



**WESTLAKE CITY COUNCIL MEETING
PROCEEDINGS OF A REGULAR SESSION
JULY 16, 2015**

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, Law Director John Wheeler, Deputy Service Director Chris Stuhm, Director of Engineering Robert Kelly, Finance Director Prashant Shah, Recreation Director Bob DeMinico, Planning Director James Bedell, Director of Inspections Donald Grayem, Director of Community Services Lydia Gadd, Police Chief Kevin Bielozer, Fire Chief Jim Hughes, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, that the reading of the minutes of the regular session of July 2, 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 July 6, 2015, for a new D1 permit for Arc Westlake Village Inc. dba Westlake Village, 28550 Westlake Village Drive, Westlake, Ohio.

Councilmember Appel moved, seconded by Councilmember Nunnari, not to object to a new D1 permit for Arc Westlake Village Inc. dba Westlake Village, 28550 Westlake Village Drive, Westlake, Ohio.

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

Nays: None; motion carried.

Communication from Mayor Clough dated July 13, 2015, requesting authorization to sell the listed items through the GovDeals auction site for the reserve amount listed or higher.

Councilmember Appel moved, seconded by Councilmember O'Donnell, 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 July 15, 2015, requesting to approve and accept the start of the appropriation procedure for the Canterbury/Detroit roads intersection widening highway easements. (Ordinance No. 2015-104)

Notice from Ohio Division of Liquor Control received July 16, 2015, for new D2, D3 permits for Ichiban Salon and Day Spa Inc., 23550 Center Ridge Road, Suite 108, Westlake, Ohio.

Councilmember Appel moved, seconded by Councilmember Nunnari, not to object to new D2, D3 permits for Ichiban Salon and Day Spa Inc., 23550 Center Ridge Road, Suite 108, Westlake, Ohio.

Yeas: All.

Nays: None; motion carried.

PETITIONS FROM THE PUBLIC:

None.

REPORT OF THE MAYOR:

Mayor Clough read his fourteenth report of the year.

REPORTS OF STANDING COMMITTEES – SANITATION COMMITTEE:

Councilmember Nunnari reported on the July 14, 2015, Sanitation committee meeting. The written report, once completed, will be received and filed at the September 3, 2015, Council meeting.

FINANCE COMMITTEE:

Council President Killeen reported on the July 16, 2015, Finance committee meeting.

Councilmember Brady moved, seconded by Councilmember Getsay, that the report of the July 16, 2015, Finance 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 Wheeler, Stuhm (Deputy Director), Kelly, Shah, DeMinico, Bedell, Grayem, Gadd, Bielozer, Hughes and Clerk Rosenbaum. Agenda items were discussed as well as selected correspondence, the planning commission report and proposed legislation to be added to the agenda. No meetings were scheduled.

Councilmember O'Donnell moved, seconded by Councilmember Appel, to adjourn to executive session to discuss pending litigation and possible sale of property at 7:55 p.m.

ROLL CALL:

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

Nays: None; motion carried.

Also present were Mayor Clough and Law Director Wheeler.

Councilmember Brady moved, seconded by Councilmember Getsay, to adjourn executive session at 8:03 p.m.

ROLL CALL:

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

Nays: None; motion carried.

Meeting adjourned at 8:03 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS – PLANNING COMMISSION:

Councilmember Getsay reported on the July 6, 2015, planning commission meeting advising that the commission took the following actions: **Kensington Square Sign Plan, 28687 Center Ridge Rd., PP# 216-18-001:** Findings of fact: 1. The proposed replacement sign face complies with code in terms of height above grade. 2. Section 1223.08(b)(4) states that: "In a commercial ... district, up to a maximum of thirty three percent (33%) of the area of a freestanding identification sign may be devoted to single-color changeable copy..." 3. This provision has been used by Planning Commission to allow single-color electronic changeable copy as long as such a sign complies with the code in terms of not being an animated sign and not exceeding the illumination performance regulations in the code. 4. The electronic message center is described as "full color" but is depicted as one color and owner has stated in a letter that they will only use one color at a time. 5. The electronic message center is 29% of the proposed sign face. 6. Section 1223.02(a)(1) defines an "Animated sign" as "any sign that uses movement or change of lighting including ... flashing to depict action or create a special effect or scene. Animation shall be considered any change or movement more frequent than once per twenty-four hours." 7. Section 1223.12(a) prohibits animated signs. 8. The message center will replace approximately ten individual tenant panels on the existing sign face. 9. The applicant has submitted a letter stating that they will comply with the code and will only change the message one time a day with no flashing or scrolling. 10. Section 1223.07(b) prohibits excessive brightness for signage which is defined as emitting more than 10 lumens of light when measured three feet from the center of the sign face. 11. The applicant has submitted letter stating that they will not exceed 10 lumens when measured 3' from the center of the sign face. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to approve the proposed sign plan as submitted with a: 1. 3.78 sf sign area modification to allow a 33.78 sf total sign face; 2. Condition that they comply with the sign code as stated in the letter submitted 5/29/15. **Michael Kors Storefront & Sign Plan, 203 Market St., PP#211-24-308:** Findings of fact: 1. The storefront complies with the requirements of the design guidelines. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Michael Kors storefront as presented. Findings of fact: 1. The proposal, as corrected, complies with the sign criteria. 2. Section 3.1 states that the acrylic face of letter forms must have a matte finish to avoid reflections in the letter faces when not illuminated. 3. Section 3.1 states that raceways are not

permitted unless they become an integral part of the sign design or architecture of the storefront. The stainless steel ledge reads as part of the architecture of the storefront. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to approve the Michael Kors sign plan as submitted with a condition that the acrylic faces of the signage have a matte finish.

Lululemon Athletica Storefront & Sign Plan, 201 Market St., PP#211-24-302: Findings of fact: 1. The storefront is primarily constructed of Corten steel treated with an arrestor to maintain a mottled rust and brown surface and coated to prevent rust from bleeding onto adjacent surfaces. 2. Some of the glazing is acid etched and appears dark. 3. Section 6.12 of the Crocker Design Guidelines requires glass to be clear unless a special or unique circumstance exists.

4. Section 10.1 of the Crocker Design Guidelines states that they are “intended to restrict creativity as little as possible...each shop should become a distinct and expressive participant in creating Crocker Park’s ‘sense of place’...The collection of these unique storefronts will make the street experience a truly remarkable one...Placing strict limitations on their ingenuity is counterproductive to the ultimate goal of creating active and visually stimulating streets...”

Motion: Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Lululemon Athletica storefront as presented with the following conditions and modification: 1. Condition that the protective coating is maintained to keep any rust from bleeding onto adjacent concrete and other materials. 2. The arch motifs are considered part of the storefront rather than part of the signage. 3. Modification from the Crocker Design Guidelines to allow part of the façade to be acid etched glass (which will appear frosted).

Findings of fact: 1. The proposal complies with the sign criteria. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to approve the Lululemon Athletica sign plan as submitted. **Westfield Apartments Sign Plan, 29050 Detroit, PP#212-11-010:**

Findings of fact: 1. The proposed sign plan replaces an existing monument sign with an oversized directional sign and a new post and panel sign. 2. The over-sized directional sign will need a modification to be 6 sq. ft. in area and 3.69’ tall. 3. The over-sized directional sign is in lieu of monument signs that they could install at their other two entrance. 4. The new freestanding identification sign is a post and panel sign constructed between two brick columns topped by coach light fixtures and will be externally illuminated. 5. The applicant has submitted a letter dated 6/9/15 stating that they will not exceed 10 lumens when measured 3’ from the center of the sign face and that they will plant dense landscaping beneath the sign face to screen glare. 6. The applicant proposes to locate the new signage 10’ from the planned right-of-way to avoid having to move it when the road is widened. 7. The applicant wishes to remove two large trees from the front yard to improve the visibility of the new sign but will plant a new tree and additional landscaping in the front yard. 8. The removal of the two trees will make the property less compliant with the current tree regulations. 9. The applicant wished to install a flagpole in the front yard behind the sign. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to approve the proposed sign plan as submitted with a:

1. Modification to permit an over-sized directional sign in lieu of monument signs permitted at their other two Bassett Road driveways. 2. A 2’ size modification and .69’ height modification for the directional sign. 3. Modification to allow a new post and panel freestanding sign with a condition that dense landscaping is planted beneath the sign face to shield glare from new external illumination. 4. Condition that they comply with the sign code as stated in the letter submitted 6/9/15. 5. Condition that exact light specification are submitted to and approved by the Planning Department. 6. Condition that the new freestanding post and panel sign is installed 12’ from the sidewalk which will place it 1’ outside the planned right-of-way in order to not have to remove any of the mature trees in the front yard. This will require a 9’ setback modification. 7. If the sign must be moved when the road is widened that it be done at the sign owner’s expense. 8. Modification to allow a new flagpole in the front yard for display of an American flag as long as

the pole is no closer to any lot line than its height, in no cases is taller than 35' and that a building permit is obtained before it is installed. **Savarino Lot Split & Assembly, 30419 Center Ridge, PP#217-21-008 & 013:** Findings of fact: 1. The proposal permits the development of a new home site while preserving a historic resource. 2. The proposal does not increase the nonconformity of the existing home. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to approve the proposal as submitted with the following:

1. Condition that the garage will be removed after construction of the new home or moved to be solely on one parcel and outside of any setback areas.
2. Condition that there be a 15' side yard setback to the adjacent property line from the historic house and that new plat and legal description is submitted.

Tabled the **Canterbury Manor 2 Subdivision Preliminary Plan (12 lots), Center Ridge Rd. & Newbury extension, PP#213-23-023 & 024** to the August 3, 2015, meeting. **The Reserve at Fox Run Subdivision, Final Plat (14 lots), Fox Run, PP#214-29-**

018: Findings of fact: 1. The proposed location of the street is generally the same as the approved 1984 Guide Plan Map with changes to the road alignment and lots to reflective of current requirements for minimum lot size requirements and surrounding development that makes it impossible to construct the roadway in the exact same location as shown in the guide plan. 2. These changes, as well as the shape of the area to be subdivided, resulted in the need for very minimal modifications for lot depth to width ratios for various lots. Even with these modifications, all lots will provide the required setbacks and square footage necessary for new home sites. Therefore, the modifications are in accordance with sections 1131.04 and 1127.01 of the Planning and Platting Code. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Reserve at Fox Run Subdivision Final Plat with the following conditions: 1. Modifications are granted for lot depth to width ratios of .1 for lot 3, .3 for lots 7 and 12 and .4 for lot 14. 2. The planting design for the islands shall be submitted to staff for approval prior to construction of the landscaping. 3. A homeowners association shall be established for the maintenance of the retention basin and cul-de-sac. 4. A fence will be provided around the drainage basin, unless a waiver is granted. 5. The approval is subject to comments in Part III and the 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. Tabled **The Reserve at Fox Run Subdivision, fence waiver, Fox Run, PP#214-29-018** to the August 3, 2015, meeting. **Ordinance 2015-84 rezoning southwest corner of Crocker & Center Ridge, PP#217-26-002, from R-1F-80 (single family) to OB (Office Building District):**

Findings of fact: 1. The proposed rezoning is being done to remove split zoning from a parcel in order to development the entire parcel for a medical arts office building. 2. The proposal meets the purpose for office zoning in 1216.01. 3. The proposal meets the best practices for rezoning in Part III of the 6/18/15 staff report. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of Ord. 2015-84. **Mitchell's Tavern Development Plan, addition, 24282 Center Ridge Rd., PP#214-08-007:** Findings of fact:

1. The building design approved on 10/3/11 is being altered to better serve the adjacent volleyball courts, provide additional restroom facilities, and an improved kitchen.
2. The proposal meets zoning requirements with a modification needed for the deck on the east side of the addition. This deck provides access from the rear patio to the exterior alcove.

Motion: Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Mitchell's Tavern Development Plan with the following conditions: 1. An earth tone color shall be used for the dumpster enclosure gate. 2. A modification of 8' is granted for the deck.

3. The exterior alcove shall be paved. 4. The approval is subject to the comments received in Part III of this report and 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 resubmitted to the Planning Commission. **Miami Nights Development Plan, addition, 857 Columbia Rd., PP#213-08-026:** Findings of fact: 1. Since this is a corner lot, with two main facades, granting a small modification for the proposed additional signage is reasonable. 2. Architecturally, the sign above the new entry doors appears correct and does not detract from the building design. 3. The architect has not indicated any new exterior lighting. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Miami Nights Development Plan with the following conditions: 1. A modification is granted for the standing seam metal roof and tower in a silver finish. 2. Any substandard, unhealthy, or dying plant materials should be replaced with like materials. 3. Submit landscape plan for August 3, 2015, planning commission meeting. 4. A modification of 20.9 s.f. is granted for the total amount of signage permitted for the property. 5. A modification is granted for the sign above the new entry doors that is slightly taller than the parapet for the rest of the building. 6. A sign permit with detailed drawings for construction including materials and color is required for staff approval. 7. 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. **Rhino Holdings Group Development Plans, Viking Parkway, 211-01-006:** Findings of fact: 1. A 2' modification is needed for the driveway width. 2. There are protective covenants in place for this property that requires that Beacon Westlake LLC approve the design before the applicant may bring it for your approval. 3. Although the City does not enforce restrictive covenants these individuals must agree on the design before your review. **Motion:** Based upon the findings of fact, Mr. Lamb moved and Mr. DiCarlo second to recommend approval of the Rhino Holdings Group Development Plans with the following conditions: 1. Architectural insulated metal panels shall be used in place of corrugated metal panels shown on plans. 2. Final approval of plans is required by Beacon Westlake LLC in accordance with the protective covenants. 3. Asphalt/concrete curbs required on all drives and parking lots. 4. A modification is granted for the width of the driveway to be 26' wide. 5. A modification is granted to Landbank 20 parking spaces. 6. Fence shall be in a black, brown or green finish. 7. The approval is subject to the comments in Part III of this report and 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 resubmitted to the Planning Commission. **Ordinance 2015-83 amending §1218.03 by enacting new subsections (h)(14) commercial indoor firing ranges in Exclusive Industrial:** request an extension of time until October 5, 2015, for Ordinance 2015-83; tabled Ordinance 2015-83. **Draft code amendments: Motion:** Mr. Lamb moved and Mr. DiCarlo second to forward suggested code amendments to 1218.03 to council for its consideration. Meeting adjourned at 9:55 p.m. The next regular meeting is scheduled for Monday, August 3, 2015, in the Westlake City Hall Council Chambers.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to approve the **Michael Kors Storefront**.

Yeas: O'Donnell, Brady, Getsay, Killeen, Appel, Nunnari, Sullivan.
Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Brady, to approve the **Lululemon Athletica Storefront** with the modification/conditions listed in the report of the July 6, 2015, planning commission.

Yeas: Brady, Getsay, Killeen, Appel, Nunnari, Sullivan, O'Donnell.
Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Brady, to approve the **Mitchell's Tavern Development Plan, addition** with the conditions listed in the report of the July 6, 2015, planning commission.

Yeas: Getsay, Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady.
Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to approve the **Miami Nights Development Plan, addition** with the conditions listed in the report of the July 6, 2015, planning commission.

Yeas: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay.
Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to approve the **Rhino Holdings Group Development Plans** with the conditions listed in the report of the July 6, 2015, planning commission.

Yeas: Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay, Killeen.
Nays: None; motion carried.

Councilmember Getsay moved, seconded by Councilmember Sullivan, to grant an extension of time until October 5, 2015, for **Ordinance 2015-83**.

Yeas: Nunnari, Sullivan, O'Donnell, Brady, Getsay, Killeen, Appel.
Nays: None; motion carried.

Council President Killeen referred the suggested **code amendments to §1218.03** to the Planning, Zoning, Legislative committee.

LEGISLATION:

ORDINANCE NO. 2015-84: 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 ON THE WEST SIDE OF CROCKER ROAD AND THE SOUTH SIDE OF CENTER RIDGE ROAD, BEING PART OF PERMANENT PARCEL NO. 217-26-002, FROM ONE FAMILY DISTRICT TO OFFICE BUILDING DISTRICT. (First reading and referred to planning commission 6/4/15, planning commission recommended approval 7/6/15.)
(SECOND READING)

Council President Killeen set a public hearing on Ordinance No. 2015-84 for September 3, 2015.

ORDINANCE NO. 2015-94: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BRANDSTETTER CARROLL INC. FOR PROFESSIONAL ENGINEERING SERVICES, AND DECLARING AN EMERGENCY. (First reading 7/2/15.)
(SECOND READING)

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. 2015-84 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-84 adopted.

ORDINANCE NO. 2015-98: AN ORDINANCE APPROVING (FOR RECORDING PURPOSES ONLY) THE FINAL PLAT OF THE RESERVE AT FOX RUN MAJOR SUBDIVISION, IN THE CITY OF WESTLAKE.

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. 2015-98 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-98 adopted.

ORDINANCE NO. 2015-99: AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2015-28 AS TO A PROFESSIONAL SERVICES CONTRACT WITH R.E. WARNER, 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 O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-99 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-99 adopted.

RESOLUTION NO. 2015-100: A RESOLUTION ACCEPTING A DONATION OF POLICE EQUIPMENT FROM UNIVERSITY HOSPITAL ST. JOHN MEDICAL CENTER.

Councilmember Appel moved, seconded by Councilmember O'Donnell, 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 Appel moved, seconded by Councilmember Nunnari, that Resolution No. 2015-100 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Resolution No. 2015-100 adopted.

ORDINANCE NO. 2015-101: AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2015-41 AS TO A PERSONAL SERVICES CONTRACT WITH EARTH CONSULTING, LTD., AND DECLARING AN EMERGENCY.

Council President explained that this ordinance was amending the wrong contract, so it was not needed and was being replaced by Ordinance No. 2015-103.

Councilmember Appel moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-101 be adopted.

ROLL CALL ON ADOPTION:

Yeas: None.

Nays: Killeen, Appel, Nunnari, Sullivan, O'Donnell, Brady, Getsay; Ordinance No. 2015-101 defeated.

ORDINANCE NO. 2015-102: AN ORDINANCE AMENDING APPROPRIATIONS FOR THE CITY OF WESTLAKE, OHIO.

Councilmember Getsay 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. 2015-102 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-102 adopted.

Councilmember Sullivan moved, seconded by Councilmember Nunnari, that Ordinance Nos. 2015-103 and 104 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

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

Nays: None; Ordinance Nos. 2015-103 and 104 added to agenda.

ORDINANCE NO. 2015-103: AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2010-86 AS TO A CHANGE ORDER FOR THE GROUNDWATER QUALITY ASSESSMENT PLAN CONTRACT WITH EARTH CONSULTING, LTD., AND DECLARING AN EMERGENCY.

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. 2015-103 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-103 adopted.

ORDINANCE NO. 2015-104: AN ORDINANCE APPROPRIATING VARIOUS PERMANENT HIGHWAY EASEMENTS ON VARIOUS PROPERTIES IN WESTLAKE, OHIO PURSUANT TO OHIO REVISED CODE CHAPTER 163 PROVIDING FOR THE EXPEDITED ACQUISITION OF PROPERTY FOR THE MUNICIPAL PURPOSE OF MAKING OR REPAIRING ROADS WHICH SHALL BE OPEN TO THE PUBLIC WITHOUT CHARGE, AND DECLARING AN EMERGENCY.

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 O'Donnell moved, seconded by Councilmember Nunnari, that Ordinance No. 2015-104 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2015-104 adopted.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 8:46 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council