

**PROCEEDINGS OF REGULAR SESSION
OF WESTLAKE CITY COUNCIL
JULY 15, 2010**

The regular session of council was called to order at 8:00 p.m. by President of Council Michael F. Killeen.

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

Also present: Mayor Dennis Clough, Law Director John Wheeler, Acting Service Director Chris Stuhm, Director of Engineering Robert Kelly, Acting Finance Director Bonnie Freeh, Recreation Director Michael Rump, Planning Director Robert Parry, Director of Purchasing Mary Calabrese, Assistant Director of Purchasing Larry Surber, Assistant Director of Community Services Sue Venick, Police Chief Richard Walling, Provisional Fire Chief Dale Kraus, Clerk of Council Denise L. Rosenbaum.

APPROVAL OF MINUTES:

Councilmember O'Donnell moved, seconded by Councilmember Brady, that the reading of the minutes of the regular session of July 1, 2010, be waived and that they be approved as received.

VOICE VOTE:

Yeas: Killeen, Getsay, Brady, Hack, O'Donnell, Sullivan.

Abstentions: Connole.

Nays: None; motion carried.

SELECTED CORRESPONDENCE:

Communication from Mayor Clough dated July 14, 2010, requesting permission for Captain Guy Turner and K9 Officer Dennis Funari to attend training sessions detailed on the attached memos.

Councilmember Brady moved, seconded by Councilmember O'Donnell, to authorize Captain Guy Turner and K9 Officer Dennis Funari to attend training sessions.

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

Nays: None; motion carried.

Councilmember Brady assumed the chair for this item:

Communication from Mayor Clough dated July 14, 2010, requesting authorization to purchase networking components, installation, maintenance support and various related equipment for network fiber upgrade, through the State of Ohio Cooperative Purchasing program, from Logos Communication in an amount not to exceed \$189,000.00.

Council President Killeen re-assumed the chair.

Notice from Ohio Division of Liquor Control received July 15, 2010, for a new D5I permit for Sakura Westlake, Inc., DBA Arashi Japan, 30006 Detroit Road Unit 58, Westlake, Ohio 44145.

Councilmember Sullivan moved, seconded by Councilmember Getsay, not to object to the request for a new D5I permit for Sakura Westlake, Inc. DBA Arashi Japan, 30006 Detroit Road Unit 58, Westlake, Ohio 44145.

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

Nays: None; motion carried.

PETITIONS FROM THE PUBLIC:

Roger Temethy, 1479 Hunters Chase, spoke on banning all cell phone usage while driving and asked what measures could be taken locally to implement such a ban.

Mel Maurer, 1988 Sperry's Forge Trail, Chairman of the 2009 Charter Review Committee, commented on the Charter amendments proposed by the committee, the process of review and approval or disapproval of the same by Council and the need for all the proposed amendments to go to the voters.

REPORT OF THE MAYOR:

Mayor Clough read his fourteenth report of the year.

REPORTS OF STANDING COMMITTEES – FINANCE COMMITTEE:

Council President Killeen reported on the July 8, 2010, Finance committee meeting.

Councilmember Hack moved, seconded by Councilmember Brady, that the report of the July 8, 2010, Finance committee meeting be received and filed.

VOICE VOTE:

Yeas: All.

Nays: None; motion carried.

AD HOC IT COMMITTEE:

Councilmember O'Donnell reported on the July 13, 2010, Ad Hoc IT committee meeting.

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, that the report of the July 13, 2010, Ad Hoc IT committee meeting be received and filed.

VOICE VOTE:

Yeas: All.

Nays: None; motion carried.

RECREATION COMMITTEE:

Councilmember Getsay reported that the July 13, 2010, Recreation committee meeting was cancelled due to a lack of quorum. It has been rescheduled to August 24, 2010, at 7:00 p.m.

COMMITTEE OF THE WHOLE:

President of Council Killeen reported on the Committee of the Whole meeting held this date at 7:05 p.m. Present were Councilmembers Killeen, Getsay, Brady, Connole, Hack, Sullivan. Also present were Mayor Clough; Directors Wheeler, Stuhm (Acting), Kelly, Freeh (Acting), Rump, Parry, Calabrese, Surber (Assistant), Walling, Kraus (Provisional).

Councilmember Sullivan moved, seconded by Councilmember Hack, to adjourn to executive session to discuss personnel as well as any other matters that may pertain that are listed in Ohio Revised Code, Section 121.22(G)(1), at 7:05 p.m.

ROLL CALL:

Yeas: Killeen, Getsay, Brady, Connole, Hack, Sullivan.

Nays: None; motion carried.

Also present were Mayor Clough and Law Director Wheeler. Councilmember O'Donnell arrived at 7:22 p.m.

Councilmember Hack moved, seconded by Councilmember Sullivan, to adjourn executive session at 7:28 p.m.

ROLL CALL:

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

Nays: None; motion carried.

Meeting adjourned at 7:28 p.m.

Continuing in regular session, agenda items were discussed as well as selected correspondence, the planning commission report, proposed legislation to be added to the agenda and the status of the topsoil on city land west of the library. The following meetings were scheduled: Recreation Committee, August 24, 2010, at 7:00 p.m. followed by Planning/Zoning/Legislative Committee at 7:15 p.m.

Councilmember Hack moved, seconded by Councilmember O'Donnell, to adjourn at 7:55 p.m.

Yeas: All.

Nays: None; motion carried.

Meeting immediately adjourned at 7:55 p.m.

REPORTS OF OTHER BOARDS AND COMMISSIONS - PLANNING COMMISSION:

Councilmember Connole reported on the July 12, 2010, planning commission meeting advising that the commission approved the Canterbury Place Sign Plan, 2360 Canterbury Rd., PP# 213-17-047; tabled the Crocker Park Art Sculptures on JW Park Pavilion, determination of Public Art, 229 Crocker Park Blvd., PP# 211-25-004, to the August 30th meeting – per the applicant's request; recommended approval of the Crocker Park, Site Improvements, add curbside parking on Market Street, PP# 211-26-001, as shown on sheet A103 received at the meeting with the condition that the parking spaces will be eliminated at any time if the Westlake Police Department deems necessary; did not recommend approval of Ordinance 2010-76, amending 1216.05(b) to provide for lot width regulations for parcels of land consisting of no less than 15 contiguous acres in Interchange Services District; recommended approval of the RTA Park-n-Ride, minor revision to approved Development Plans and Ordinance 2010-98 granting an easement, 25000 Sperry Rd., PP# 213-08-002 to 007; recommended approval of

the Clearwire Development Plan, Co-location on water tower, 1820 Bassett Rd., PP# 211-27-023, with the following conditions: 1. condition that existing arborvitae opposite the proposed fenced area should be maintained and/or replaced at Clearwire's expense if damaged; and 2. condition that the fence should be painted black to match the existing chain link fencing; recommended approval of the Lakeshore Community Credit Union Development Plans, 25486 Detroit Rd., PP# 213-07-011, with the following conditions and modification: 1. a 30' setback modification from Detroit Road; 2. condition the west parking lot is expanded an additional 5' to the west; 3. condition that the light poles are 20' in height; 4. condition the HVAC and any equipment boxes are located on the north side of the building; and 5. condition the east drive exit lane is right turn out only; Charles Scott Salon & Spa Storefront & Sign Plan, 294 Crocker Park Blvd., PP# 211-25-004 - recommended approval of the Charles Scott Salon & Spa Storefront and approved the Charles Scott Salon & Spa Sign Plan with a modification to only count the "CS" logo on the awning as sign area; Evergreen Cemetery Development Plan (fence) & Sign Plan, 29535 Center Ridge Rd., PP# 217-28-002 & 003 – approved the sign plan and recommended approval of the development plan with the following modifications: 1. a 7' setback modification; 2. a 13' height modification for the archway; 3. an 18" height modification for the fence; and 4. to grant a modification to allow the fence to be more than 10% of the frontage; approved the Schill-Skill Holdings Lot Split & Assembly, 2242 Bradley Rd. & 2237 Silveridge Trail, PP# 211-11-013 & 067, with the condition that the language referencing a landscape easement be removed from the plat; tabled the Brad Smith Roofing Sign Plan, 24550 Sperry Rd., PP# 217-01-027, to the August 30th meeting – per the applicant's request; approved the New Balance Sign Plan, 30167 Detroit Rd., PP# 211-25-002, with a 6" height modification for the logo ("NB" letters); tabled the First Federal of Lakewood Sign Plan, 2035 Crocker Rd., PP# 211-27-004, to the August 30th meeting – per the applicant's request; approved the Merrill Lynch Wealth Management Sign Plan, 159 Crocker Park Blvd., PP# 211-25-004; approved the Regal Cinema Imax Sign Plan, 30147 Detroit Rd., PP# 211-25-002; approved the Lei Jiang Law & Business Center Sign Plan, 26943 Westwood Rd., PP# 215-10-022; tabled the St. John Medical Center Sign Plan, 29000 Center Ridge Rd., PP# 216-11-004 to the August 30th meeting – per the applicant's request; tabled the Crocker Park BE Bridge to Regal Cinema Sign Plan, Main St. & Union St., PP# 211-25-002 to the August 30th meeting – per the applicant's request. Meeting adjourned at 10:05 p.m. The next regular meeting is scheduled for Monday, August 30, 2010, in the Westlake City Hall Council Chambers.

Councilmember Connole moved, seconded by Councilmember Hack, to approve the Crocker Park, Site Improvements as shown on sheet A103 received at the meeting with the condition listed in the report of the July 12, 2010, planning commission.

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

Nays: None; motion carried.

Councilmember Connole moved, seconded by Councilmember Hack, to approve the RTA Park-n-Ride minor revision to approved Development Plans.

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

Nays: None; motion carried.

Councilmember Connole moved, seconded by Councilmember Sullivan, to approve the Clearwire Development Plan with the conditions listed in the report of the July 12, 2010, planning commission.

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

Nays: None; motion carried.

Councilmember Connole moved, seconded by Councilmember Sullivan, to approve the Lakeshore Community Credit Union Development Plans with the conditions/modification listed in the report of the July 12, 2010, planning commission.

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

Nays: None; motion carried.

Councilmember Connole moved, seconded by Councilmember Hack, to approve the Charles Scott Salon & Spa Storefront.

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

Nays: None; motion carried.

Councilmember Connole moved, seconded by Councilmember Hack, to approve the Evergreen Cemetery Development Plan (fence) with the modifications listed in the report of the July 12, 2010, planning commission.

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

Nays: None; motion carried.

LEGISLATION:

ORDINANCE NO. 2010-87: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES FOR THE CITY'S BICENTENNIAL CELEBRATION FUNDRAISING CAMPAIGN. (First reading 6/3/10, second reading and referred to Finance committee 6/17/10.)

Councilmember Hack moved, seconded by Councilmember Getsay, that Ordinance No. 2010-87 be adopted.

ROLL CALL ON ADOPTION:

Yeas: O'Donnell, Brady, Getsay, Killeen, Hack.

Nays: Sullivan, Connole; Ordinance No. 2010-87 adopted.

ORDINANCE NO. 2010-93: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE VARIOUS DESKTOP COMPUTERS AND RELATED EQUIPMENT FOR THE CITY OF WESTLAKE FROM SR SYSTEMS. (First reading and referred to Ad Hoc IT committee 6/17/10, second reading 7/1/10.)

Councilmember Hack moved, seconded by Councilmember O'Donnell, that Ordinance No. 2010-93 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-93 adopted.

ORDINANCE NO. 2010-76: AN ORDINANCE AMENDING SUBSECTION 1216.05(b) OF CHAPTER 1216 OF THE ZONING CODE. (First reading and referred to planning commission 5/20/10, planning commission denied 7/12/10.)

Council President Killeen set a public hearing on Ordinance No. 2010-76 for September 2, 2010.

ORDINANCE NO. 2010-98: AN ORDINANCE GRANTING AN EASEMENT TO RTA
(SECOND READING) FOR A PORTION OF THE PROPERTY KNOWN AS
PERMANENT PARCEL NO. 213-08-024, WESTLAKE,
OHIO. (First reading and referred to planning commission
7/1/10, planning commission recommended approval 7/12/10.)

Councilmember Connole 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 Getsay, that Ordinance No. 2010-98 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-98 adopted.

RESOLUTION NO. 2010-102: A RESOLUTION ADOPTING THE ALTERNATIVE TAX
BUDGET INFORMATION FOR THE CITY OF
WESTLAKE, OHIO FOR THE FISCAL YEAR OF 2011.

Councilmember Hack moved, seconded by Councilmember Connole, 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 Connole moved, seconded by Councilmember Brady, that Resolution No. 2010-102 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Resolution No. 2010-102 adopted.

ORDINANCE NO. 2010-103: AN ORDINANCE AMENDING APPROPRIATIONS FOR
THE CITY OF WESTLAKE, OHIO.

Councilmember Sullivan 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 Sullivan moved, seconded by Councilmember O'Donnell, that Ordinance No. 2010-103 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-103 adopted.

ORDINANCE NO. 2010-104: AN ORDINANCE ACCEPTING AN EASEMENT FROM WESTLAKE BUILDING & DEVELOPMENT COMPANY, LLC FOR THE INSTALLATION AND MAINTENANCE OF A WATER MAIN FOR THE PURPOSE OF SUPPLYING WATER SERVICE TO THE PARK SUBDIVISION IN THE CITY OF WESTLAKE.

Councilmember Connole 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 O'Donnell moved, seconded by Councilmember Brady, that Ordinance No. 2010-104 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-104 adopted.

ORDINANCE NO. 2010-105: AN ORDINANCE ADOPTING AN IDENTITY THEFT PREVENTION PROGRAM, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2010-106: AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR A GRANT AND TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR THE PUBLIC HEALTH EMERGENCY RESPONSE PHASE 1 AND PHASE 3.

Councilmember Hack 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 Getsay, that Ordinance No. 2010-106 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-106 adopted.

ORDINANCE NO. 2010-107: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE II, SECTION 6(b) OF THE CITY CHARTER TO PROVIDE FOR THE APPOINTMENT OF AN ACTING MAYOR IN THE EVENT OF THE OFFICE OF THE MAYOR BECOMING VACANT, AND DECLARING AN EMERGENCY.

Councilmember Hack 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 Brady, that Ordinance No. 2010-107 be adopted. Discussion ensued with various members of Council and the Mayor voicing their opinions on this ordinance.

ROLL CALL ON ADOPTION:

Yeas: Sullivan, Brady, Getsay, Killeen, Hack, Connole.

Nays: O'Donnell; Ordinance No. 2010-107 adopted.

ORDINANCE NO. 2010-108: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE III, SECTION 2 OF THE CITY CHARTER TO PROVIDE FOR QUALIFICATIONS FOR A MEMBER OF COUNCIL, AND DECLARING AN EMERGENCY.

Councilmember Hack 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 Connole moved, seconded by Councilmember Brady, that Ordinance No. 2010-108 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-108 adopted.

ORDINANCE NO. 2010-109: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE III, SECTION 5 OF THE CITY CHARTER TO PROVIDE FOR THE

EXCLUSION OF A CHARGED MEMBER OF COUNCIL
TO VOTE ON THE MEMBER'S EXPULSION, 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 Connole moved, seconded by Councilmember Getsay, that Ordinance No. 2010-109 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-109 adopted.

ORDINANCE NO. 2010-110: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE IV, SECTION 1(a) OF THE CITY CHARTER TO PROVIDE FOR CITY DEPARTMENTS ESTABLISHED BY CHARTER, AND DECLARING AN EMERGENCY.

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 Brady, that Ordinance No. 2010-110 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-110 adopted.

ORDINANCE NO. 2010-111: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE VI, SECTION 4 OF THE CITY CHARTER TO RENEW AN EXISTING TAX LEVY FOR THE PURPOSE OF PROVIDING FUNDS TO PAY FOR THE SALARIES AND OTHER EXPENSES OF THE POLICE AND FIRE DEPARTMENTS FOR A PERIOD OF FIVE YEARS, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2010-112: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A

PROPOSED AMENDMENT TO ARTICLE VII, SECTION 3 OF THE CITY CHARTER PROVIDING THAT PETITIONS FOR THE CANDIDACY OF THE POSITION OF DIRECTOR OF LAW SHALL BE SIGNED BY NOT LESS THAN FIVE HUNDRED ELECTORS, AND DECLARING AN EMERGENCY.

Councilmember Hack 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 Getsay, that Ordinance No. 2010-112 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-112 adopted.

ORDINANCE NO. 2010-113: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE IX, SECTION 2 OF THE CITY CHARTER TO PROVIDE FOR A SIGNATURE REQUIREMENT FOR PETITIONS TO AMEND THE CHARTER, AND DECLARING AN EMERGENCY.

Councilmember Hack moved, seconded by Councilmember Connole, 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. 2010-113 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-113 adopted.

ORDINANCE NO. 2010-114: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE II, SECTION 5 OF THE CITY CHARTER TO PROVIDE FOR THE VOTE OF COUNCIL TO A VETO BY THE MAYOR, AND DECLARING AN EMERGENCY.

Councilmember Hack 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 Brady, that Ordinance No. 2010-114 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-114 adopted.

ORDINANCE NO. 2010-115: AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TRIDENT INSURANCE COMPANY.

Councilmember O'Donnell moved, seconded by Councilmember Getsay, that Ordinance Nos. 2010-116 and 117 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

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

Nays: None; Ordinance Nos. 2010-116 and 117 added to agenda.

ORDINANCE NO. 2010-116: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE IV, SECTION 4 OF THE CITY CHARTER TO PROVIDE FOR AN ELECTED LAW DIRECTOR'S QUALIFICATIONS, DUTIES, REMOVAL AND VACANCY IN OFFICE, AND DECLARING AN EMERGENCY.

Councilmember Hack 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 O'Donnell moved, seconded by Councilmember Sullivan, that Ordinance No. 2010-116 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-116 adopted.

ORDINANCE NO. 2010-117: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE II, SECTION 1 OF THE CITY CHARTER TO PROVIDE FOR THE QUALIFICATIONS OF THE OFFICE OF THE MAYOR,

AND DECLARING AN EMERGENCY.

Councilmember Getsay 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 Getsay, that Ordinance No. 2010-117 be adopted.

ROLL CALL ON ADOPTION:

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

Nays: None; Ordinance No. 2010-117 adopted.

Councilmember Hack moved, seconded by Councilmember Connole, that the minutes of this meeting record that Council has considered each of the recommended changes or alterations to the Charter as included in the twelve proposals in the January 2010, report of the Charter Review Committee both by accepting and hereby formally adopting the recommendations made to Council in the three Committee of the Whole meetings of April 21, June 2 and June 23, which addressed such changes and alterations and by the ordinances acted on here tonight. As a result of these actions, Council has determined which of the recommended changes or alterations will be submitted to the voters in November 2010, either as originally proposed or as subsequently modified by Council and which recommendations will not be submitted.

ROLL CALL ON MOTION:

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

Nays: None; motion carried.

Councilmember Brady assumed the chair at this point.

Councilmember O'Donnell moved, seconded by Councilmember Getsay, that Ordinance No. 2010-118 be added to the agenda.

ROLL CALL ON ADDING TO AGENDA:

Yeas: Hack, Sullivan, O'Donnell, Brady, Getsay.

Abstentions: Killeen, Connole.

Nays: None; Ordinance No. 2010-118 added to agenda.

ORDINANCE NO. 2010-118: AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE NETWORKING COMPONENTS, INSTALLATION, MAINTENANCE SUPPORT AND VARIOUS RELATED EQUIPMENT FROM LOGOS COMMUNICATION THROUGH THE OHIO'S COOPERATIVE PURCHASE ACT.

Councilmember O'Donnell moved, seconded by Councilmember Hack, 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: Hack, Sullivan, O'Donnell, Brady, Getsay.
Abstentions: Connole, Killeen.
Nays: None; motion carried.

Councilmember O'Donnell moved, seconded by Councilmember Sullivan, that Ordinance No. 2010-118 be adopted.

ROLL CALL ON ADOPTION:

Yeas: Hack, Sullivan, O'Donnell, Brady, Getsay.
Abstentions: Connole, Killeen.
Nays: None; Ordinance No. 2010-118 adopted.

Council President Killeen re-assumed the chair at this time.

Councilmember Hack expressed thanks to the police, public service and engineering departments and the Mayor's office for addressing traffic issues during the Clague Road widening project.

ADJOURNMENT:

President of Council Killeen declared the meeting adjourned at 9:35 p.m.

Denise L. Rosenbaum
Clerk of Council

Michael F. Killeen
President of Council