

**MINUTES OF THE SPECIAL MEETING OF THE COUNCIL
OF THE CITY OF NORTH OLMSTED
THURSDAY, FEBRUARY 19, 2009**

Present: President Kennedy, Council Members Barker, Gareau, Dailey Jones,
Kearney, Orlowski

Also Present: Mayor O'Grady, Clerk of Council Seman

Absent: Council Member Mahoney

President Kennedy called the special meeting to order at 6:35 p.m. in the Council Chambers, 5200 Dover Center Road, North Olmsted, Ohio.

All present were asked to join Council in the recitation of the Pledge of Allegiance.

LEGISLATION

Ordinance No. 2009-17 introduced by Mayor O'Grady was given its third reading. An ordinance dispensing with an RFQ process and authorizing the Mayor to retain and enter into a contract with Squire, Sanders & Dempsey L. L. P. to provide certain legal services as bond counsel in connection with the city's 2009 general obligation bond anticipation note financing, and declaring an emergency. Councilman Barker moved for adoption, and the motion was seconded by Councilman Gareau. Roll call: Barker, yes; Gareau, yes with comment that he has had this issue with respect to how the Council proceeds with hiring bond counsel and dispensing with the RFP process over the past several years. His reservations continue because he thinks the process should be used to determine what other services could be available from other qualified firms. Because the legislation contains an emergency clause and requires five votes, if he voted no, then the legislation doesn't take effect immediately. Despite his reservations, for the obvious better reason, he will vote yes at this time but notes that he does so under reservation but he does so to move the process forward. Roll call continued: Orlowski, yes; Jones, yes; Kearney, yes. The motion passed unanimously. Ordinance No. 2009-17 adopted.

Ordinance No. 2009-18 introduced by Mayor O'Grady was given its third reading. An ordinance providing for the issuance and sale of \$1,145,000 of notes, in anticipation of the issuance of bonds, for the purpose of improving certain designated streets in the city, in cooperation with the Director of Transportation of the State of Ohio and Cuyahoga County and otherwise, by grading, draining, constructing, reconstructing and rehabilitating the pavement base, curbs and sidewalks and adjusting, rehabilitating and reconstructing catch basins, manholes and water valve boxes, where necessary, preparing the surface and surfacing and resurfacing, in each case together with the necessary appurtenances and work incidental thereto, and declaring an emergency. Councilman

Gareau moved for adoption. The motion was seconded by Councilman Kearney and passed unanimously. Ordinance No. 2009-18 adopted.

Ordinance No. 2009-19 introduced by Mayor O'Grady was given its third reading. An ordinance providing for the issuance and sale of \$900,000 of notes, in anticipation of the issuance of bonds, for the purpose of improving Clague Road and certain other designated streets in the city by preparing the surface and resurfacing with asphaltic concrete, together with the necessary appurtenances and work incidental thereto, and declaring an emergency. Councilman Barker moved for adoption. The motion was seconded by Councilman Gareau and passed unanimously. Ordinance No. 2009-19 adopted.

Ordinance No. 2009-20 introduced by Mayor O'Grady was given its third reading. An ordinance providing for the issuance and sale of \$1,010,000 of notes, in anticipation of the issuance of bonds, to provide funds to pay costs of improving Dover Center Road and certain other designated streets in the city, in cooperation with Cuyahoga County and otherwise, by constructing, reconstructing and rehabilitating the pavement base, storm sewers, storm water drainage structures, curbs, curb ramps and sidewalks, where necessary, preparing the surface and resurfacing, in each case together with the necessary appurtenances and work incidental thereto. Councilman Gareau moved for adoption. The motion was seconded by Councilman Barker and passed unanimously. Ordinance No. 2009-20 adopted.

Ordinance No. 2009-21 introduced by Mayor O'Grady was given its third reading. An ordinance providing for the issuance and sale of \$160,000 of notes in anticipation of the issuance of bonds, to provide funds to pay costs of acquiring and installing computer hardware and software, together with necessary appurtenances and work incidental thereto. Councilman Kearney moved for adoption. The motion was seconded by Council Member Jones and passed unanimously. Ordinance No. 2009-21 adopted.

Councilman Kearney made a motion to excuse the absence of Councilman Mahoney. The motion was seconded by Councilman Barker and passed unanimously.

With the agenda being completed, President Kennedy adjourned the special Council meeting at 6:42 p.m.

Barbara L. Seman, Clerk of Council

Kevin M. Kennedy, President of Council