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2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**  
3 **TUESDAY, SEPTEMBER 4, 2018**  
4

5 The regular meeting of Council was called to order by Council President ProTem Minek at 7:01 p.m.

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL:

9 PRESENT: Council–B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

10 *\*Councilman Todd Smith took his oath of office prior to the meeting start.*

11 Administration – Mayor Patton, Director Leininger, Director McGinty and Engineer Mackay

12 ABSENT: Director Cingle  
13

14 THE CHAIR called for a motion to excuse Council President Kilbane from the meeting.

15 Moved and Seconded.

16 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

17 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith  
18

19 **COMMITTEE REPORTS**

20 COUNCILMAN MINEK read the report of the Meeting of the Whole; Council met as a Committee of the  
21 Whole on the dates of August 20 and 22, 2018 to interview candidates for the Council At-Large vacancy  
22 appointment. Council met in executive session on both dates for the purpose of considering the  
23 appointment of a public official.  
24

25 **LEGISLATION ON FIRST READING**

26 COUNCILMAN WOJNAR placed the following legislation up for first reading and introduction:

27 RESOLUTION NO. 18-14

28 REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR

29 SPONSORED BY: COUNCILMAN WOJNAR

30 *A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET*  
31 *COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO*  
32 *THE COUNTY FISCAL OFFICER*

33 ACTION: Resolution 18-14 was placed on first reading and referred to the Finance Committee.  
34

35 **LEGISLATION ON SECOND READING**

36 COUNCILMAN WOJNAR placed the following legislation up for second reading:

37 ORDINANCE NO. 18-33

38 ORIGINATED BY: GREG CINGLE, FINANCE DIRECTOR

39 REQUESTED BY: MAYOR EILEEN PATTON

40 SPONSORED BY: COUNCILMAN WOJNAR

41 *AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO TRANSFER FUNDS TO THE*  
42 *SPECIFIED ACCOUNT AND DECLARING AN EMERGENCY*

43 ACTION: Ordinance 18-33 was placed on second reading and returned to the Finance Committee.  
44

45 RESOLUTION NO. 18-13

46 REQUESTED BY: MAYOR EILEEN ANN PATTON

47 SPONSORED BY: CITY COUNCIL

48 *A RESOLUTION STRONGLY URGING THE OHIO GOVERNOR AND MEMBERS OF THE OHIO*  
49 *GENERAL ASSEMBLY TO INVEST THE STATE BUDGET SURPLUS IN MUNICIPALITIES AND*  
50 *DECLARING AN EMERGENCY*

51 ACTION: Resolution 18-13 was placed on second reading and returned to the Finance Committee.

52

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

54

55 **LEGISLATION ON PASSAGE WITHOUT THREE READINGS**

56 COUNCILMAN WOJNAR placed the following legislation up for emergency passage:

57 ORDINANCE NO. 18-35

58 REQUESTED BY: ANTHONY RAFFIN, FIRE CHIEF

59 SPONSORED BY: COUNCILMAN WOJNAR

60 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO SELL THE CITY'S OBSOLETE*  
61 *AND DILAPIDATED LADDER TRUCK THAT IS NO LONGER OF VALUE OR NEEDED FOR THE*  
62 *OPERATIONS OF THE CITY OF FAIRVIEW PARK AND DECLARING AN EMERGENCY*

63 COUNCILMAN WOJNAR made a motion to suspend the Charter Provision and Rule 49 requiring three  
64 readings.

65 Moved and Seconded.

66 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

67 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

68 COUNCILMAN WOJNAR made a motion to dispense Rule 53 requiring reference to Committee.

69 Moved and Seconded.

70 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

71 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

72 THE CHAIR asked for any further discussion before passage. No Discussion.

73 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-35 passes.

74 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

75

76 ORDINANCE NO. 18-36

77 REQUESTED BY: MAYOR EILEEN ANN PATTON

78 SPONSORED BY: CONCILMAN WOJNAR

79 *AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA*  
80 *COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF FAIRVIEW PARK, OHIO,*  
81 *FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN, AND*  
82 *AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED*  
83 *AS OTHER TAXES PURSUANT TO SECTION 731.54 OF THE REVISED CODE OF OHIO, AND*  
84 *DECLARING AN EMERGENCY*

85 COUNCILMAN WOJNAR made a motion to suspend the Charter Provision and Rule 49 requiring three  
86 readings.

87 Moved and Seconded.

88 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

89 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

90 COUNCILMAN WOJNAR made a motion to dispense Rule 53 requiring reference to Committee.

91 Moved and Seconded.

92 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

93 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

94 THE CHAIR asked for any further discussion before passage. No Discussion.

95 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-36 passes.

96 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

97

98 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**  
99 **OFFICIALS**

100 DIRECTOR LEININGER welcomed Councilman Todd Smith and said he looks forward to working with  
101 him.

102 He asked that Council mark their calendars for October 18<sup>th</sup> for a public meeting for the Lorain Road  
103 Corridor Study. DIRECTOR LEININGER also reported that he has received a no further action letter  
104 from BUSTR for the underground storage tanks in the back of city hall and that project can now be  
105 completed.

106  
107 DIRECTOR MCGINTY welcomed Councilman Todd Smith to Council.  
108

109 ENGINEER MACKAY reported that the 2018 Street Repair Program contractor is Crossroads Asphalt  
110 and they should be beginning work in the next week or so. The 2018 Water Line Project contactor is Katz  
111 Construction and work should start in the next week and be complete by the beginning of November.  
112 Plans for the sewer project on Clifford Drive and plans are to bid it later this month. ENGINEER  
113 MACKAY also said that they are working with ODOT on the plans for the Lorain Road Hillside Project.  
114

115 **PUBLIC SESSION**

116 MR. VINCE UBINSKI - 4019 W. 210 St – MR. UBINSKI gave an update on the various individuals and  
117 law enforcement efforts on his street and concerns for future violations.  
118

119 MS. DEB HAMMERLE – 22326 Haber Drive – MS. HAMMERLE welcomed Councilman Smith and  
120 said that she trusts that council has made a wise choice.  
121

122 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL**

123 COUNCILMAN RUSSO welcomed Councilman Smith.  
124

125 COUNCILMAN SMITH thanked his family and friends for their support and his fellow council members  
126 for their trust that he can do the job well. He also thanked the Mayor and the Administration and all city  
127 employees for their hard work they do, and said that he is looking forward to helping them out to make  
128 Fairview Park a great place to live.  
129

130 THE CHAIR reported that there was a Board of Control meeting on August 24, 2018 at 9:00 am on the  
131 2018 Water Line Replacement Program, which was awarded to Katz Construction of Warrensville  
132 Heights in the amount of \$459,877.50 and has the approval of the Cleveland Division of Water.  
133

134 THE CHAIR entertained a motion to adjourn the regular meeting with no further business.  
135 Moved and Seconded.

136 ROLL ON MOTION: Vote: YES-6, NO-0 | Meeting adjourned at 7:14 p.m.

137 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith  
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143 Michael P. Kilbane, President of Council  
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143 Liz L. Westbrooks, Clerk of Council  
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146 Eileen Ann Patton, Mayor  
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