

1
2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**
3 **MONDAY, SEPTEMBER 16, 2019**
4

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

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL | PRESENT:

9 Council - B. McDonough, B. Minek, M. Kilbane, S. Wering, A. Russo and T. Smith

10 Administration – Mayor Patton, Director Leininger, Director Cingle, Assistant Law Director Castele,
11 Engineer Mackay

12
13 THE CHAIR made a motion to suspend the normal order of business to present resolutions.

14 Moved and Seconded.

15 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.

16 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
17

18 COUNCILMAN MCDONOUGH presented a resolution before council for emergency passage.

19 RESOLUTION NO: 19-14

20 REQUESTED AND SPONSORED BY: COUNCILMAN MCDONOUGH

21 CO-SPONSORED BY: COUNCILMAN RUSSO

22 *A RESOLUTION CONGRATULATING RICHARD DECHANT UPON RECEIVING THE 2019 FREEDOM*
23 *AWARD*

24 COUNCILMAN MCDONOUGH made a motion to suspend the Charter Provision and Rule 49 requiring
25 three readings.

26 Moved and Seconded.

27 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.

28 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith

29 THE CHAIR asked for any further discussion before passage.

30 COUNCILMAN MCDONOUGH made a motion to dispense Rule 53 requiring reference to Committee.

31 Moved and Seconded.

32 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.

33 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith

34 THE CHAIR asked for any further discussion before passage.

35 COUNCILMAN MCDONOUGH asked for concurrence to read the resolution in pertinent part; Council
36 concurred.

37 COUNCILMAN MCDONOUGH read the resolution.

38 THE CHAIR asked for any further discussion before passage.

39 THE CHAIR congratulated Mr. DeChant on his accomplishments.

40 Mr. DeChant said that it is humbling and flattering to be honored for his service. He thanked the Mayor for
41 her 20 years of service, and all of City Council.

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

43 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 19-14 passes.

44 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
45

46 COUNCILMAN MINEK presented a resolution before council for emergency passage.

47 RESOLUTION NO: 19-15

48 REQUESTED BY: COUNCILMAN MINEK

49 SPONSORED BY: CITY COUNCIL

50 *A RESOLUTION COMMENDING THE FAIRVIEW PARK 2018-19 CHARTER REVIEW COMMISSION*

51 COUNCILMAN MINEK made a motion to suspend the Charter Provision and Rule 49 requiring three
52 readings.
53 Moved and Seconded.
54 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
55 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
56 THE CHAIR asked for any further discussion before passage.
57 COUNCILMAN MINEK made a motion to dispense Rule 53 requiring reference to Committee.
58 Moved and Seconded.
59 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
60 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
61 THE CHAIR asked for any further discussion before passage.
62 COUNCILMAN MINEK asked for concurrence to read the resolution in pertinent part; Council concurred.
63 THE CLERK read the resolution.
64 THE CHAIR asked for any further discussion before passage.
65 COUNCILMAN MINEK said that he is proud to have participated in the last four Charter reviews and that
66 it has been a learning experience, and thanked those that participated on the Commission for their service.
67 He hopes to see everyone at the next one in 2029.
68 MAYOR PATTON said that she receive 21 resumes for interest in the Charter Review, and the 9 that rose
69 to the top for appointment rose to the top due to their community interest and involvement. She thanked
70 them on behalf of the City and community for all the time they put in. Ballot numbers have just been issued
71 for all of the proposed charter changes for the General Election in November.
72 THE CHAIR thanked each of the Commission members for their service.
73 THE CHAIR asked for any further discussion before passage. No Discussion.
74 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 19-15 passes.
75 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
76
77 COUNCILMAN MINEK presented a resolution before council for emergency passage.
78 RESOLUTION NO: 19-16
79 REQUESTED BY: COUNCILMAN MINEK
80 SPONSORED BY: CITY COUNCIL
81 *A RESOLUTION HONORING TOM LENAHAN FOR THIRTY YEARS AS A DEDICATED EMPLOYEE OF*
82 *THE CITY OF FAIRVIEW PARK*
83 COUNCILMAN MINEK made a motion to suspend the Charter Provision and Rule 49 requiring three
84 readings.
85 Moved and Seconded.
86 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
87 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
88 THE CHAIR asked for any further discussion before passage.
89 COUNCILMAN MINEK made a motion to dispense Rule 53 requiring reference to Committee.
90 Moved and Seconded.
91 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
92 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
93 THE CHAIR asked for any further discussion before passage.
94 COUNCILMAN MINEK asked for concurrence to read the resolution in pertinent part; Council concurred.
95 THE CLERK read the resolution.
96 THE CHAIR asked for any further discussion before passage.
97 COUNCILMAN MINEK said that he has known Tom since the day he started and the resolution says it all.
98 He announced that the retirement party for Tom will be on Tuesday, October 1 at 2:00pm at the Senior
99 Center facility. He wished the best to Tom and his family in the future and told him to enjoy his retirement.
100 MAYOR PATTON told Tom he should be so very proud of his retirement, growing up in the community
101 and then giving back for 30 years. She said it has been a pleasure watching Katherine grow up all these

102 years. MAYOR PATTON said that Tom became the “go to” person in the City and was a wealth of
103 knowledge. She thanked him for his years of service, wished him the best of luck and health and hope he
104 learns to cook quite well.
105 COUNCILMAN SMITH thanked Tom for all of his service, and said that he remembers him being very
106 helpful as he opened his practice 17 years ago.
107 THE CHAIR congratulated and wished Tom the best in his retirement.
108 THE CHAIR asked for any further discussion before passage. No Discussion.
109 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 19-16 passes.
110 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith

111

112 **COMMITTEE REPORTS**

113 COUNCILMAN WOJNAR reported that the Finance Committee met this evening at 6:34 pm. Present were
114 Directors Cingle to discuss Resolution 19-12, which accepts the amounts and rates as determined by the
115 County Budget Commission and authorizing the necessary tax levies and certifying them to the County
116 Fiscal Officer. Director Cingle explained that this is something that is done each year, and that nothing has
117 been changed. He requested that the resolution be passed on 2nd reading today so that a copy can be filed by
118 the Clerk of Council to the County Fiscal Officer. A motion to place on 2nd reading and place up for
119 emergency passage was passed by a vote of 7-0.

120

121 THE CHAIR made a motion to approve the minutes of the regular meeting of September 3, 2019.
122 Moved and Seconded.

123 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.

124 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith

125

126 **LEGISLATION ON FIRST READING**

127 COUNCILMAN WOJNAR placed an ordinance before council for first reading and introduction.

128 ORDINANCE NO. 19-46

129 REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR

130 SPONSORED BY: COUNCILMAN WOJNAR

131 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MCGOWAN AND*
132 *COMPANY FOR THE PROFESSIONAL SERVICES OF PROVIDING INSURANCE REQUIREMENTS OF*
133 *COMPREHENSIVE GENERAL LIABILITY, POLICE PROFESSIONAL LIABILITY,*
134 *FIREFIGHTER/AMBULANCE ATTENDANTS LIABILITY, BOILER AND MACHINERY INSURANCE,*
135 *COMPREHENSIVE AUTOMOBILE AND PHYSICAL DAMAGE LIABILITY, PUBLIC OFFICIALS*
136 *LIABILITY, PROPERTY AND EQUIPMENT COVERAGES, "UMBRELLA" COVERAGE, AND CYBER*
137 *PROTECTION COVERAGE AND DECLARING AN EMERGENCY*

138 ACTION: Ordinance 19-46 was placed on first read and referred to the Finance Committee.

139

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

141

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

143 COUNCILMAN WOJNAR presented a resolution before council for emergency passage.

144 RESOLUTION NO. 19-12

145 REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR

146 SPONSORED BY: COUNCILMAN WOJNAR

147 *A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET*
148 *COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE*
149 *COUNTY FISCAL OFFICER*

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

152 Moved and Seconded.

153 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
154 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
155 THE CHAIR asked for any further discussion before passage.
156 COUNCILMAN WOJNAR made a motion to amend Resolution 19-12 to insert date and add signatures of
157 council members.
158 Moved and Seconded.
159 THE CHAIR asked for any discussion on the motion to amend. No Discussion.
160 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carried.
161 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
162 THE CHAIR asked for any further discussion before passage. No Discussion.
163 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Motion carried, Resolution 19-12 Amended passes.
164 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith
165

166 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**
167 **OFFICIALS**

168 MAYOR PATTON said she wanted to remember Tom “Slim” Herman, who was a 33 year resident of the
169 city who coached many children as well as his own for many years. He was a member of the Recreation
170 Commission for the last 18 years, always giving back to the community and to the children. Unfortunately,
171 he recently passed away, and he will be missed by the Administration and all the wonderful programs at the
172 Recreation Center. MAYOR PATTON thanked Eagle Scout and Fairview High School student, Edward
173 Black for creating rain garden at Nelson Russ Park. He is also installing a flagpole and a dog waste station
174 in the next two weeks to help compliment the park. She thanked Edward and all the scouts who do such
175 wonderful projects throughout the community. She also gave a special thanks to Edward’s mother for raising
176 such an outstanding young man. MAYOR PATTON announced that the Dunson Community Room on the
177 ground floor is getting a much needed upgrade. The improvements will include new ceiling tiles, repainting
178 of the room with new light fixtures, carpeting and a wood floor entrance walkway. The room is busy hosting
179 numerous events and she thanked the Service Department for the great work they are doing to create a more
180 professional and welcoming atmosphere. This weekend will be the second and final shredding and household
181 hazardous waste roundup, and for the first time there will not be a need for additional volunteers. The event
182 will take place on Saturday from 9:00 am until noon behind city hall. She thanked all city staff who
183 participate in the event. Other events coming up are Candidates Night on Thursday, September 19th at the
184 Gemini Center and the Fairview Flea and Food Truck Festival in the High school parking lot on September
185 28th. She advised that the annual “Seniors Helping Seniors Day” event will be taking place on Wednesday,
186 November 6 she advised everyone to let their neighbors know to contact the Senior Center so that it can be
187 coordinated. MAYOR PATTON announced that she met with the new ODOT Director to follow up on a
188 letter sent regarding the deterioration of the 2 bridges over I-480 on Mastick Road explaining that the
189 maintenance required is far beyond what a service department can do, due to their current conditions. She
190 reported that he advised that the bridges are structurally sound for travelling, but they will add them both to
191 the deck projects scheduled for 2021.

192
193 DIRECTOR LEININGER announced that the Senior Center Roof Replacement is now complete, and while
194 it took much longer than originally anticipated, the final project is fantastic. He thanked everyone for their
195 patience. The Mastick Road repavement project has switched over to Phase 2, which covers West 220th ST
196 to West 210th St. Traffic patterns has changed for eastbound traffic only. This will be in place for the next
197 30-45 days, the longest stretch with the most repairs. The project is due to be complete by the end of the
198 construction season in mid to late-November. DIRECTOR LEININGER advised that the Lorain Road
199 Dominion project is largely complete, and the streetscape project by the city is on schedule for completion
200 in November as well. He welcomed Wasabi Express to the city, and said that there have been nothing but
201 good reviews and their portion sizes are as big as what they say.
202

203 DIRECTOR CINGLE thanked council for passage of Resolution 19-12 this evening.

204
205 ASST DIRECTOR CASTELE said it is a pleasure to be here in place of Law Director Gibbons and that he
206 has no report this evening.

207
208 ENGINEER MACKAY reported that Crossroads Asphalt is working on the 2019 Street Repair Program and
209 they are schedule to be done by the end of October 12. The Lorain Road Slide Area project is out to bid by
210 ODOT and bids will be opened September 26. He will let everyone know the results. The Campus Drive
211 water line and Clifford Drive Sewer projects are complete except minor landscaping and punch list items.

212

213

214 **PUBLIC SESSION**

215 MR. GEORGE EXERGIAN – 4070 West 210th St – MR. EXERGIAN extended his thanks to City Council
216 and the Administration for the zero tolerance of crime and criminals in the City. He commended the Service
217 Department for always following up when he has a concern or issue.

218

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

220 COUNCILMAN MCDONOUGH thanked everyone for coming tonight, he said that it's nice to know that
221 everything is working well in Fairview Park. He thanked the Charter Review Commission for their 9 months
222 of hard work. He congratulated Tom Lenahan on his retirement and Richard DeChant on his award.

223

224 COUNCILMAN MINEK congratulated all of the resolution recipients.

225

226 COUNCILMAN WOJNAR said that he had the privilege of working with Tom Herman on the Recreation
227 Commission, and he was a great guy who made things a lot better than they were by his smiling face and
228 quick wit. He said that he will be missed.

229

230 COUNCILWOMAN WERING said that tonight really highlights what the city is about; passing resolutions
231 for people who have dedicated their life to service, and an Eagle Scout who is starting a life of service and
232 it is commendable that we have this much dedication in the City. She thanked everyone who was honored
233 for what they are doing and what they have done, and will do in the future.

234

235 COUNCILMAN RUSSO thanked the Charter Commission for their hard work and service, which was
236 voluntary. He wished good luck to Tom Lenahan in retirement, and thanked Richard DeChant for his service.
237 He thanked Edward for his work in the parks and said he looks forward to seeing the waste stations installed
238 at the park. He said he and his office tried Wasabi today for lunch and that it is delicious and highly
239 recommends everyone to try it.

240

241 COUNCILMAN SMITH thanked Mr. DeChant and Mr. Lenahan for their service. He also said that having
242 been a member of a Charter Review Commission, he understands the time and dedication necessary for the
243 commitment and thanked them for their service. COUNCLMAN SMITH thanked Monica Rossiter for her
244 role in securing the grant for the tree canopy and securing grants for the city, and he hopes that she will be
245 around for a long time. He thanked Eagle Scout Edward Black for his projects in the park.

246

247 THE CHAIR thanked everyone for coming out tonight and congratulated everyone who was honored this
248 evening.

249

250 THE CHAIR assigned the issue Fairview Codified Ordinances Chapter 1145.18 Temporary Political Signs
251 to the Local Government and Community Services Committee for discussion.

252

253 THE CHAIR entertained a motion to adjourn the regular meeting with no further business.

254 Moved and Seconded.

255 ROLL ON MOTION: Vote: YES-7, NO-0 | Meeting adjourned at 7:43 p.m.
256 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, S. Wering, A. Russo and T. Smith

257

258

259

260

261

262 _____
Michael P. Kilbane, President of Council

Liz L. Westbrooks, Clerk of Council

263

264

265

266 _____
Eileen Ann Patton, Mayor

267

268

269

270

271

272

273

274

275

276

277

278

279

280

281

282

283

284

285

286

287

288

289

290

291

292

293

294

295

296

297

298

299

300

301

302

303

304

305