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2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**  
3 **MONDAY, DECEMBER 21, 2015**  
4

5 The regular meeting of Council was called to order by Council President Kilbane at 7:02 p.m.

6 MOMENT OF SILENT PRAYER/PLEDGE OF ALLEGIANCE

7 ROLL CALL:

8 PRESENT: Council – B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
9 Administration – Mayor Patton, Mr. Berner, Mr. Cingle, Mrs. Fagnilli, Mr. Mackay  
10

11 THE CHAIR called for a motion to dispose of the minutes of the Regular Meeting of Council held on  
12 Monday, December 7, 2015.

13 Moved and seconded.

14 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.

15 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
16

17 **COMMITTEE REPORTS**

18 COUNCILMAN MINEK said, Thank You, The Environment, Public Works, Planning, Zoning &  
19 Development Committee met on Monday, December 14, 2015 at 7:00PM to discuss the following:  
20 **Community Development:** Guests present were Mayor Patton, Interim Finance Director Cingle, Public  
21 Service/Development Director Berner, Mrs. Jennifer Trask Stok & Mr. Douglas Jakima representing  
22 Forward Fairview Park. As previously reported presentations were made by The Buxton Company from  
23 Texas and our own Cuyahoga County representatives. Mrs. Stok & Mr. Jakima presented how Forward  
24 Fairview Park originated as a grass roots group of residents concerned about our Lorain Road business  
25 corridor. Forward Fairview Park is compiling an agenda for meetings in 2016. Some of the goals are  
26 engaging the community; supporting existing Lorain Road businesses; attracting new businesses and  
27 development to the city; making Lorain Road more walkable and improving the appearance of our city's  
28 main street. The Mayor and City Council offered assistance when requested. Motion this issue remain in  
29 committee was approved 5-0. **Municipal Facilities Maintenance:** Members of council have made  
30 inquiries to the administration for documentation pertaining to incidents at the facilities. This evening  
31 the discussion pertained to the gas tank removal. Several questions were asked and answered by Director  
32 Berner. Members of council are still waiting for additional documentation. Motion this issue remain in  
33 committee was approved 5-0. **Sewers:** Briefly discussed regard the recent awarding of a contract to C&K  
34 Industrial Services of Independence, Ohio in the amount of twenty-nine thousand nine hundred ninety six  
35 dollars and ninety cents (\$29,996.90) to do CCTV inspection and storm sewer flooding services for W.  
36 229 St., W.227 St. and Clifford Drive. Motion this issue remain in committee was approved 5-0. This  
37 completes my report.  
38

39 COUNCILMAN MCDONOUGH said, On Monday, December 14, 2015 the Local Government and  
40 Community Services Committee met to discuss 2 ordinances and five issues. Vice Chair McDonough,  
41 Council President Kilbane and council members Minek, Russo and Cleary were present, as well as  
42 members of the administration. **Ordinance 15-50** would amend Fairview Park codified ordinance section  
43 929.06 regarding the extension of solid waste collection charges from the end of 2015 through the end of  
44 2017. Discussion ensued to amend the ordinance to add the words "solid waste collection charges" so  
45 that it could conform to the previous passage of this ordinance and increase transparency. The vote was  
46 5-0 to pass the amendment, and then the vote was 5-0 to place this on second and return to committee.  
47 **Ordinance 15-01** would amend Fairview Park ordinance section 143.24 "Holiday Leave" by recognizing  
48 Martin Luther King, Jr. Day/Call for Service as an optional holiday for those city employees who choose  
49 to participate in a day of community service. Discussion ensued about achieving the goal of the  
50 ordinance. The vote was 5-0 to keep the ordinance in committee for further discussion. The **issues of the**  
51 **Preservation of Bain Park, Dogs in City Parks, Speeding in Crosswalks, Archiving City Documents**

52 **and City Playgrounds** were all discussed. The votes were 5-0 to keep these issues in committee for  
53 further discussion.

54  
55 COUNCILWOMAN CLEARY said, The Finance Committee met on Monday December 14, 2015.  
56 Interim Finance Director Greg Cingle, Rob Berner, Director of Economic Development &  
57 Service and Mayor Patton were in attendance to discuss the following: **Ordinance 15-45**  
58 appropriates funds for current expenses and other expenditures beginning January 1, 2015 and ending  
59 December 31, 2015. This ordinance was discussed in committee meeting on November 23 and returned  
60 to committee to allow for any final appropriations made prior to passage. Interim Finance Director  
61 reported that an additional amendment to the ordinance was needed to increase fund 550 for the contract  
62 awarded by the Board of Control for the water main project. The project will be funded in full by the  
63 Cleveland Division of Water. A motion to amend Ordinance 15-45 to increase fund 550 by \$333,967.06  
64 encumbered for the contract awarded by the Board of Control for the water main project carried 5-0. A  
65 motion to place on 3rd and up for passage carried 5-0. **Ordinance 15-47** authorizes the Mayor to enter  
66 into a contract with City Architecture for the Center Ridge Road Complete Streets Project. The cities of  
67 Fairview Park and Rocky River were awarded a \$64,000 grant under the Transportation for Livable  
68 Communities Initiative from NOACA for planning for the Center Ridge corridor. A motion to amend  
69 Ordinance 15-47 as follows carried 5-0: In Section 2, add that the two cities will share the required 20%  
70 match as follows: Rocky River's share will be \$13,120 and Fairview Park's share will be \$2,880. A  
71 motion to place on 3rd and up for passage carried 5-0. **Ordinance 15-48** authorizes the Mayor to enter  
72 into an agreement with PB-Tech for the purchase of an AAM/CYCLON "Brac Net" - Building  
73 Automation System. Director Berner reported that the current Honeywell system does not function  
74 properly, in part due to the fact that the licensing agreement and codes for the unit has lapsed. The new  
75 system would replace the Honeywell control system that allows for better control of the heating and  
76 cooling set points within the building. Council raised a question regarding the age and cost of the  
77 Honeywell system currently in place and the longevity of the proposed BracNet system being considered  
78 for replacement. Director Berner did not know off hand the cost and age of the current Honeywell  
79 System in place. Council asked that the administration provide requested documents regarding the  
80 HVAV System for all municipal buildings that had not been received to date. Director Berner agreed to  
81 provide the remaining HVAC documents that have not be received as well as provide the current quotes  
82 received to replace the Honeywell control system with a non-proprietary system. A motion to remain in  
83 committee carried 5-0. **Ordinance 15-49** establishes the salary range for various offices and positions of  
84 the municipal government. The originally submitted Exhibit A, attached to the ordinance called for the  
85 creation of the following two new positions: an Assistant Director of Public Works and an Economic  
86 Development Coordinator and moved the Service Supervisor also known as Working Foreman from  
87 Grade D to Grade E. Mayor Patton reported that she did not intend to create the two new positions,  
88 claiming that the exhibit was taken from a draft sent by the Belz Associates when they performed the  
89 2013 Compensation Study. Mayor Patton reported that the compensation specialist pulled the positions  
90 that are currently listed in the codified ordinances but are not listed in our current job classification chart.  
91 Council had made a request that it receive the documents relating to the 2013 compensation study and  
92 raised the question in committee as to why it had not received that document with the original request.  
93 Mayor Patton reported that it was listed as "draft" in the 2013 report and did not sent to council. Interim  
94 Finance Director wanted to review the exhibit and further update before sending to council. The Mayor  
95 asked that Ordinance 15-49 be removed and tabled. A motion to remove and table Ordinance 15-49  
96 carried 5-0. **Ordinance 15-51** authorizes the Mayor to enter into a 4 year contract with Mackay  
97 Engineering to serve as the city's professional consulting engineer. The city has a long-standing history  
98 of contracting with MacKay Engineering for its professional engineer services. The city benefits in the  
99 long term by contracting with this firm that has provided good service to the city in the past and has the  
100 institutional knowledge of the city's infrastructure. A motion to place on 2nd, subsequent 3rd carried 5-0  
101 **Ordinance 15-52** authorizes the Mayor to enter into a contract with Cuini & Panichi for FY 2015-FY  
102 2018. Cuini & Panichi has been the contracted auditor for FY 2011 through FY 2015. Interim Finance

103 Director Cingle reported that the State of Ohio Auditor's Office has approved the city entering into a four  
104 year contract for the independent audit of its financial records due to the city's record of having a clean  
105 audit over the past four fiscal audits. The cost of the contract over the four years is \$108,659 and will be  
106 paid from the General Fund (100). A motion to place on 2nd, subsequent 3rd carried 5-0. **Ordinance 15-**  
107 **53** authorizes payment to Field Turf for the repair to the turf sub-base for the James B. Dailey Stadium.  
108 The cost of the repair is \$47,115.00 and will be paid from the Recreation Fund (230). Mayor Patton and  
109 Director Berner were asked about the history of the repair to the field. They reported that there was no  
110 communication between former Rec Director Brown and the administration on this issue. It was  
111 suggested by Director Berner that Joe Brown would know the history behind the field replacement and  
112 repairs. Councilwoman Cleary offered to reach out to Joe Brown for an overview of the history of the  
113 repair of the field. Council will also request the written minutes and recording of the Recreation  
114 Commission meetings to see if there is additional information on this issue. A motion to place on 2nd and  
115 return to committee carried 5-0. **Ordinance 15-54** authorizes the Mayor to enter into an agreement with  
116 Sub Zero Properties, LTD for the purchase of the property at 22669 Lorain Road. Director Berner  
117 reported that the sale price of the property is \$75,000, payable as follows: \$5,000 as a refundable earnest  
118 money payment; \$60,000 to be paid at the time of title transfer; and a \$10,000 promissory note to be held  
119 by the city and forgiven, in total if the property is developed and open for business within 12 months of  
120 the date of title transfer to Sub Zero Properties. Motion to place on 2nd, subsequent 3rd carried 5-0. That  
121 concludes my report.

122  
123 **LEGISLATION FOR SECOND READING**

124 COUNCILMAN HINKEL placed the following legislation up for second reading:

125 ORDINANCE NO. 15-50

126 REQUESTED BY: MAYOR EILEEN ANN PATTON

127 SPONSORED BY: COUNCILMAN HINKEL

128 *AN ORDINANCE AMENDING SECTION 929.06 OF THE CODIFIED ORDINANCES OF THE CITY*  
129 *OF FAIRVIEW PARK AND DECLARING AN EMERGENCY*

130 ACTION: Ordinance 15-50 was placed on second reading and returned to the Local Government and  
131 Community Services Committee.

132

133 COUNCILWOMAN CLEARY placed the following legislation up for second reading:

134 ORDINANCE NO. 15-51

135 REQUESTED BY: MAYOR PATTON

136 SPONSORED BY: COUNCILWOMAN CLEARY

137 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FOUR YEAR CONTRACT WITH*  
138 *MACKAY ENGINEERING AND SURVEYING COMPANY FOR PROFESSIONAL CONSULTING*  
139 *ENGINEERING SERVICES AND DECLARING AN EMERGENCY*

140 ACTION: Ordinance 15-51 was placed on second reading and subsequent third reading.

141

142 ORDINANCE NO. 15-52

143 REQUESTED BY: MAYOR EILEEN PATTON

144 SPONSORED BY: COUNCILWOMAN CLEARY

145 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN EXTENSION AGREEMENT*  
146 *WITH CIUNI & PANICHI, INC. TO AUDIT THE BASIC FINANCIAL STATEMENTS OF THE CITY OF*  
147 *FAIRVIEW PARK FOR FY 2015 THROUGH FY 2018 AND DECLARING AN EMERGENCY*

148 ACTION: Ordinance 15-52 was placed on second reading and subsequent third reading.

149

150 ORDINANCE NO. 15-53

151 REQUESTED BY: MAYOR EILEEN A. PATTON

152 SPONSORED BY: COUNCILWOMAN CLEARY

153 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY FIELD TURF THE COST*  
154 *OF THE EMERGENCY REPAIR TO THE TURF SUB-BASE AT THE JAMES B. DALEY STADIUM AND*  
155 *DECLARING AN EMERGENCY*

156 ACTION: Ordinance 15-53 was placed on second reading and returned to the Finance committee.

157

158 ORDINANCE NO. 15-54

159 REQUESTED BY: MAYOR EILEEN ANN PATTON

160 SPONSORED BY: COUNCILWOMAN CLEARY

161 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SUB ZERO*

162 *PROPERTIES, LTD. FOR THE PURCHASE OF THE PROPERTY LOCATED AT 22669 LORAIN*

163 *ROAD, FAIRVIEW PARK, OHIO, AND DECLARING AN EMERGENCY.*

164 ACTION: Ordinance 15-54 was placed on second reading and subsequent third reading.

165

166 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE** None

167

168 **LEGISLATION UP FOR THIRD READING AND FINAL PASSAGE**

169 Councilwoman Cleary placed Ordinance 15-45 up for third reading and final passage.

170 ORIGINATED BY: THE FINANCE DEPARTMENT

171 REQUESTED BY: MAYOR EILEEN PATTON

172 SPONSORED BY: COUNCILWOMAN CLEARY

173 *AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF*

174 *THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2015 AND*

175 *ENDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY.*

176 Moved and Seconded.

177 THE CHAIR called for any discussion prior to passage.

178 COUNCILWOMAN CLEARY made a motion to amend Ordinance 15-45 to make the changes discussed

179 and agreed upon in committee. The first change is to increase Fund 100.4520 (Building Standards) by

180 \$10,000.00 and the other is an increase of \$330,967.06 to Fund 550 (Water Line Reconditioning Fund)

181 Moved and Seconded.

182 THE CHAIR called for any discussion. No discussion.

183 ROLL ON MOTION: Vote: YES-7, NO-0 | Ordinance 15-45 is amended.

184 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary

185 THE CHAIR called for any further discussion prior to passage. No discussion.

186 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Ordinance 15-45 Amended passes.

187 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary

188

189 Councilwoman Cleary placed Ordinance 15-47 up for third reading and final passage.

190 ORDINANCE NO. 15-47

191 REQUESTED BY: MAYOR EILEEN ANN PATTON

192 SPONSORED BY: COUNCILWOMAN CLEARY

193 CO-SPONSORED BY: COUNCILMAN MINEK

194 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CITY*

195 *ARCHITECTURE FOR THE CENTER RIDGE ROAD COMPLETE STREETS PROJECT AND*

196 *DECLARING AN EMERGENCY*

197 Moved and Seconded.

198 THE CHAIR called for any discussion prior to passage.

199 COUNCILWOMAN CLEARY made a motion to amend Ordinance 15-47 to the following to add the required

200 shared match amounts of \$13,120 by Rocky River and \$2,880 by Fairview Park to Section 1.

201 Moved and Seconded.

202 THE CHAIR called for any discussion. No discussion.

203 ROLL ON MOTION: Vote: YES-7, NO-0 | Ordinance 15-47 is amended.

204 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
205 THE CHAIR called for any further discussion prior to passage. No discussion.  
206 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Ordinance 15-47 Amended passes.  
207 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary

208  
209 Councilwoman Cleary placed Resolution 15-31 up for third reading and final passage.

210 RESOLUTION 15-31

211 REQUESTED BY: THE FINANCE DEPARTMENT

212 SPONSORED BY: COUNCILWOMAN CLEARY

213 *A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE*  
214 *PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND*  
215 *DECLARING AN EMERGENCY*

216 Moved and Seconded.

217 THE CHAIR called for any discussion prior to passage. No discussion.

218 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 15-31 passes.

219 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary

220

221 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**  
222 **OFFICIALS**

223 MAYOR PATTON wished everyone a Merry Christmas and thanked them for attending. She announced  
224 that the Gemini will be having a cookie creation members-only event and that there will also be a New  
225 Years Eve event at the pool as part of an effort to get them involved, active and safe. The fire trucks will  
226 be out in the neighborhoods on Thursday beginning at 10 am on Santa Patrol. The event is now on GPS  
227 and can be tracked by residents to see where they are. MAYOR PATTON thanked everyone for their  
228 participation throughout the year and announced that there are some projects and plans to look forward to  
229 in 2016. Economic Development is one of them, with 2 projects being redesigns of vacant buildings on  
230 Lorain Road and another is new construction project on vacant land, which has been proposed to city  
231 council. Custom Fit Kids will be moving into the old Genie of Fairview building. The business will be  
232 like a children's learning center where children 10 and up will learn about gardening, entrepreneurship  
233 and daily skills. The building is being totally transformed, and will look beautiful on the corner. The  
234 second building will occupy the former Kim's martial arts building, which also sits on a major corner.  
235 The will be the location of a business called Duck Duck Daycare, which is run by a Fairview couple. The  
236 third building is the proposed new construction of East Coast Custard on the vacant land owned by the  
237 city at West 227<sup>th</sup> St and Lorain. A proposed drawing has been received and will also have a patio.  
238 Traffic for the location was discussed, and Director Berner has met with the owner. MAYOR PATTON  
239 announced that there will be upcoming work in relation to the sewer projects regarding areas of flooding  
240 in the city. Black and Veatch will be working on an intense project coming in the upcoming year and  
241 Director Berner will be keeping everyone updated on them.

242

243 DIRECTOR BERNER said that work will begin with field investigation work on West 229<sup>th</sup> and West  
244 227<sup>th</sup> Streets north of Lorain Road along with Clifford Drive beginning next Monday, December 28<sup>th</sup>.  
245 The work is being done by C & K Industrial Services, Inc. and is expected to last about 2 weeks.  
246 DIRECTOR BERNER discussed areas of the CCTV work. Green dye will be put into the storm sewers to  
247 see the degree of infiltration are going into the sanitary sewers and will be able to be seen by the cameras  
248 running through the pipes. They will also be collecting information on the size, depths and inverts of the  
249 sanitary sewers in this area. There is a uniqueness to the sewers on West 227<sup>th</sup>, as there is a parallel  
250 sanitary sewer which will take a little more work. The work will be done and a report will then be  
251 presented to our consulting engineer by January 15, 2016, for evaluation. This will allow them to finalize  
252 the needed improvements and do a construction estimate so we can then begin the budgeting process for  
253 this phase of the sewer improvements. The second phase for 2016 will for the same type of work on  
254 West 214<sup>th</sup>, 215<sup>th</sup>, 217<sup>th</sup> and Clifford, north of Lorain Road. The results of the study that was done show

255 that those are the areas where if we do some work now, it will relieve the most basement flooding  
256 throughout the city. DIRECTOR BERNER said that the status of the modeling was also discussed in a  
257 meeting with Black & Veatch this morning. The draft is complete and they are finishing the review of the  
258 recommendation priorities to prepare a final report. The final report with the recommendations will be  
259 done in January. The delays in completing this report stem projects being prioritized by their order of  
260 importance so that the sanitary back up issues in the best way possible, and one of the challenges to that  
261 was determining the exact of the West 227<sup>th</sup> Street pump station. DIRECTOR BERNER stated that with  
262 the recent information received, that is now together and we are in good shape moving forward into  
263 2016, which promises to be a very busy year for sewer replacement repair. The information we gathered  
264 in 2015 is going to benefit the city for years to come as we embark upon a multiyear strategy to reduce  
265 and eliminate basement flooding in Fairview Park. The Service Department will be out this week picking  
266 up sand bags in preparation for the winter snow. DIRECTOR BERNER said he knows residents like  
267 their sandbags, but in the winter months they do not fare well against the snow plows and we do not want  
268 them to get pushed down into the sewer system. They will be put back out in the spring when the weather  
269 gets better. DIRECTOR BERNER wished city council and the community Merry Christmas and  
270 prosperous New Year in 2016. He said it has been a pleasure to serve over the last 2 and a half years.

271  
272 DIRECTOR CINGLE thanked council for the passage of the finance legislation. He wished the residents  
273 of Fairview Park a Merry Christmas and a happy, healthy and prosperous 2016.

274  
275 DIRECTOR FAGNILLI wished everyone a Merry Christmas and Happy New Year. She said it has been  
276 a great year, she can't believe how fast it went. She offered best wishes to everyone and their families  
277 and looks forward to seeing them in the New Year.

278  
279 ENGINEER MACKAY wished everyone Happy Holidays and a Merry Christmas.

280

281 **PUBLIC SESSION**

282 MR. DAVID FORD – Weber's Ice Cream, 20230 Lorain Road – MR. FORD said that he has owned his  
283 ice cream shop in the city for the last 20 years. He said that the proposal for the purchase of parcel at  
284 22669 Lorain came to his attention last Thursday. He said in the one mile stretch on Lorain from West  
285 202<sup>nd</sup> Street and West 227<sup>th</sup> Street, where the parcel is located, there are at least 5 places where you can  
286 get a soft serve cone, 6 or 7 where you can get a shake, 3 where you can get hard ice cream and one  
287 where you can get a custard scoop. MR. FORD said that he believes we have enough places to get ice  
288 cream or custard and does not think that this is the best use for the parcel. He thinks that more  
289 opportunities and ways to add to the lives of the citizens in the city of Fairview Park that don't require  
290 frozen ice cream, custard, dairy or soft serve. He said if the property wasn't about to be sold and they  
291 were aware of it, he and possibly others, would have made a proposal for the parcel of land.

292

293 MR. CHUCK SOTU -- 20867 Fairpark Drive – MR. SOTU asked about the status of the former Genie of  
294 Fairview property. He said there has not been much activity and sked if there was a problem.

295 DIRECTOR BERNER responded that they began to work before they got their approvals for  
296 improvements, so all they were able to do was demolition.

297 MR. SOTU also asked what the responsibility of the homeowners would be in regard to the upcoming  
298 sewer project and any problems between the sewer in the street and their homes and if they would be  
299 responsible for repairs.

300 DIRECTOR BERNER said that the work being done next week will be in the main sewers and shouldn't  
301 have any effect at all on the residents. Following the investigation work, if it is determined that a heavy  
302 percentage of the infiltration sanitary sewers is from the private properties, then it will be addressed at  
303 that time, but right now there is no responsibility on their part.

304 MR. SOTU said he knows there have been some discussions on flooding and about laterals being  
305 improperly installed properly years ago and into homes which is why he was asking the question of  
306 whether they would have to pay to fix those types of problems.

307 DIRECTOR BERNER said that Mackay Engineering did a project where a number of private laterals  
308 were tested last year, so there has been some testing. He said there has been a lot of investigation on  
309 private property to determine how many wrong connections there are in some areas, and if they find that  
310 there are a lot if infiltration coming into the mains then billing the private property would be the next  
311 step.

312 MR. SOTU said he remembers people being concerned about who was going to pay for it and possibly  
313 trying to get money from the state.

314 MAYOR PATTON said that that is a very difficult task. She said that the preliminary testing being done  
315 will be able to answer that question at a later date. That is why it is important to do this phase now, so we  
316 know what the end result is to plan for the final project to eliminate the flooding altogether. MAYOR  
317 PATTON said it is a very important subject in our community and something where due diligence will be  
318 done every single day next year to work on it. It is a community project, that unfortunately we have to do,  
319 but we are excited about this beginning step. This will immediately help the area that Councilman Hinkel  
320 is in and then it will be moving down to Councilman Minek's area and will be expanded as funding  
321 comes in and more target areas are identified.

322 MR. SOTU wished everyone a Merry Christmas.

323  
324 MS. CHRIS GERRETT - 20332 Eastwood Avenue – MS. GERRETT said that she is the President of  
325 Fairview Park Historical Society and knows that the Cabin has been an issue recently. She said that  
326 Historical Society Museum is housed in the cabin and it was included in the fire system last year, but the  
327 break-in and alarm system does not include the museum. She asked that the museum be included any  
328 preservation ordinance so that they can be advertised, which they are currently not doing due to safety  
329 concerns.

330 THE CHAIR said that council is currently discussing an ordinance for funding for the cabin, and will add  
331 this as an item in those discussions. He thanked Ms. Gerrett for bringing her concern to council's  
332 attention.

333  
334 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL**

335 COUNCILMAN MCDONOUGH thanked Mr. Ford and Ms. Gerrett for coming out tonight to discuss  
336 their concerns regarding future development on Lorain and the safety for Bain Park Cabin. He  
337 encouraged Mr. Ford to speak to the Forward Fairview Park group of Jennifer Trask and Doug Yakima.  
338 They are an exciting group looking to the future of Lorain Road and staying in touch with the  
339 Development Director for possible opportunities to expand and grow businesses and acquire sites from  
340 the city, which has a lot of property. COUNCILMAN MCDOUNOUGH highlighted five businesses that  
341 he has visited recently in the city: In the Drink Cafe (formerly Valley Road Tavern) at 19367 Lorain  
342 Road, Troubadour Coffee located at 21380 Lorain Road, Dominic Santos Italian Restaurant at 21467  
343 Lorain Road, The Pita Pit at 3250 Westgate Mall and Dulcelandious Cupcakes at 22368 Lorain Road.  
344 COUNCILMAN MCDONOUGH announced that the second annual Light Up Coffinberry Neighborhood  
345 will take place December 22 at 5:45 pm. Residents in Coffinberry are encouraged to place luminaries in  
346 front of their houses to light the way for carolers who will be singing throughout the neighborhood  
347 starting at 6:00 pm starting at West 196<sup>th</sup> St and South Sagamore proceeding along Sagamore,  
348 Coffinberry North Sagamore and West 196<sup>th</sup> St. Those that live nearby are welcome to join in this  
349 neighborhood event. COUNCILMAN MCDONOUGH wished everyone a Merry Christmas to everyone  
350 in Fairview Park.

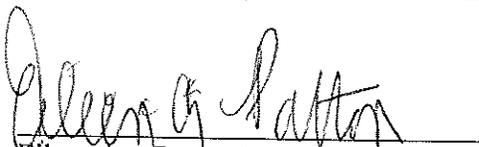
351  
352 COUNCILMAN MINEK said on behalf of his family, he wishes everyone a Merry Christmas and Happy  
353 New Year.

354

355 COUNCILMAN WOJNAR wished everyone a Merry Christmas and Happy New Year.  
356  
357 COUNCILMAN HINKEL wished everyone a Merry Christmas and Happy New Year. He said he is  
358 looking forward to the swearing-in ceremony on Sunday, Dec 27 at 1:00 pm. He invited everyone to  
359 attend if they can.  
360  
361 COUNCILMAN RUSSO wished everyone a Merry Christmas and Happy Holidays. He said he is looking  
362 forward to next year and starting officially as an elected official, as opposed to an appointed one. He  
363 thanked council for the appointment and wished everyone a Happy New Year.  
364  
365 COUNCILWOMAN CLEARY made a motion to remove and table Ordinance 15-49.  
366 Moved and Seconded.  
367 THE CHAIR called for any discussion. No discussion.  
368 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carries.  
369 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
370 COUNCILWOMAN CLEARY acknowledged the residents who are taking time to decorate their homes  
371 for the holidays, especially Seabury where you can see visitors and families parking and getting out to  
372 walk up and enjoy the decorations. This neighborhood was also recently recognized as having one of the  
373 best displays in the area, which is another plus for Fairview Park. COUNCILWOMAN CLARY wished  
374 everyone a Merry Christmas and wishing happiness, good health and peace we so desperately need in the  
375 coming New Year.  
376  
377 THE CHAIR wished everyone Happy Holidays and a Happy New Year and best of health to their  
378 families.  
379 THE CHAIR made a motion to adjourn into executive session to discuss pending legislation and the  
380 employment of a public employee.  
381 Moved and Seconded.  
382 THE CHAIR called for any discussion. No discussion.  
383 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carries, council is in executive session.  
384 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
385 THE CHAIR made a motion to return from executive session.  
386 Moved and Seconded.  
387 THE CHAIR called for any discussion. No discussion.  
388 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carries, council returned to regular session.  
389 THE CHAIR made a motion to adjourn the meeting.  
390 ROLL ON MOTION: Vote: YES-7, NO-0 | Meeting adjourned at 9:47 p.m.  
391 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
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Michael P. Kilbane, President of Council

  
Liz L. Westbrooks, Clerk of Council

  
Eileen Ann Patton, Mayor