



**WESTLAKE CITY COUNCIL MEETING
PROCEEDINGS OF A REGULAR SESSION
APRIL 2, 2015**

The regular session of Council was called to order at 8:01 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 Community Services Lydia Gadd, Police Captain Guy Turner, Fire Chief Jim Hughes, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember O'Donnell moved, seconded by Councilmember Appel, that the reading of the minutes of the regular session of March 19, 2015, 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 March 30, 2015, for a new D5I permit for Texas De Brazil Cleveland Corp. dba Texas De Brazil, 174 Union Street, Westlake, Ohio.

Councilmember Sullivan moved, seconded by Councilmember Getsay, not to object to a new D5I permit for Texas De Brazil Cleveland Corp. dba Texas De Brazil, 174 Union Street, Westlake, Ohio.

Yeas: All.

Nays: None; motion carried.

Communication from Mayor Clough dated March 30, 2015, requesting authorization to sell the listed items through the GovDeals auction site for the reserve amount listed or higher.

Councilmember Sullivan moved, seconded by Councilmember Nunnari, to authorize the administration to sell the listed items through the GovDeals auction site for the reserve amount listed or higher.

Yeas: All.

Nays: None; motion carried.

Communication from Mayor Clough dated March 30, 2015, requesting authorization to purchase international truck parts through Rush Truck Centers of Ohio in an amount not to exceed \$35,000.00 for the 2015 calendar year. (Ordinance No. 2015-46)

Communication from Mayor Clough dated March 24, 2015, requesting confirmation of the reappointment of John Walz to the tree commission effective January 1, 2015, for a term expiring December 31, 2016.

Councilmember O'Donnell moved, seconded by Councilmember Appel, to confirm the reappointment of John Walz to the tree commission effective January 1, 2015, for a term expiring December 31, 2016.

Yeas: All.

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 – PLANNING/ZONING/LEGISLATIVE COMMITTEE:

Councilmember Sullivan reported on the March 25, 2015, Planning/Zoning/Legislative committee meeting.

Councilmember Sullivan moved, seconded by Councilmember Getsay, that the report of the March 25, 2015, Planning/Zoning/Legislative committee meeting be received and filed.

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

Nays: None; motion carried.

SERVICE, STREETS, SIDEWALKS, ROAD DRAINS COMMITTEE:

Councilmember Appel reported on the March 25, 2015, Service, Streets, Sidewalks & Road Drains committee meeting.

Councilmember Appel moved, seconded by Councilmember Sullivan, that the report of the March 25, 2015, Service, Streets, Sidewalks & Road Drains committee meeting be received and filed.

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

Nays: None; motion carried.

Councilmember Sullivan moved, seconded by Councilmember Appel, that the 2015 Roadway program include an addition of a 500'-700' section of Hilliard Boulevard by Clague Park.

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

Nays: None; motion carried.

Councilmember Appel moved, seconded by Councilmember Sullivan, to authorize the administration to go out to bid for the 2015 Roadway and Infrastructure program.

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

Nays: None; motion carried.

COMMITTEE OF THE WHOLE:

Councilmember Brady reported on the March 25, 2015, Committee of the Whole meeting.

Councilmember Brady moved, seconded by Councilmember Nunnari, that the report of the March 25, 2015, Committee of the Whole 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 7:33 p.m. Present were Councilmembers Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay. Also present were Mayor Clough; Directors Wheeler, Quinn, Kelly, Shah, DeMinico, Bedell, Surber, Gadd, Turner (Captain), Hughes and Clerk Rosenbaum. Agenda items were discussed as well as selected correspondence, proposed legislation to be added to the agenda and repairs needed on a section of Hilliard Boulevard. The following meeting was re-announced: Safety, Utilities committee, April 21 at 7 p.m.

Councilmember Nunnari moved, seconded by Councilmember O'Donnell, to adjourn to executive session to discuss the sale of real property located on Center Ridge Road and the appointment of personnel in the fire department as well as civil service confirmation at 7:44 p.m.

ROLL CALL:

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

Nays: None; motion carried.

Also present were Mayor Clough, Law Director Wheeler, Fire Chief Jim Hughes, and Planning Director Jim Bedell (for sale of property portion only – exited at 7:55 p.m.).

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

ROLL CALL:

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

Nays: None; motion carried.

Meeting adjourned at 8:00 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS:

None.

LEGISLATION:

ORDINANCE NO. 2015-46: AN ORDINANCE APPROVING EXPENDITURES WITH RUSH TRUCK CENTERS OF OHIO FOR INTERNATIONAL TRUCK PARTS, AND DECLARING AN EMERGENCY.

Councilmember Nunnari 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 O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-46 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-46 adopted.

ORDINANCE NO. 2015-47: AN ORDINANCE PROVIDING FOR THE AMENDMENT OF THE ZONE MAP OF THE CITY OF WESTLAKE, WHICH ZONE MAP IS PART OF THE ZONING CODE OF THE CITY OF WESTLAKE, BY CHANGING THE ZONING OF CERTAIN LAND LOCATED BETWEEN CENTER RIDGE AND WESTWOOD ROADS, FROM R-MF-40 DISTRICT AND GENERAL BUSINESS DISTRICT TO R-MF-24 DISTRICT.

Council President Killeen referred Ordinance No. 2015-47 to the planning commission.

ORDINANCE NO. 2015-48: AN ORDINANCE AUTHORIZING AND DIRECTING THE PROPOSED AMENDMENT OF THE ZONING MAP OF THE CITY CHANGING THE ZONING OF CERTAIN LAND LOCATED BETWEEN CENTER RIDGE ROAD AND WESTWOOD ROAD, BEING PERMANENT PARCEL NOS. 215-01-011, 215-01-013, 215-01-014, 215-01-015 AND 215-01-029 FROM R-MF-40 DISTRICT AND GENERAL BUSINESS DISTRICT TO R-MF-24 DISTRICT, TO BE SUBMITTED TO THE ELECTORS AT A REGULAR MUNICIPAL OR GENERAL ELECTION FOR APPROVAL BY THE ELECTORATE, AND DECLARING AN

EMERGENCY.

Councilmember O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-49 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

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

Nays: None; Ordinance No. 2015-49 added to agenda.

ORDINANCE NO. 2015-49: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FOURTH AMENDED AGREEMENT FOR THE ADMINISTRATION OF THE CITY OF WESTLAKE GROUP HEALTH PLAN, AND DECLARING AN EMERGENCY.

Councilmember Nunnari 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. 2015-49 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-49 adopted.

MISCELLANEOUS:

None.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 8:19 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council