTING THE 2015/2016 EMS
GRANT THROUGH THE OHIO DEPARTMENT OF
PUBLIC SAFETY, DIVISION OF EMERGENCY MEDICAL
SERVICES FOR TRAINING AND MEDICAL EQUIPMENT.

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 Appel, that Resolution No. 2015-22 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Resolution No. 2015-22 adopted.

ORDINANCE NO. 2015-23: AN ORDINANCE AMENDING APPROPRIATIONS FOR
THE CITY OF WESTLAKE, OHIO.

Councilmember O'Donnell 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. 2015-23 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-23 adopted.

ORDINANCE NO. 2015-24: AN ORDINANCE AUTHORIZING EXPENDITURES OF UP TO \$60,000.00 BY THE MAYOR FOR THE PROVISION AND DISPLAY OF FIREWORKS AND FOR OTHER ENTERTAINMENT IN CONNECTION WITH THE CELEBRATION ON JULY 4, 2015, AND OTHER SUMMER FESTIVITIES.

Councilmember Appel 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 Appel moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-24 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-24 adopted.

ORDINANCE NO. 2015-25: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH THE WESTLAKE SWIM CLUB TO UTILIZE SPACE WITHIN THE WESTLAKE RECREATION CENTER.

Councilmember Brady 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 Appel moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-25 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-25 adopted.

ORDINANCE NO. 2015-26: AN ORDINANCE ESTABLISHING THE PAY RANGE FOR THE NEWLY CREATED POSITION OF OFFICE MANAGER WITHIN THE COMMUNITY SERVICES DEPARTMENT, AND DECLARING AN EMERGENCY.

Councilmember Appel moved, seconded by Councilmember O'Donnell, 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 Appel moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-26 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-26 adopted.

ORDINANCE NO. 2015-27: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE ONE (1) NEW CURRENT MODEL YEAR FORD F250 PICK-UP TRUCK WITH SELECTED OPTIONS THROUGH THE CITY OF COLUMBUS, OHIO CONTRACT, AND DECLARING AN EMERGENCY.

Councilmember Brady 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 Brady moved, seconded by Councilmember O'Donnell, that Ordinance No. 2015-27 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-27 adopted.

ORDINANCE NO. 2015-28: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH R.E. WARNER FOR PROFESSIONAL ENGINEERING SERVICES, AND DECLARING AN EMERGENCY.

Councilmember Brady 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. 2015-28 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-28 adopted.

ORDINANCE NO. 2015-29: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE CELLULAR SERVICE FROM VERIZON WIRELESS THROUGH THE GENERAL SERVICES ADMINISTRATION CONTRACT FOR CALENDAR YEAR 2015, 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 O'Donnell moved, seconded by Councilmember Appel, that Ordinance No. 2015-29 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-29 adopted.

ORDINANCE NO. 2015-30: AN ORDINANCE ACCEPTING VARIOUS BIDS AND AUTHORIZING THE MAYOR TO ENTER INTO VARIOUS CONTRACTS FOR THE PURCHASE OF STONE, SAND, DIRT AND GRAVEL FOR VARIOUS PROJECTS IN THE CITY OF WESTLAKE, AND DECLARING AN EMERGENCY.

Councilmember Brady 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 Appel moved, seconded by Councilmember Sullivan, that Ordinance No. 2015-30 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-30 adopted.

ORDINANCE NO. 2015-31: AN ORDINANCE ACCEPTING VARIOUS BIDS AND AUTHORIZING THE MAYOR TO ENTER INTO VARIOUS CONTRACTS FOR THE PURCHASE OF ASPHALT CONCRETE AND BITUMINOUS COLD MIX, AND DECLARING AN EMERGENCY.

Councilmember Nunnari moved, seconded by Councilmember Sullivan, 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 Appel, that Ordinance No. 2015-31 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-31 adopted.

ORDINANCE NO. 2015-32: AN ORDINANCE ACCEPTING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MEDINA SUPPLY FOR THE PURCHASE OF CONCRETE AND RELATED MATERIALS FOR THE SERVICE DEPARTMENT IN THE CITY OF WESTLAKE, AND DECLARING AN EMERGENCY.

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, 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 Sullivan, that Ordinance No. 2015-32 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-32 adopted.

ORDINANCE NO. 2015-33: AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS WITH BAILEYS COMMUNICATIONS FOR MAINTENANCE, TECHNICAL AND INSTALLATION SERVICES FOR THE CITY'S NETWORK, AND DECLARING AN EMERGENCY.

Councilmember Nunnari moved, seconded by Councilmember Sullivan, 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. 2015-33 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.
Nays: None; Ordinance No. 2015-33 adopted.

MISCELLANEOUS:

None.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 8:36 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council