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2 **MINUTES OF THE SPECIAL MEETING OF FAIRVIEW PARK CITY COUNCIL**  
3 **MONDAY, AUGUST 8, 2016**  
4

5 The special meeting of Council was called to order by Council President Kilbane at 7:00 p.m.

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL:

9 PRESENT: Council –B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary

10 Administration –Service & Economic Development Director Leininger, Law Director W. McGinty

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12 THE CHAIR called for a motion to excuse Councilman J. Hinkel.

13 Moved and Seconded

14 THE CHAIR asked for any discussion. No discussion.

15 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carries, Councilman Hinkel is excused.

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

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18 **WRITTEN COMMUNICATIONS, PETITIONS AND CLAIMS**

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20 **LEGISLATION ON FIRST READING**

21 COUNCILWOMAN CLEARY placed the following legislation up for first reading and introduction:

22 ORDINANCE NO. 16-30

23 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE & DEVELOPMENT

24 SPONSORED BY: COUNCILMAN MINEK

25 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*  
26 *ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST*  
27 *RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL FOR*  
28 *MASONRY AND ROOF REPAIRS AT CITY HALL AND DECLARING AN EMERGENCY*

29 ACTION: Ordinance 16-30 was placed on 1<sup>st</sup> reading and referred to the Environment, Public Works,  
30 Planning, Zoning and Development Committee.

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32 RESOLUTION NO. 16-14

33 REQUESTED BY: MAYOR EILEEN ANN PATTON

34 SPONSORED BY: COUNCILWOMAN CLEARY

35 *A RESOLUTION AWARDING ACTIVE, INTERIM AND INACTIVE DEPOSITS AND DECLARING AN*  
36 *EMERGENCY*

37 ACTION: Resolution 16-14 was placed on 1<sup>st</sup> reading and referred to the Finance Committee.

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39 RESOLUTION NO. 16-15

40 REQUESTED BY: GREG CINGLE, INTERIM FINANCE DIRECTOR

41 SPONSORED BY: COUNCILWOMAN CLEARY

42 *RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET*  
43 *COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO*  
44 *THE COUNTY FISCAL OFFICER*

45 ACTION: Resolution 16-15 was placed on 1<sup>st</sup> reading and referred to the Finance Committee.

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47 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**

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49 **LEGISLATION ON FOR PASSAGE WITHOUT THREE READINGS**

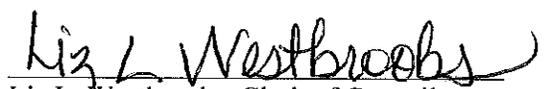
50 THE CHAIR placed a resolution up for emergency passage.

51 RESOLUTION NO. 16-16

52 REQUESTED BY: MAYOR EILEEN PATTON  
53 SPONSORED BY: JOHN HINKEL  
54 *A RESOLUTION TO IMPOSE A MORATORIUM ON THE GRANTING OF BUILDING PERMITS OR*  
55 *CERTIFICATES OF OCCUPANCY FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE*  
56 *THAT WOULD ENABLE THE CULTIVATION, PROCESSING, OR RETAIL SALE OF MEDICAL*  
57 *MARIJUANA FOR A PERIOD NOT TO EXCEED SIX MONTHS FROM THE EFFECTIVE DATE OF*  
58 *THIS RESOLUTION, IN ORDER TO ALLOW THE CITY ADMINISTRATION, COUNCIL AND THE*  
59 *FAIRVIEW PARK PLANNING & DESIGN COMMISSION TO REVIEW APPLICABLE OHIO*  
60 *STATUTES, CRIMINAL CODES AND THE FAIRVIEW PARK ZONING CODE RELATIVE TO SUCH*  
61 *USE AND DECLARING AN EMERGENCY*  
62 THE CHAIR made a motion to suspend the Charter Provision and Rule 49 requiring three readings.  
63 Moved and Seconded.  
64 THE CHAIR asked for any discussion. No discussion.  
65 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carries.  
66 THE CHAIR asked for any further discussion. No discussion.  
67 THE CHAIR made a motion to dispense Rule 53 requiring reference to Committee.  
68 Moved and Seconded.  
69 THE CHAIR asked for any discussion. No discussion.  
70 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carries.  
71 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary  
72 THE CHAIR called for any further discussion prior to passage. No Discussion.  
73 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Resolution 16-16 passes.  
74 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary  
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76 COUNCILWOMAN CLEARY placed an ordinance up for emergency passage.  
77 ORDINANCE NO. 16-31  
78 REQUESTED BY: MAYOR EILEEN ANN PATTON  
79 SPONSORED BY: COUNCILWOMAN CLEARY  
80 CO-SPONSORED BY: COUNCILMAN MCDONOUGH  
81 *AN ORDINANCE AUTHORIZING THE CITY DIRECTORS TO PARTICIPATE IN VARIOUS*  
82 *COOPERATIVE PURCHASING PROGRAMS, AND DECLARING AN EMERGENCY*  
83 COUNCILWOMAN CLEARY made a motion to suspend the Charter Provision and Rule 49 requiring  
84 three readings.  
85 Moved and Seconded.  
86 THE CHAIR asked for any discussion. No discussion.  
87 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carries.  
88 THE CHAIR asked for any further discussion. No discussion.  
89 COUNCILWOMAN CLEARY made a motion to dispense Rule 53 requiring reference to Committee.  
90 Moved and Seconded.  
91 THE CHAIR asked for further discussion.  
92 COUNCILWOMAN CLEARY said that the purpose of this legislation would allow the city to enter into  
93 cooperative contracts, which among other things, will allow the city to purchase equipment for Grannis  
94 Park at state and national contract list pricing.  
95 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carries.  
96 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary  
97 THE CHAIR called for any further discussion prior to passage. No discussion.  
98 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 16-31 passes.  
99 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary  
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101 THE CHAIR announced that held an executive session on July 25 for the following purposes:

102 1) Conferences with an attorney for the public body concerning disputes involving the public body that  
103 are the subject to pending or imminent court action (Section 3); and  
104 2) To consider the purchase of property for public purposes, or for the sale of property at competitive  
105 bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage  
106 to a person whose personal, private interest is adverse to the general public interest (Section 2).  
107 THE CHAIR states that pursuant to Fairview Park Charter Article 4, Section 7(b) and Council Rule 5, no  
108 other subject or subjects will be considered.  
109 THE CHAIR made a motion to adjourn the special meeting.  
110 Moved and Seconded.  
111 THE CHAIR asked for any discussion. No discussion.  
112 ROLL ON MOTION: Vote: YES-6, NO-0 | Meeting adjourned at 7:09 p.m.  
113 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo, P. Cleary  
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117 Michael P. Kilbane, President of Council

  
Liz L. Westbrooks, Clerk of Council

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120 Eileen Ann Patton, Mayor  
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