

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD MONDAY, MAY 9, 2022
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

The Chairman, Council President Brian Fischer, called the meeting to order and led in the Pledge of Allegiance.

PRESENT:

Council Members: 1st Ward – Jennifer Demaline; Council-at-Large – Tammy Holtzmeier; 2nd Ward – Dennis McBride; 3rd Ward – Anthony Moore; 4th Ward – Scott Radcliffe; Council-at-Large – Craig Witherspoon; Council-at-Large and Council President – Brian Fischer; Mayor - Bryan Jensen; City Engineer – Ryan Cummins; Planning and Economic Development Coordinator – Pam Fechter; Law Director – John Gasior; Finance Director - William Logan; Safety/Public Service Director – Duane Streator; Clerk of Council – Barbara Brooks

CORRESPONDENCE

The Clerk reported that she received a request from the Ohio Division of Liquor Control for a New D1, D2, D3 Liquor License for Elysian Metanoia Corp. dba Pinspiration located at 34970 Detroit Road, Ste O, Avon.

Mr. McBride felt they might need to follow up with the Division of Liquor Control regarding this request as there was some questions when they had a previous request for a D5 liquor license. He believes they would have to turn in their D5 if they are granted this D1, D2, and D3.

Mr. Fischer asked if this is a new liquor license in addition for this business.

Mrs. Brooks advised the application says new.

Mr. Gasior advised if he is not mistaken the old license would have to be given up and the business may sell it. He said they could find out as he knows there was a discussion when they first came before Council requesting a TREX transfer, and Council obliged. He believes there was discussion at that time if they were able to get a regular liquor license after they were granted the TREX transfer for safekeeping. Mr. Gasior indicated they would investigate it further and get back to Council.

ADDITIONS AND DELETIONS TO THE AGENDA

A motion was made by Mr. McBride and seconded by Mr. Moore to amend the agenda by adding Item No. 16a – An Executive Session for the Purpose of Discussing the Purchase of Real Estate, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to accept the agenda as amended, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, APRIL 18, 2022

A motion was made by Mr. Radcliffe and seconded by Mr. Moore to dispense with the reading of the minutes of the Work Session of Council held Monday, April 18, 2022, and to approve said minutes as published, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “abstain; Mrs. Holtzmeier, “yes” Mr. Fischer, “yes”.

The vote was 6 for and 1 abstention and the Chairman declared the motion passed.

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, APRIL 25, 2022

A motion was made by Mr. Mc Bride and seconded by Mr. Radcliffe to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, April 25, 2022, and to approve said minutes as published, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD MONDAY, MAY 2, 2022

A motion was made by Mr. Radcliffe and seconded by Mr. Moore to dispense with the reading of the minutes of the Special Meeting of Council held Monday, May 2, 2022, and to approve said minutes as published, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes; Mrs. Holtzmeier, “yes” Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 56-22 – GRANTING A SPECIAL USE PERMIT TO PANCHE AVON, LLC (d.b.a. FIESTA HABANERO) TO CONSTRUCT A 929 SQ. FT. CONCRETE PATIO/OUTDOOR SEATING AREA ON PROPERTY LOCATED AT 38790 CHESTER ROAD

The Clerk read Ordinance No. 56-22 by title only, entitled:

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO PANCHE AVON, LLC (d.b.a. FIESTA HABANERO) TO CONSTRUCT A 929 SQ. FT. CONCRETE PATIO/OUTDOOR SEATING AREA ON PROPERTY LOCATED AT 38790 CHESTER ROAD AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 56-22, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 56-22, and the discussion was:

Ms. Fechter advised she would like to add that they have the parking agreement from the hotel for the restaurant and it is in the file and going to be attached as part of the Ordinance.

And the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 57-22 – GRANTING A SPECIAL USE PERMIT TO ALAN N. JOHNSON, THE OWNER OF PROPERTY AT 1284 MILLER ROAD TO ALLOW HIS TENANT, GREAT LAKES BASKETBALL, LLC, TO OPERATE AN INDOOR TRAINING FACILITY LOCATED IN AN M-1 DISTRICT

The Clerk read Ordinance No. 57-22 by title only, entitled:

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALAN N. JOHNSON, THE OWNER OF PROPERTY AT 1284 MILLER ROAD TO ALLOW HIS TENANT, GREAT LAKES BASKETBALL, LLC, TO OPERATE AN INDOOR TRAINING FACILITY LOCATED IN AN M-1 DISTRICT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 57-22, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Moore to adopt Ordinance No. 57-22, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE No. 58-22 – GRANTING A SPECIAL USE PERMIT FOR PROPERTY OWNED BY AVON SELF STORAGE LLC, LOCATED AT 1100 NAGEL ROAD TO CONSTRUCT A MINI SELF-STORAGE FACILITY

The Clerk read Ordinance No. 58-22 by title only, entitled:

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR PROPERTY OWNED BY AVON SELF STORAGE LLC, LOCATED AT 1100 NAGEL ROAD TO CONSTRUCT A MINI SELF-STORAGE FACILITY AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Ordinance No. 58-22, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr.

Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 58-22, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 59-22 – AUTHORIZING THE MAYOR TO ENTER INTO A LETTER AGREEMENT WITH LIT COMMUNITIES BROADBAND, INC TO BEGIN ANALYZING THE FEASIBILITY OF FIBER OPTIC CONNECTIVITY IN THE CITY

The Clerk read Ordinance No. 59-22 by title only, entitled:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LETTER AGREEMENT WITH LIT COMMUNITIES BROADBAND, INC TO BEGIN ANALYZING THE FEASIBILITY OF FIBER OPTIC CONNECTIVITY IN THE CITY AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 59-22, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 59-22, and the discussion was:

Bill Leimkuehler of 1691 Pine Drive advised he wanted to give Council some data going into this vote as they have been working through this issue for the past few months. He said for context he wanted to provide them with some information based on data the City already has. Mr. Leimkuehler stated he recently learned there is a Community Voice page on the City of Avon website at www.cityofavon.com/communityvoice that allows residents to vocalize issues and then vote if they agree or disagree and it has been in place since 2015. He advised he looked at that page to give Council some information in terms of the residents’ priorities for where a citywide fiber network might fall. Mr. Leimkuehler said what he found was that there are 92 total issues posted on this page from April 2015 to December 2021 and he wanted to highlight some of the issues. He stated by far the number one most talked about issue is a citywide fiber optic network and there are 43 votes in favor and 0 against. Mr. Leimkuehler advised the second most popular issue “Mayor Jensen: Avon needs a fiber network for cable and internet” and that had 16 votes in favor and 0 against. He said the remaining issues were regarding trees during commercial development followed by widening the roads and putting in sidewalks followed by a City map of future and proposed buildings. Mr. Leimkuehler stated he is sharing this to give Council context and that it is not just one person asking as this is far and away the number one requested issue at least based on the City’s own data. He advised a quick comparison for our

internet access to our direct neighbors: Avon is the only City with a single citywide broadband provider which is Spectrum. He said Westlake and North Ridgeville have 3 broadband providers; Sheffield and Avon Lake have 2 providers. Mr. Leimkuehler stated today fiber is currently available in Westlake, Sheffield and North Ridgeville whereas Avon and Avon Lake it is not. He advised when looking at Avon's surrounding area, Avon is the only City within this area that has a monopolized broadband provider and no fiber access, which he felt is literally the worst set up they could have. Mr. Leimkuehler said the cost of this proposal at \$47,456 equates to \$1.99 per resident. He stated for the top issue as identified by the residents he feels that is a good value. Mr. Leimkuehler advised a vote in favor is really to provide an analysis to give Council more information on how the City could improve access for its residents and businesses. He reiterated that based on the City's own data, it is the number one issue requested by residents far beyond outpacing widening streets and sidewalks and the cost per resident is less than \$2 and he believes the information from the study would provide Council the analysis they need to make an informed decision on how to address this unquestionable need.

And the vote was: Mrs. Demaline, "yes"; Mrs. Holtzmeier, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mr. Fischer, "yes".

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 60-22 – TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDER'S AGREEMENT FOR FIELDSTONE LANDING SUBDIVISION NO. 1

The Clerk read Ordinance No. 60-22 by title only, entitled:

AN ORDINANCE TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDER'S AGREEMENT FOR FIELDSTONE LANDING SUBDIVISION NO. 1 AND DECLARING AN EMERGENCY

The Chairman declared this to be the first of three readings of Ordinance No. 60-22.

ORDINANCE NO. 61-22 – TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDER'S AGREEMENT FOR NAGEL FARMS SUBDIVISION

The Clerk read Ordinance No. 61-22 by title only, entitled:

AN ORDINANCE TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDER'S AGREEMENT FOR NAGEL FARMS SUBDIVISION AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Ordinance No. 61-22, and the vote was: Mrs. Holtzmeier, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mr. Fischer, "yes".

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Moore to adopt Ordinance No. 61-22, and the discussion was:

Mr. Gasior pointed out that there was a slight amendment in the Subdivider Agreement regarding model homes as the applicant requested 4 model homes instead of 2. He advised he checked with the Utilities Department, and it is not a problem for them, and he does not feel it is a significant modification, but the City only allows 2 and the applicant is asking for the City to make that exception and it is not going to be a problem for the Utilities Department based on a conversation that he had with Brian Bruce, Superintendent of Utilities.

Mayor Jensen inquired if it is known who the builder is going to be for this subdivision.

Tom Kuluris, President & CEO of Liberty Development Company, 28045 Ranney Parkway, Ste. B, Westlake, the Developer of Nagel Farms advised they are down to building 3 model homes and the reason they are asking for 4 is that they might go for variety.

Mr. McBride advised he believes some of the issues in Concord Village are with a specific builder.

And the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 62-22 – REAPPROPRIATIONS

The Clerk read Ordinance No. 62-22 by title only, entitled:

**AN ORDINANCE TO AMEND AND SUPPLEMENT
APPROPRIATIONS ORDINANCE NO. 97-21
AND DECLARING AN EMERGENCY**

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 62-22, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 62-22, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

**ORDINANCE NO. 63-22 – LEVYING ASSESSMENTS FOR THE CONSTRUCTION OF
SIDEWALKS ALONG SCHWARTZ ROAD AND ADJACENT TO CERTAIN PROPERTIES
WITHIN THE CITY OF AVON**

The Clerk read Ordinance No. 63-22 by title only, entitled:

**AN ORDINANCE LEVYING ASSESSMENTS FOR THE CONSTRUCTION OF
SIDEWALKS ALONG SCHWARTZ ROAD AND ADJACENT TO CERTAIN
PROPERTIES WITHIN THE CITY OF AVON, OHIO
AND DECLARING AN EMERGENCY**

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 63-22, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Moore to adopt Ordinance No. 63-22, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

REPORTS AND COMMENTS

MAYOR JENSEN advised many have noticed the Hometown Heroes banners hung along the west end of Detroit Road on the south side of the road to honor Veterans no longer with us. He said the program was started almost two years ago and brought to him by the VFW along with Vince Gargaro, Jerry Plas and Jerry Galant who wanted to remember and honor some of our Veterans when they saw something similar being done in another state. Mayor Jensen stated he wanted to thank these men as well as City Council because without Council’s support this would have never been possible. He advised all of Council should be proud of what the City and the Community do, but also that their support allowed this to happen. Mayor Jensen said a lady called City Hall today who was in tears because of how it moved her and how important it was and how grateful she was that the City was able to do this. He stated all the banners were paid for by the individual families, but the brackets were paid for by the City and the placing of them on the poles was done by the Streets Department employees. Mayor Jensen again thanked Council for supporting this effort and allowing the City to do something special for the Veterans.

COUNCIL MEMBERS:

MRS. DEMALINE, WARD 1, had no comments.

MRS. HOLTZMEIER, AT LARGE, reminded everyone that she will be absent for the next meeting on May 16, 2022. She said the Senior High Class is having their awards ceremony and her son, Evan, gets to have both of his parents present to help him celebrate.

MR. McBRIDE, WARD 2, advised he drove through Concord Village yesterday and he blames it more on the builder, but there is trash everywhere. He said it is clear why those residents are complaining. Mr. McBride said he understands they are private roads, and it is really not a City issue, but he felt the City needs to continue to push that developer to make some street improvements, stop the flooding, get some silt fencing up so mud is not pouring off the adjacent

soil and onto the street. Mr. McBride said frankly the City should look at potentially a way to hold the builder responsible because the builder was not doing the City any favors.

Mr. MOORE, WARD 3, advised driving in today with the nice weather, he noticed young drivers at the intersection of SR 83 and Detroit Road were distracted by their devices. He said the City has a no texting while driving law and he still sees people doing that with more frequency this time of year. Mr. Moore stated he wanted to go on record reminding people to be safe as the weather is nicer and there would be more young drivers out and about. He asked Mr. Streater to remind the Avon Police Department to keep an eye out for violators as the traffic is heavier this time of year.

MR. RADCLIFFE, WARD 4, advised he continues to have residents ask him for more sidewalks and he would like to continue to move the sidewalk program forward. Mr. Radcliffe asked that Ms. Clements, the Zoning Enforcement Officer, keep on top of notifying the homeowners to get their sidewalks installed. He indicated that would be wonderful to continue improving the connectivity.

MR. WITHERSPOON, AT LARGE, inquired of Mr. Streater if there was something going on this past weekend as he noticed the traffic was significantly heavier on Detroit Road. He said he has lived in this City for 40+ years and he has never seen traffic that heavy. Mr. Witherspoon stated he keeps getting calls from residents asking and he understands Avon has a lot of traffic, but he felt this past weekend was extra heavy lined from traffic light to traffic light.

Mr. Streater advised there were no special events going on.

Mayor Jensen advised he noticed the same thing coming from Sheffield Village that for some reason there was non-stop traffic. He wondered if there was bridge or road work happening and with Case Road being closed that might have contributed to it. Mayor Jensen said from the east side to the west side, it was unbelievably packed, and the traffic was unusually heavy, but he could not figure it out.

MR. FISCHER, AT LARGE, reminded Council that May 16, 2022, is the deadline for elected officials to submit their Financial Disclosure Statements to the Ohio Ethics Commission.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER, advised he wanted to make Council aware of an item on next Monday's Work Session agenda and provide some advance notice. He said Ordinance No. 4-22 passed on January 11, 2022, for the resurfacing of SR 83 between Winking Lizard and basically Mills Road. Mr. Cummins stated at that time, the ODOT estimate of costs was \$433,500 and he received a letter on Thursday of last week (May 6) that the plans have been advanced and ODOT is getting ready to go out to bid with that project. He advised the current estimate by ODOT is now \$707,220 which is an increase of \$273,720. Mr. Cummins said the City is having discussions with ODOT about what caused that increase. He stated obviously there are inflationary pressures and with the way they did the estimating there is some potential for certain items to be overestimated. Mr. Cummins advised they will continue to try to work through that with ODOT. He said with the way that ODOT works that even if the City can get ODOT to agree that maybe something is a little off with the estimation, the City may be forced to pay the initial invoice and then everything would be reconciled when the project is completed. Mr. Cummins stated we will see where things stand before next Monday, but he does have to have a piece of legislation on the

agenda if Council wants to move forward with the project giving final authorization agreeing to pay whatever the final amount is that is worked out whether something different or the \$707,000. He advised the City does not really have another option for resurfacing that roadway so he wanted to provide Council with notice and that they are continuing to have discussions with ODOT, and he would have more information next week.

Mayor Jensen advised he asked Mr. Cummins to mention that to Council because he does not think there is a way they can delay that work on SR 83. He said anyone who has driven that area knows that it is in bad shape. Mayor Jensen stated the City talked to ODOT three years ago to try to get that section done before they did the section that heads into Avon Lake and ODOT refused. He felt the City is at their last option and he is not happy with the change in the estimate, but he does not feel there is a way to delay it another year as the road is just in bad shape. Mayor Jensen said they can still hope that some of the pricing comes in less than what they anticipate, but pricing on everything has gone up.

MS. FECHTER, ECONOMIC DEVELOPMENT/PLANNING COORDINATOR, had no comments.

MR. GASIOR, LAW DIRECTOR, had no comments.

MR. LOGAN, FINANCE DIRECTOR, advised next week he would like to have the City's liability insurance broker come and speak to Council for about 10 to 15 minutes to provide and update on the market with our property and liability insurance. He said the City is not in bad shape and has not had any serious claims this past year. Mr. Logan felt that considering the current economy and everything that is happening, the price of the City's insurance is going to increase a little. He stated he feels it would be good if the broker spoke to Council briefly at the next Work Session. Mr. Logan advised there would be an Ordinance around the first Work Session in June for the renewal of the City's property and liability insurance with Arthur J. Gallagher and Co.

MR. STREATOR, SAFETY/PUBLIC SERVICE DIRECTOR, had no comments.

AUDIENCE:

There were no comments from the audience members.

EXECUTIVE SESSION: 8:01 p.m.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to Enter Into Executive Session for the Purpose of Discussing the Purchase of Real Estate, and the vote was: Mrs. Holtzmeier, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mr. Fischer, "yes".

The vote was 7 for and 0 against and the Chairman declared the motion passed.

RECONVENE: 8:46 p.m.

A motion was made by Mrs. Holtzmeier and seconded by Mrs. Demaline to Reconvene the Regular Meeting of Council, and the vote was: Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mrs. Holtzmeier, "yes"; Mr. Fischer, "yes".

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ADJOURN: 8:47 p.m.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adjourn the Regular Meeting of Council, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.