

**MINUTES OF THE REGULAR MEETING
OF THE AVON LAKE MUNICIPAL COUNCIL
APRIL 25, 2022**

The regular meeting of the Avon Lake Municipal Council was called to order on April 25, 2022, at 7:00 P.M. in the Council Chamber with Council President O'Donnell presiding.

Mr. Kos led the Council, staff, and public in the Pledge of Allegiance.

Present: Council Members Zach Arnold, Billie Jo David, David Kos, Marty O'Donnell, Mark Spaetzel, and K. C. Zuber; Mayor Zilka; Law Director Ebert; Finance Director Steve Presley; Public Works Director Joe Reitz; and Clerk of Council Valerie Rosmarin.

Absent: Jennifer Fenderbosch.

APPROVAL OF MINUTES

The minutes of the March 28, 2022 Council Meeting were approved as prepared and published.

MAYOR'S REPORT

On April 22nd, the Citizens Tree Commission celebrated Arbor Day by distributing 300 tree seedlings to all 5th grade students at Troy Intermediate School and St. Joseph's School. The seedlings were donated by Lubrizol Corporation.

The 2020 Comprehensive Annual Financial Report qualified the City for the GFOA (Government Finance Officers Association) Certificate of Achievement for Excellence in Financial Reporting. This is the eighth consecutive year the Finance Director and his staff have achieved this recognition, and the 2020 award medallion will be added to the existing plaque.

Mayor Zilka read the following statement on the ALPS Project:

As most of you know, the City has been planning to upgrade the playground equipment at Bleser Park. Last year various City officials, members of Council, and members of the community spent countless hours working with several prospective playground providers to come up with a suitable plan. We believe the process was open, transparent, fair, and legally compliant. Unfortunately, a judge in Lorain County Common Pleas Court felt that the methodology used was not authorized by the City's Charter. While we respect the Court's decision, we disagree with the ruling and have initiated an appeal. In the meantime, because an appeal may take some time, we are exploring other options to get the playground completed as soon as possible, and we will be discussing this openly within the next several weeks.

COUNCIL PRESIDENT'S REPORT

The next Collective Committee Meeting will be held on Monday, May 2nd at 7:00 p.m. in the Council Chamber.

The next regular Council Meeting will be held Monday, May 9th at 7:00 p.m. in the Council Chamber.

PUBLIC WORKS DIRECTOR'S REPORT

The Public Works Department weekly update was previously distributed to Council.

FINANCE DIRECTOR'S REPORT

Finance Director Presley thanked the Mayor, Council, and Department Heads for their support to help his department pursue the goal of excellence in financial reporting and stated that their success was achieved by cooperative efforts of every department to ensure proper information is processed according to the rules and regulations.

BUILDING AND UTILITIES COMMITTEE REPORT

The next meeting of the Building and Utilities Committee will be held Thursday, May 12th at 6:00 p.m. in the Council Chamber.

ECONOMIC DEVELOPMENT COMMITTEE REPORT

The next meeting of the Economic Development Committee will be held Monday, May 2nd at 6:00 p.m. in the Council Chamber.

HUMAN RESOURCES COMMITTEE REPORT

The next meeting of the Human Resources Committee will be held Monday, May 9th at 6:00 p.m. in the Council Chamber.

PUBLIC SAFETY AND HEALTH COMMITTEE REPORT

Mr. Kos reported on the results of the Public Safety and Health Committee meeting on April 20th. The following items were discussed: 1) opposition to House Bill 563 which permits the discharge of fireworks on various days per year unless prohibited by the municipality, and 2) installation of four LPR (License Plate Reader) cameras. The cameras are located at the City's entrance on Lear Road, SR 83, Moore Road, and Lake Road at Aqua Marine Boulevard.

This is a very important tool for the Police Department, and many communities in the region are using these cameras to retrieve stolen vehicles. The Committee and Council intend to fund the installation of additional cameras in the future.

ZONING BOARD OF APPEALS REPORT

The next meeting of the Zoning Board of Appeals will be held Wednesday, April 27th at 7:00 p.m. in the Council Chamber.

PARKS AND RECREATION COMMISSION REPORT

The next meeting of the Parks and Recreation Commission will be held on Wednesday, May 25th at 5:30 p.m. at the Lake House.

ENVIRONMENTAL AFFAIRS ADVISORY BOARD REPORT

The Environmental Affairs Advisory Board will give away one native plant per resident (while supplies last) on Saturday, May 7th from 9 a.m. until noon at the Avon-on-the-Lake Annual Plant Sale at the Goddard School parking lot at 430 Avon Belden Road.

The next meeting of the Environmental Affairs Advisory Board will be held Wednesday, May 4th at 6:30 p.m. at the Lake House.

MOTION

Council President O'Donnell moved to permit Mr. Arnold from voting on Ordinance No. 22-59 pursuant to Codified Ordinance Section 220.19(b).

Due to a conflict of interest, Mr. Arnold will abstain from voting.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

LEGISLATION

Third Readings:

Resolution No. 22-40, A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION (OPWC) STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for passage of Resolution No. 22-40. This legislation will authorize the Mayor to apply for OPWC State funding for capital improvement and/or transportation improvement projects. If awarded a grant, the Mayor will be authorized to sign the grant agreement. The City applies yearly to OPWC for various capital improvement grants to help fund projects.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Resolution No. 22-40 adopted.

Resolution No. 22-42, A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACT AWARDED IN 2022 AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for passage of Resolution No. 22-42. This legislation will authorize the City to purchase road salt through the ODOT Road Salt Program for 2022. The Public Works Director has recommended the City purchase 8,000 tons for the 2022/2023 season.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Resolution No. 22-42 adopted.

First Readings:

Ordinance No. 22-50, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE PROFESSIONAL SERVICES AGREEMENT FOR MASTER PLANS EXAMINER AND DECLARING AN EMERGENCY, was read by title only.

Mr. Spaetzel moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Spaetzel moved for passage of Ordinance No. 22-50. This legislation will authorize the Mayor to execute a professional services agreement with Makovitz & Pusti of Berea, as primary Master Plans Examiner, and Sixmo of Westlake, as secondary Master Plans Examiner at the hourly rate of \$100.

All building plans and specifications filed with the City must be examined by a certified Master Plans Examiner as per the Ohio Building Code. Updating this process was recommended by the Business Navigation Ad Hoc Committee last year and RFQs (Requests for Qualifications) were advertised. Both firms were selected due to their extensive experience in this area. The fees charged are offset through the collection of building fees established by the Building Department.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-50 adopted.

Ordinance No. 22-51, AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTION 208.01, ENTITLED GENERAL FEE SCHEDULE, was read by title only.

This legislation will amend the General Fee Schedule to adjust zoning fees and the fees assessed by the Public Works Department as recommended by Public Works Director Reitz. The fees have not been adjusted in 20 years, and the proposed increases were vetted by the Building and Utilities Committee and the Public Service Committee.

Ordinance No. 22-52, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER AN AGREEMENT WITH THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE 2022 WATERLINE BUNDLE PROJECT AND DECLARING AN EMERGENCY, was read by title only.

Mr. Spaetzel moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Spaetzel moved for passage of Ordinance No. 22-52. This legislation will authorize the Mayor to enter an agreement with the Ohio Water Development Authority (OWDA) for the 2022 Waterline Bundle Project. The contract for the project was awarded by Ordinance No. 22-49 and will be funded by an OWDA loan payable in 20-years at 1.85%. Upon submission of the loan documents by CUE Munro, it was determined that a cooperative agreement between the City and OWDA was required to complete the financing.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-52 adopted.

Ordinance No. 22-53, AN ORDINANCE AWARING A CONTRACT FOR THE INSTALLATION OF STORM SEWER LATERALS ON SR 83 (AVON BELDEN ROAD) AND DECLARING AN EMERGENCY, was read by title only.

Mr. Spaetzel moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David
No: None
Absent: Fenderbosch
Motion carried.

Mr. Spaetzel moved for passage of Ordinance No. 22-53. This legislation will award a contract to Underground Utilities, Inc. of Monroeville, Ohio for the installation of six storm sewer laterals on SR 83 in the amount of \$36,400. This lateral project will be completed in conjunction with the culvert replacement on SR 83 in June.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David
No: None
Absent: Fenderbosch
Motion carried.

Ordinance No. 22-53 adopted.

Ordinance No. 22-54, AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,500,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING STREETS BY RECONSTRUCTING, GRADING, DRAINING, PAVING, RESURFACING AND MAKING OTHER IMPROVEMENTS AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL AND DECLARING AN EMERGENCY, was read by title only.

Council President O'Donnell moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David
No: None
Absent: Fenderbosch
Motion carried.

Council President O'Donnell moved for passage of Ordinance No. 22-54. This legislation will provide for the issuance and sale of bonds in the amount of \$3.5 million to finance street improvements.

Finance Director Presley stated that the bonds will be competitively sold, and the date for the sale has not been scheduled.

Mr. Zuber stated that initially the proposal for a \$5 million bond issue was discussed; however, due to the low-interest loan the City will receive from OPWA, the bond issue amount was reduced. He urged Council to consider including the add alternates from

the Walker Road Paving Project when the bids return and amending this legislation based on those costs to allow additional sections on Walker Road to be paved this year.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-54 adopted.

Ordinance No. 22-55, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT TO ACQUIRE A GAP VAX COMBINATION JET/VACUUM MACHINE FOR AVON LAKE REGIONAL WATER AND DECLARING AN EMERGENCY, was read by title only.

Council President O'Donnell moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Council President O'Donnell moved for passage of Ordinance No. 22-55. This legislation will authorize the Mayor to execute a lease-to-own agreement with Huntington Bank to finance the purchase of a Gap Vax Combination Jet/Vacuum Machine for ALRW from MTech Company of Cleveland, Ohio for the amount of \$585,543. The annual lease payments will be \$91,793.47 for seven years.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-55 adopted.

Ordinance No. 22-56, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT TO ACQUIRE A FORD E-450 DRW FOR AVON LAKE REGIONAL WATER AND DECLARING AN EMERGENCY, was read by title only.

Council President O'Donnell moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Council President O'Donnell moved for passage of Ordinance No. 22-56. This legislation will authorize the Mayor to execute a lease-to-own agreement with Huntington Bank to finance the purchase of a Ford E-450 DRW for ALRW from MTech Company of Cleveland,

Ohio for the amount of \$423,756. The annual lease payments will be \$58,948.90 for seven years.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-56 adopted.

Ordinance No. 22-57, AN ORDINANCE AUTHORIZING THE PURCHASE OF A STREET SWEEPER FOR THE PUBLIC WORKS DEPARTMENT AND DECLARING AN EMERGENCY, was read by title only.

This legislation will authorize the purchase of a street sweeper CityCat 5006 Standard Sweeper from The Safety Company, LLC dba MTech Company of Cleveland, Ohio for the amount of \$286,119.

Ordinance No. 22-58, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH K. E. MCCARTNEY & ASSOCIATES AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Kos moved for passage of Ordinance No. 22-58. This legislation will authorize the Mayor to execute a professional services agreement with K.E. McCarthy & Associates of Mansfield, Ohio in the amount of \$189,554.20 for construction management and inspection services of the Moore Road Paving Project. The grants received from ODOT and NOACA require the City to obtain a project manager and onsite inspector, and the City will be reimbursed for these services. A pre-construction meeting has been scheduled for Wednesday, April 27th, and businesses in the area have been notified of the imminent project.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-58 adopted.

Ordinance No. 22-59, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BRAMHALL ENGINEERING & SURVEYING COMPANY AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, David

No: None

Abstention: Arnold

Absent: Fenderbosch

Motion carried.

Mr. Kos moved for passage of Ordinance No. 22-59. This legislation will authorize the Mayor to execute a professional services agreement with Bramhall Engineering and Surveying Company of Avon, Ohio in the amount of \$27,000 to design construction plans for crosswalks.

The recent pedestrian and bicycle safety study recommended additional crosswalks and the enhancement of existing crosswalks to improve crossing safety, especially near schools and busy areas. After the design plans are prepared, the City will install two new Rectangular Rapid Flashing Beacons (RRFB) at Walker Road and Armour Road, and Creekside Drive and Lear Road.

In response to Council President O'Donnell, Public Works Director Reitz stated that the City is responsible for maintenance of the crosswalk signals, and contract out all servicing to Signal Service Company, who currently services and manages upgrades to all City traffic lights.

Yes: Kos, O'Donnell, Spaetzel, Zuber, David

No: None

Abstention: Arnold

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-59 adopted.

Ordinance No. 22-60, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SURVEYING AND MAPPING (SAM) LLC AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Kos moved for passage of Ordinance No. 22-60. This legislation will authorize the Mayor to execute a professional services agreement with Surveying and Mapping (SAM) LLC of North Jackson, Ohio in the amount of \$7,000 to survey the proposed crosswalk locations identified in Ordinance No. 22-59.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-60 adopted.

Ordinance No. 22-61, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A PERSONAL SERVICES AGREEMENT WITH RAFTELIS FINANCIAL CONSULTANTS, INC., AND DECLARING AN EMERGENCY, was read by title only.

Mr. Spaetzel moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Spaetzel moved for passage of Ordinance No. 22-61. This legislation will authorize the Mayor to execute a personal services agreement with Raftelis Financial Consultants, Inc. of Charlotte, North Carolina in an amount not to exceed \$65,000 to conduct an operational and management study analysis of the Public Works Department. The study will include a review of the engineering area, service levels, infrastructure, management, organization, and staffing.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-61 adopted.

Resolution No. 22-62, A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A LICENSE AGREEMENT WITH THE CLEVELAND ELECTRIC ILLUMINATING COMPANY AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Mr. Kos moved for passage of Resolution No. 22-62. This legislation will authorize the Mayor to sign a license agreement with the Cleveland Electric Illuminating Company to permit the City to attach flower baskets on specific utility poles in the City at no cost.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-62 adopted.

Ordinance No. 22-63, AN ORDINANCE APPROVING THE REVISION TO THE FINAL PLAT FOR PORT WEST SUBDIVISION NO. 1 AND DECLARING AN EMERGENCY, was read by title only.

Mr. Kos moved for suspension of the rule requiring three readings.

Since Ordinance No. 22-63 will not be passed on the first reading, Mr. Kos withdrew his motion.

This legislation will approve the revision to the Final Plat for Port West Subdivision No. 1 consisting of 20 sub lots on 8.5797 acres located on the south side of Walker Road between Piccolo Place and Ambleside Drive in an R-1 Single-Family Residential Planned Unit Development Zoning District approved by Planning Commission on November 8, 2021.

The developer has reduced the side yard setbacks of several sub lots to offer flexibility in housing styles but the lot sizes did not change and seeks Council approval. The revision to the Final Plat was approved by Planning Commission on April 5, 2022.

Ordinance No. 22-64, AN ORDINANCE APPROVING THE THE FINAL PLAT FOR PORT WEST SUBDIVISION NO. 2 AND DECLARING AN EMERGENCY, was read by title only.

This legislation will approve the Final Plat for Port West Subdivision No. 2 consisting of 26 residential lots on 14.5620 acres located on the south side of Walker Road between Piccolo Place and Ambleside Drive in an R-1 Single-Family Residential Planned Unit Development Zoning District approved by Planning Commission on April 5, 2022.

Ordinance No. 22-65, AN ORDINANCE APPROVING THE FINAL PLAT FOR PORT WEST SUBDIVISION NO. 3 AND DECLARING AN EMERGENCY, was read by title only.

This legislation will approve the Final Plat for Port West Subdivision No. 3 consisting of 40 residential lots on 12.8477 acres located on the south side of Walker Road between Piccolo Place and Ambleside Drive in an R-1 Single-Family Residential Planned Unit Development Zoning District and approved by Planning Commission on April 5, 2022.

Ordinance No. 22-66, AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR THE CURRENT AND OTHER EXPENDITURES OF CITY OF AVON LAKE FOR THE FISCAL YEAR 2022 AND DECLARING AN EMERGENCY, was read by title only.

Council President O'Donnell moved for suspension of the rule requiring three readings.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Council President O'Donnell moved for passage of Ordinance No. 22-66. This legislation will authorize the Finance Director to make supplemental appropriations for the purchase of a new generator for ALRW and approved by the Municipal Board of Utilities.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Ordinance No. 22-66 adopted.

Ordinance No. 22-67, AN ORDINANCE REPEALING AND REPLACING SECTION 672.10 OF THE CODIFIED ORDINANCES RELATING TO THE DISCHARGE, IGNITION, OR EXPLOSION OF FIREWORKS AND DECLARING AN EMERGENCY, was read by title only.

This legislation will repeal and replace Codified Section 627.10. The State passed legislation permitting the use of fireworks in municipalities on 15 designated days but has allowed municipalities the ability to override the law to maintain any prohibition. The Administration, Police Department, Fire Department, and the Public Safety and Health Committee have agreed to maintain a prohibition on fireworks in Avon Lake. The replacement of Section 672.10 updates the City's code and will retain this prohibition.

Ordinance No. 22-68, AN ORDINANCE OPPOSING THE ADOPTION OF HOUSE BILL 563, CURRENTLY BEING CONSIDERED BY A COMMITTEE OF THE OHIO HOUSE OF REPRESENTATIVES, WHICH PROPOSES TO LIMIT LOCAL REGULATION OF SHORT-TERM RENTAL PROPERTY AND DECLARING AN EMERGENCY, was read by title only.

This legislation will oppose the adoption of House Bill 563, which limits local regulation of short-term rental property and removes the City's authority to regulate short-term rentals, such as Airbnbs. The City does not currently have any restrictions or prohibitions and does not have any intention to establish any. House Bill 563 removes home rule authority that charter municipalities cherish. Therefore, opposing HB 563 will allow Council to maintain its ability to pass legislation that will protect the City and its citizens and will send a message to the State Legislature that laws should not be passed that restrict home rule.

Mr. Arnold stated that he will not support this legislation because it is his opinion that House Bill 563 is not very restrictive. While he understands the home rule ideology, he does not agree that this is an issue.

Mr. Kos agreed that the City does not have any issue with a short-term rental. This opposition is about home rule, and any law that removes the City's authority should be viewed as a potential issue because it could impact future laws.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

The Community Relations Board will meet on Thursday, April 28th at 4:30 p.m. in the Council Chambers.

The Primary Election Day will be held on May 3rd. There are five polling locations in the City, as follows: American Legion Post 211 on Walker Road; Avon Lake Public Library on Electric Boulevard; United Church of Christ on Electric Boulevard; Lakeshore United Methodist Church on Electric Boulevard; and Holy Spirit Catholic Church on Lear Road.

PUBLIC INPUT

Greg Beck, 722 Wildberry Court, Avon Lake addressed Council regarding the litigation his company, Parkplay Solutions, LLC, filed against the City.

EXECUTIVE SESSION

In compliance with Ohio Revised Code Section 121.22(G)(1), Mr. Kos moved to adjourn to Executive Session to discuss pending litigation.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Adjournment: 7:55 P.M.

RECONVENING OF COUNCIL MEETING

The Council Meeting was reconvened at 8:37 P.M.

Present: Council Members Zach Arnold, Billie Jo David, David Kos, Marty O'Donnell, Mark Spaetzel, and K. C. Zuber; Mayor Zilka; Law Director Ebert; Finance Director Presley; and Public Works Director Reitz.

Council President O'Donnell moved for adjournment.

Yes: Kos, O'Donnell, Spaetzel, Zuber, Arnold, David

No: None

Absent: Fenderbosch

Motion carried.

Adjournment: 8:38 P.M.

Approved: _____
Council President

Attest: _____
Clerk of Council