

**PROCEEDINGS OF REGULAR SESSION
OF WESTLAKE CITY COUNCIL
JANUARY 4, 2007**

The Regular Session of Council was called to order at 8:09 p.m. by President of Council Michael F. Killeen.

Present: President of Council Michael F. Killeen; Councilmembers Nan A. Baker, Kenneth R. Brady, James P. Connole, Edward G. Hack, Michael F. O'Donnell, Dennis J. Sullivan.

Also present: Mayor Dennis Clough, Law Director John Wheeler, Service Director Donald Glauner, Director of Engineering Robert Kelly, Finance Director Anne Fritz, Recreation Director Michael Rump, Planning Director Robert Parry, Director of Purchasing Mary Calabrese, Director of Inspections Donald Grayem, Police Chief Richard Walling, Fire Chief Richard Pietrick, Clerk of Council Susan J. Prehoda.

APPROVAL OF MINUTES:

Councilmember Hack moved, seconded by Councilmember Brady, that the reading of the Minutes of the Regular Session of December 21, 2006, be waived and that they be approved as received.

ROLL CALL:

Yeas: Killeen, Baker, Brady, Connole, Hack, O'Donnell, Sullivan.

Nays: None; motion carried.

SELECTED CORRESPONDENCE:

Communication from Mayor Clough dated January 2, 2007, requesting that a meeting be scheduled for a formal presentation of the Citizens' Survey done by the Impact Group. Council President Killeen referred this item to the January 10, 2007, Committee of the Whole meeting.

Communication from Mayor Clough dated January 4, 2007, requesting that Ms. Lorie Scheer be reappointed to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Councilmember Brady moved, seconded by Councilmember Baker, to confirm the reappointment of Ms. Lorie Scheer to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Yeas: Killeen, Hack, Connole, Sullivan, O'Donnell, Brady, Baker.

Nays: None; motion carried.

Communication from Mayor Clough dated January 4, 2007, requesting that Mr. John Walz be reappointed to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Councilmember Brady moved, seconded by Councilmember O'Donnell, to confirm the reappointment of Mr. John Walz to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Yeas: Hack, Connole, Sullivan, O'Donnell, Brady, Baker, Killeen.

Nays: None; motion carried.

Communication from Mayor Clough dated January 4, 2007, requesting that Mr. John Palamar be reappointed to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Councilmember Hack moved, seconded by Councilmember Connole, to confirm the reappointment of Mr. John Palamar to the Westlake Tree Commission to serve an additional 2 year term ending on December 31, 2008.

Yeas: Connole, Sullivan, O'Donnell, Brady, Baker, Killeen, Hack.

Nays: None; motion carried.

Communication from Mayor Clough dated January 4, 2007, requesting that Mr. Steve Presley be appointed to the Westlake Civil Service Commission to fulfill the term of Ms. Marie Marrali who recently resigned. Mr. Presley's term would end on December 31, 2010.

Councilmember O'Donnell moved, seconded by Councilmember Brady, to confirm the appointment of Mr. Steve Presley to the Westlake Civil Service Commission to fulfill the term of Ms. Marie Marrali who recently resigned. Mr. Presley's term would end on December 31, 2010.

Yeas: Sullivan, O'Donnell, Brady, Baker, Killeen, Hack, Connole.

Nays: None; motion carried.

Petition from Mr. Bill Hornung, 28500 E. Brockway Drive, received January 4, 2007, requesting Council to start the process to ask voters of Westlake to vote on zoning 42 acres on Bradley Road to recreational. Council President Killeen referred this item to the Planning/Zoning/Legislative Committee.

PETITIONS FROM THE PUBLIC:

Ms. Mary Levtzow, 2454 Dover Center Road, commented on proposed fees regarding emergency medical services, inheritance taxes received and how same will be used, and the purchase of land on Bradley Road from the Westlake City School Board.

Ms. Beth Vecchio, 24763 Framingham Drive, commented on the Bradley Road land for sale, owned by the Westlake City School Board, stating that it should be used for fields for school sports.

REPORT OF THE MAYOR:

Mayor Clough read his first report of the year.

REPORTS OF STANDING COMMITTEES - COMMITTEE OF THE WHOLE:

President of Council Killeen reported on the Committee of the Whole meeting held this date at 7:35 p.m. Present were Councilmembers Killeen, Baker, Brady, Connole, Hack, O'Donnell, Sullivan. Also present were Mayor Clough; Directors Wheeler, Glauner, Kelly, Fritz, Rump, Parry, Calabrese, Grayem, Walling, Pietrick. Agenda items were discussed. Selected correspondence and proposed legislation to be added to the agenda were each briefly discussed. The following meetings were scheduled: Committee of the Whole, 7:00 p.m., January 10, 2007; Planning/Zoning/Legislative Committee, 7:30 p.m., January 10, 2007; Planning/Zoning/Legislative Committee, 7:00 p.m., January 29, 2007; Finance Committee, 7:30 p.m., January 29, 2007.

Council President Killeen announced that council committee assignments for 2007 would be the same as assigned in 2006.

Councilmember O'Donnell moved, seconded by Councilmember Hack, to appoint Councilmember Connole as the 2007 council representative to the planning commission.

Yeas: O'Donnell, Brady, Baker, Killeen, Hack, Sullivan, Connole.

Nays: None; motion carried.

Councilmember Sullivan moved, seconded by Councilmember O'Donnell, to adjourn to executive session to discuss wage negotiations and issues pertaining to those matters listed in Ohio Revised Code, Section 121.22(G)(1), at 7:55 p.m.

ROLL CALL:

Yeas: Killeen, Baker, Brady, Connole, Hack, O'Donnell, Sullivan.

Nays: None; motion carried.

Also present were Mayor Clough, Law Director Wheeler, Finance Director Fritz.

Councilmember O'Donnell moved, seconded by Councilmember Connole, to adjourn executive session at 8:08 p.m.

ROLL CALL:

Yeas: Killeen, Baker, Brady, Connole, Hack, O'Donnell, Sullivan.

Nays: None; motion carried.

Meeting immediately adjourned at 8:08 p.m.

LEGISLATION:

RESOLUTION NO. 2006-180:
(THIRD READING)

A RESOLUTION APPROVING THE PRELIMINARY PLAN OF THE COUNTRY CLUB ESTATES MAJOR SUBDIVISION, PHASE 7 IN THE CITY OF WESTLAKE.

Councilmember Hack moved, seconded by Councilmember Connole, that Resolution No. 2006-180 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Brady, Baker, Killeen, Hack, Connole, Sullivan, O'Donnell.

Nays: None; Resolution No. 2006-180 adopted.

ORDINANCE NO. 2006-184: AN ORDINANCE AMENDING SECTION 707.05 OF
(SECOND READING) THE BUSINESS REGULATION CODE AS TO THE
HOURS OF OPERATION OF OUTDOOR DINING
FACILITIES.

Councilmember Connole moved, seconded by Councilmember Brady, that Ordinance Nos. 2007-1 and 2 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

Yeas: Baker, Killeen, Hack, Connole, Sullivan, O'Donnell, Brady.

Nays: None; Ordinance Nos. 2007-1 and 2 added to agenda.

ORDINANCE NO. 2007-1: AN ORDINANCE AUTHORIZING THE MAYOR TO
ENTER INTO URBAN AREA SECURITY
AGREEMENTS WITH THE CUYAHOGA COUNTY
BOARD OF COMMISSIONERS, AND DECLARING
AN EMERGENCY.

Councilmember Hack 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 Brady moved, seconded by Councilmember Sullivan, that Ordinance No. 2007-1 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Killeen, Hack, Connole, Sullivan, O'Donnell, Brady, Baker.

Nays: None; Ordinance No. 2007-1 adopted.

ORDINANCE NO. 2007-2: AN ORDINANCE FIXING THE COMPENSATION OF
SALARIED AND HOURLY RATE EMPLOYEES IN
THE SEVERAL DEPARTMENTS OF THE CITY OF
WESTLAKE, AND REPEALING ALL OTHER
ORDINANCES IN CONFLICT HEREWITH, AND
DECLARING AN EMERGENCY.

Council President Killeen referred Ordinance No. 2007-2 to the Finance Committee.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 8:43 p.m.

Susan J. Prehoda, CMC
Clerk of Council

Michael F. Killeen,
President of Council