

**MINUTES OF THE WORK SESSION OF THE COUNCIL OF THE
CITY OF AVON, OHIO HELD TUESDAY, SEPTEMBER 3, 2024
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

PRESENT: Council Members: Council-at-Large – Mary Berges; 1st Ward – Jennifer Demaline; 2nd Ward - Dennis McBride; 3rd Ward - Tony Moore; Council-at-Large – Michelle Patton; 4th Ward - Scott Radcliffe; Council-at-Large and Council President – Brian Fischer; Mayor – Bryan Jensen; City Engineer – Ryan Cummins; Planning/Economic Development Coordinator – Pam Fechter; Law Director – John Gasior; Finance Director– Steve Presley; Safety/Public Service Director – Duane Streator; Clerk of Council – Barbara Brooks

Council President Brian Fischer, called the Meeting to order.

1. OVERVIEW OF PROPOSED CHANGES TO THE NOPEC AGGREGATION PROGRAM Kyla Presto

Kyla Presto, Relationship Manager at NOPEC located at 31360 Solon Road, Solon, advised she was present tonight to introduce herself as she is the new Relationship Manager for Avon, and she helps to support Avon. She said City Council, Mayor Jensen and the Administration should feel free to reach out to her if they have any questions. Ms. Presto stated she has been in government for a long time as she worked for a couple different municipalities before coming to NOPEC and she was here to serve and help them with whatever is needed.

Ms. Presto advised she wanted to tell them a bit about grants available to Avon. She said right now Avon has an available balance in NEP grants of \$133,395.56 and of that balance \$14,164.56 expires on November 30, 2024, and the remainder can be rolled over if desired. Ms. Presto stated they can rollover grant balances up to three years.

Mr. Fischer asked her to tell them more about the grant funds available.

Ms. Presto advised the NEC grant programs stand for NOPEC Energized Community Grants, and the funds are to be used for energy efficient projects. She said in the past, Avon has used these funds for projects such as in 2018 when they did the widening of Chester Road, in which funds were used for traffic signals and signage. In 2019 the grant funds were used for solar powered speed limit signs. In 2020 the grant funds were used for HVAC at the Police Station and then in 2022 it was used for engineering costs of a street lighting project and in 2023 it was used to purchase five new streetlights. Ms. Presto stated these expenditures of grant funds all relate back to energy efficiency and it is a way to help support the community as well.

Mayor Jensen reminded Council that they have approved for current grant funds to be used for lighting along Detroit Road. He said the underground work has already been done and four or five of those lights will be installed over the next few weeks. Mayor Jensen advised they will be able use more than \$14,000 of those grant funds before they expire as it was already allocated.

Ms. Presto advised the 2024 NEC grant allocation was \$55,391.00.

Ms. Presto said she wanted to talk about the natural gas opt-in legislation. She said in the State of Ohio when the energy market was deregulated for gas and electric, they were done at separate times. Ms. Presto stated the way the Plan of Operation and Governance is written, it does not provide the opt-in provision. She advised if City Council adopts legislation to allow an opt-in option, it will not change how the program works by default as it will still be an opt-out aggregation program, but it will add an additional provision so that newly eligible residents moving into the community can opt-in to NOPEC if they so desire. Ms. Presto added that those who leave NOPEC and then wish to come back, this provision would also provide a quicker process for them to come back as well as those who were in an agreement with another supplier and wish to come back. She advised currently under those scenarios people may have to wait until the next anniversary period. Ms. Presto said the next anniversary period for natural gas is not until 2025. She said the purpose of the gas opt-in legislation is to provide the residents

with the ability to come back within one to two billing cycles, if they left or if they are newly eligible. Ms. Presto clarified it provides a platform where residents can come back more quickly rather than waiting until they receive the opt-out letter or the anniversary period. She stated she provided a summary of key changes for Council to look over and the full revised document is available for their review. Ms. Presto said at a high level this will provide more flexibility for the residents to go in and out more quickly if they choose.

Mayor Jensen reminded Council about NOPEC's misstep when the issue came up about the electric and a lot of people opted-out. He said later, when those people realized that NOPEC brought the rates back down, but while the electric aggregation program allows them to opt back in, that is not the case with the natural gas aggregation program. Mayor Jensen stated there were some other companies trying to lure people in, so a lot of people opted out at that time. He advised the reason they were here tonight was for Council to decide if they want to make it easier for people to opt back into the program. Mayor Jensen reiterated that the electric program is separate from the natural gas program and people receive the most savings in the NOPEC aggregation program through the electric program. He said residents will still be able to opt-out, but this would allow them to opt back in and he believes that makes a lot of sense.

Ms. Presto advised if Council decides to proceed with an opt-in provision, NOPEC would run two public notices in the local newspaper consecutively for two weeks, one a week, at NOPEC's cost. She said also they would need to make sure before the final passage on third reading of that legislation, that those public hearings have been held. Ms. Presto stated if they decide to proceed then she will need to know which newspaper to utilize.

Mr. Fischer asked what the process would be for residents to opt back in once the legislation was adopted.

Ms. Presto advised they can call the 24/7 customer care line and let them know that they would like to come back if they have left or if they were newly eligible.

Mr. McBride advised given the additional flexibility he was assuming that Council would want to move forward with this option although it was not his sole decision.

Mr. Moore asked if there was any cost by the City to make that change.

Ms. Presto advised NOPEC will cover the cost of the newspaper notices and there were no other associated costs to the City. She explained it would just provide the residents with the additional flexibility.

Mr. Moore felt it was a no-brainer.

Mayor Jensen asked what Council, or the City needed to do to begin the process of making this change.

Mr. Gasior advised he would be in contact with Ms. Presto and get the public notices arranged and he speculated they could have an Ordinance for Council's consideration on September twenty-third perhaps.

Ms. Presto clarified that NOPEC will need time to advertise the public notices for two consecutive weeks.

Mr. Gasior advised they could also make it a date in October, if needed since Council does not meet when there is a fifth Monday in any given month.

Ms. Presto explained NOPEC will hold and conduct the two public meetings and that they could be held back-to-back at City Hall. She advised one public hearing could be held during the day, and one could be held in the evening to accommodate different schedules of residents. She said NOPEC staff would be present to answer any questions residents may have about gas opt-in legislation. Ms. Presto stated once they have run the two notices in the newspaper and held the two public hearings, Council could go to final passage of the legislation.

Mr. Gasior advised he would work with Ms. Presto and get things going to get an Ordinance in front of Council at an upcoming Work Session. He added that Ms. Presto already gave him the draft legislation and draft public notices as well.

Mayor Jensen asked how long the public meetings last.

Ms. Presto answered that NOPEC runs those meetings for approximately an hour and if no one attends they can be abbreviated, but they would wait at least thirty minutes.

Mayor Jensen requested that one of the public meetings held by NOPEC would be prior to a Council Meeting night so that someone would already be in the building.

Mr. Fischer thanked Ms. Presto for her time.

2. [ORDINANCE NO. 73-24](#) – TO AMEND THE PLANNING AND ZONING CODE SECTION 1270.03 “SCHEDULE OF PERMITTED USES” AND SECTION 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT FOR URGENT CARE CLINICS IN THE C-2 DISTRICT Planning Referral

A Public Hearing will be held on Monday, September 9, 2024 at 7:25 p.m.

The Third of Three Readings of Ordinance No. 73-24 will be held on Monday, September 9, 2024

Ms. Fechter had no additional comments.

3. [ORDINANCE NO. 74-24](#) – TO AMEND SECTIONS 1222.02, 1270.03, 1270.08, 1280.05, AND 1280.06 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO PROHIBIT CERTAIN USES THEREIN IMMEDIATELY ADJACENT TO OR WITHIN 500 FEET OF DETROIT ROAD Planning Referral

A Public Hearing will be held on Monday, September 9, 2024 at 7:20 p.m.

The Third of Three Readings of Ordinance No. 74-24 will be held on Monday, September 9, 2024

Ms. Fechter had no additional comments.

4. [ORDINANCE NO. 75-24](#) – TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969, COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON, OHIO, AS AMENDED, REZONING THE 2.58 ACRE PARCEL OF LAND LOCATED ON DETROIT ROAD, NEAR JAYCOX (ACROSS FROM MARTIN'S DELI), PERMANENT PARCEL NO. 10-04-00-022-102-083 FROM R-1 SINGLE-FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD BUSINESS DISTRICT (WASILKO)

Planning Referral

A Public Hearing will be held on Monday, September 9, 2024 at 7:15 p.m.

The Third of Three Readings of Ordinance No. 75-24 will be held on Monday, September 9, 2024

Ms. Fechter had no additional comments.

5. [ORDINANCE NO. 82-24](#) – TO AMEND SECTION 206.02 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON DELINEATING WARD BOUNDARIES Mr. Cummins

Mr. Cummins advised this Ordinance provides worded descriptions of each of the four wards. He said it provides what the descriptions were previously and then what the new descriptions are. Mr. Cummins stated those descriptions follow along with the revised ward map outlined that was also presented to Council to establish populations within each ward as follows: Ward One – 7,202, Ward Two – 6,339, Ward Three – 6,021, Ward Four – 5,285. He said on the side of that map they could see the overall population according to the latest census and what the percentages of representation are within each ward. Mr. Cummins clarified that it was general population and not likely voters or people who have voted; it was simply population based on the latest US Census data.

6. [ORDINANCE NO. 83-24](#) – TO AUTHORIZE A DEVELOPER'S AGREEMENT WITH ODG AVON I, LLC FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS, TO WIT: A ONE THOUSAND FOOT EXTENSION OF AVON COMMERCE PARKWAY FROM ITS CURRENT EASTERN TERMINUS

Planning Referral

Ms. Fechter advised there is a company called Jackson Taylor, who is building a 400,000 square foot facility around Moore Road and Avon Commerce Parkway. She said this legislation authorizes a Developer's Agreement to install the roadway and public improvement installation. Ms. Fechter stated all funds have not been deposited as of yet, but the applicant was aware they have to have those deposited before Council votes next Monday.

Mr. Presley confirmed Ms. Fechter's statement regarding the deposits. He advised he has the Certificate of Insurance and the Performance Bond, but he does not have the deposits, and the applicant has been made aware of that requirement.

Ms. Fechter advised to Planning Commission voted to recommend to City Council 5-0.

7. [ORDINANCE NO. 84-24 – TO AMEND AND SUPPLEMENT APPROPRIATIONS](#)

Mr. Presley

Mr. Presley explained the supplemental appropriations as follows:

General Fund No. 101

Increase transfer to Chester Road Widening Phase 3, Fund 477 by \$75,000 for additional engineering

Total Increase in Fund 101 \$75,000.00

Fire Dept Equipment Fund No 106

Increase Infrastructures budget by \$810,100 for the construction and construction oversight of the Training Tower.

Total Increase in Fund 106 \$810,100.00

Fire Department Fund No. 200

Increase Personal Protective Equipment by \$15,525 as the original budget is insufficient to complete the year.

Total Increase in Fund 200 \$15,525.00

Avon Seniors Fund No. 230

Increase Misc. Contracted Services budget by \$10,000 to cover the outsourcing of the newsletter.

Increase Facility Maintenance by \$10,000 for roof repairs not included in the original budget.

Total Increase in Fund 230 \$20,000.00

Chester Road Widening Phase 3 Fund No. 477

Increase Engineering by \$75,000 as the budget is insufficient to complete the year.

Total Increase in Fund 477 \$75,000.00

Water Revenue Fund No. 611

Increase Engineering by \$38,000 for the work on Chester Road Phase 5A.

Total Increase in Fund 611 \$38,000.00

Storm Water Utility Fund No. 633

Increase Engineering by \$38,000 for the work on Chester Road Phase 5A.

Total Increase in Fund 633 \$38,000.00

Grand Total of All Supplemental Appropriations \$1,071,625.00

Mr. McBride inquired if the Senior Center roof repairs were because the roof had reached its life cycle or if it was due to storm damage.

Mr. Streator advised neither, it was due to open space being left between the ceiling and the roof and the heat escapes. He explained the space needs to be conditioned by filling it in.

Mrs. Demaline advised the Ohio BWC has some grants available and one of them may qualify for Fire PPE. She asked if the City has received any grant funds from the BWC.

Mr. Streator advised yes, but it does not cover the whole cost of the turnout gear, but it covers the cost of gloves and hoods that the City received grant money for recently.

Mrs. Demaline said that was fantastic.

- 7a. ORDINANCE NO. 85-24 – TO ACCEPT THE TENTATIVE AGREEMENT IN THE MATTER OF THE CITY OF AVON AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC., (FOP/OLC), (DISPATCHERS), SERB CASE NO: 2023-MED-12-1132 Mr. Streator

Mr. Streator advised this is the contract with the dispatchers' union and they concluded negotiations with them which were very similar to the OPBA and FOP contract negotiations involving the ranking officers. He said the wage increase percentages over the next three years were 4/3/3 beginning in 2024 and there was a small increase in the uniform allowance.

Mr. Fischer asked how many employees this would involve. Mr. Streator answered six full-time employees.

Mrs. Demaline advised the Ordinance references Exhibit A, and she asked if they have access to that.

Mr. Gasior advised he was not provided the Agreement and perhaps it could be distributed sometime this week to Council.

Mr. Streator advised he will contact the representative from Clemans-Nelson and provide it to Council.

Mrs. Demaline advised if Council has it in their packets on Friday that was enough time to read Exhibit A before Council votes since it is referenced in the Ordinance.

Mr. Streator said the union voted on it while Council was on recess and with the Labor Day holiday, they were under a tight timeline to get it in front of Council and subsequently considered for passage next week.

8. RESOLUTION NO. R-21-24 – TO ADVERTISE FOR BIDS FOR THE AVON COMMERCE PARKWAY EXTENSION PROJECT Mr. Cummins

Mr. Cummins advised this legislation is associated with item #6 on tonight's agenda as far as the public improvements that are being done for the extension of Avon Commerce Parkway. He said the Developer's Agreement covers underground systems such as sanitary sewer, water distribution, and storm sewer drainage in preparation of the roadbed compaction etc. Mr. Cummins stated the City's portion of the project would be install the pavement surface, the stone underneath, and the underdrain associated with that including the pavement. He advised at which time the developer will come back in and finish grading, running local utilities, lighting, sidewalks, etc. to complete the project. Mr. Cummins said the City's portion will go out to bid as a public bid and they would bring those results back to City Council for review and to potentially award a construction contract.

Mayor Jensen advised this was part of an incentive to get the business to build here in Avon so, anyone that drives down Avon Commerce Parkway will see a building start to come up. He said the City received some funding from the ODOT Jobs and Commerce Division. Mayor Jensen reminded Council that when the agreement was signed with the Schools there was an incentive that the Schools would work with the City so that some of the funding would be covered by the agreement with the Schools, regarding the installation of infrastructure noting it helps both the Schools and the City. He said when they mention the widening in front of the High School and the improvement in that location it also goes with the funding being allocated to the City.

9. RESOLUTION NO. R-22-24 – SUPPORTING THE SUBMISSION OF AN OHIO PUBLIC WORKS COMMISSION (OPWC) STATE ISSUE ONE FUNDING APPLICATION FOR THE DETROIT ROAD WIDENING PROJECT AT THE AVON HIGH SCHOOL WESTERN ENTRANCE Mr. Cummins

Mr. Cummins advised a grant application was submitted to the Lorain County Engineer's Office as they are the local body that handles the initial OPWC grant applications such as the scoring and recommendations. He said this project would be to install a traffic signal at the new western entrance drive at the High School. Mr. Cummins stated they would then widen from that new western drive back eastward to the existing entrance drive and make that a three-lane section so there would be a center turn lane which would merge back in heading west of the new western drive back to the two-lane section. He advised they have requested a million dollars with \$700,000 in grant funds and \$300,000 in loans for the project and this is the Resolution of support for submitting that grant application.

Mr. Fischer asked if that includes a traffic study for that area if the City is installing a traffic light.

Mr. Cummins advised yes, they studied whether the light meets the warrants needed to install the light and it does. He said now it was just getting the funding in line to do the project.

Mrs. Demaline inquired as the timeline on that grant and when they would know if the funding has been awarded to Avon.

Mr. Cummins advised generally the first Friday in December is when they would unofficially know. He said it becomes official in April of next year and the grant dollars become available to spend after July 1, 2025. Mr. Cummins stated for this project, keeping in mind the Schools calendar, the thought is to get the grants awarded and do the design work in 2025 and try to bid the project around the beginning of 2026 so that it was ready to go as the construction season gets underway. He added that hopefully the vast majority of the work would occur over the summer months while school is out.

10. REPORTS AND COMMENTS

MAYOR JENSEN had no comments.

CLERK OF COUNCIL reported that she received a request from the Ohio Division of Liquor Control for a Transfer of Ownership from Riser Foods, LLC to GetGo Operating, LLC located at 1501 Travelers Pointe, Avon. The Clerk thanked Council for allowing such a request to be mentioned at a Work Session of Council since the form needed to be signed and sent back to the Ohio Division of Liquor Control by September 6, 2024, which is before the next Regular Meeting of Council.

There were no comments made on the request and no request for a hearing.

COUNCIL MEMBERS:

MS. BERGES, AT LARGE wished the Lake Erie Crushers good luck in their playoff game.

MRS. DEMALINE, WARD 1 had no comments.

MR. MCBRIDE, WARD 2 wished the Lake Erie Crushers good luck in the playoffs.

MR. MOORE, WARD 3 noted regarding the signs in the right of way, he felt it was getting a bit crazy. He said the City Centre shopping plaza was riddled with signs as well as the entrance/exit to Schwartz Road Park. Mr. Moore stated the church by Avon East School on Nagel Road was putting up signs for their Sunday Services on a Friday. He felt that was a bit egregious and it was getting out of control.

Mr. Gasior agreed there is a prohibition with putting signs up in the right of way, but the City does not believe the City has an employee working on the weekends.

Mr. Moore said he understands that but suggested someone reach out to the church during the week since this has been an ongoing occurrence. He noted or Council could pass an Ordinance that a permit is required to place signs in the right of way. Mr. Moore advised it looks tasteless in his opinion.

Mayor Jensen clarified that it will never get approved for signs to be allowed to be placed in the right of way. He said someone would reach out to the church and let them know that they cannot be placing signs in the right of way.

Mr. Moore advised regarding speeders on Kinzel Road, he spoke a few times to Mr. Streater about that issue and data was pulled as to the number of speeders within a given time frame. He asked Mr. Streater if he could reach out to the Police Department and get some more police presence in that area as he also has noticed a lot of trucks passing through that area and they should not be going through that area.

Mr. Streater advised he would talk to the Police Department.

Mr. Moore advised in January of 2021 Council passed Ordinance No. 110-20 mandating a minimum sidewalk width of five feet to comply with ADA requirements and construction standards. He said currently the sidewalks on Lilac Lane and Stoney Ridge Road are four feet wide. Mr. Moore stated in light of this, he plans to propose a motion next week to grant an exception for the residents of Lakeland Drive and Garden Drive allowing them to construct four feet wide sidewalks instead of the required five feet wide sidewalks. He advised he would ask his fellow Council Members to consider this exception as many residents in these areas are on fixed incomes and are facing additional financial pressures due to the upcoming County Auditor's mandated reappraisal and a November bond issue proposed by the Avon Schools. Mr. Moore said allowing for a four-foot sidewalk could alleviate some of the financial burdens to our community members. He stated that he looks forward to discussing the proposal with the rest of the members of Council and he appreciates their consideration.

Mr. Fischer advised he would consider Mr. Moore's request, but he would not recommend putting it on a Regular Meeting agenda without first having time to amply discuss that issue. He said he and Mr. Moore would talk this week about when to have that discussion added to an upcoming agenda.

MS. PATTON, AT LARGE had no comments.

MR. RADCLIFFE, WARD 4 thanked the Service Department crews and all the employees that have worked to collect all the branches from the recent storm noting that the piles seem to be a lot less. He appreciates those crews who have been working on that task as it has been taking a lot more resources than they originally anticipated. Mr. Radcliffe said it was nice to see that winding down and closer to being done.

MR. FISCHER, AT LARGE thanked Mr. Presley and his team for having a positive audit exit interview. He advised it makes Council's job easier when the Auditors of the State of Ohio tell them that everything looks good and that everything that needed to be corrected was corrected efficiently and they were minor issues.

Mr. Fischer advised there was a national story about traffic violations against school busses. He asked Mr. Streater to give an update on what Avon has been dealing with since the beginning of the school year.

Mr. Streater advised as the school year began, the Police Department did a campaign and followed school busses for the first few days with extra officers on patrol. He said to date this school year, there has only been one school bus violation in Avon.

Mr. Fischer said that is great to hear as the news report made it sound like Miami was having an epidemic of school bus violations. He thanked Mr. Streater for the update as the beginning of the school year is always tough for the busses.

Mr. Streater agreed that it seems that way. He said the Police Chief has put extra officers on patrol during the first few days of school. Mr. Streater added it is a priority in the morning and in the afternoon during the school year for the officers to be in the school zones as well as where the bus routes are located.

Mr. Fischer asked Mr. Streater to thank the Police Department on behalf of Council.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER had no comments.

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

MR. GASIOR, LAW DIRECTOR requested that Mr. Cummins, Ms. Fechter, Mr. Streater and Mr. Presley be invited into the Executive Session.

MR. PRESLEY, FINANCE DIRECTOR had no comments.

MR. STREATOR, SAFETY DIRECTOR/PUBLIC SERVICE DIRECTOR advised the August report from the Fire Department reflects double the amount of fire calls, but that had a lot to do with the storms. He said the fire calls went from 71 to 140 in August. Mr. Streator stated fortunately there were no serious incidents during that time. He said the ambulance calls increased as well; last year there were 271 calls and this year there were 333. Mr. Streator commented that the Fire Department is getting increasingly busier and so is the Police Department.

Mr. Streator recognized and commended that the Streets, Parks and Utilities Departments all came together during the recent storm to help. He advised there were an unprecedented number of branches that came down and the size of the branch piles were extreme compared to what they pickup/chip on a regular basis. Mr. Streator said most of the work cleaning up those branch piles was all hand work pulling those piles apart to put into the chipper as there is not an automated machine that does that work for them and it is a lot of work. He advised there were still a couple of areas that they have to get to yet but hope to be caught up by the end of this week. Mr. Streator added there are fresh branches out, so people are continuing to place them curbside. He confirmed that this is a continuous service that the City provides for the residents, and he knows that Council also receives a lot of calls when their branches are not picked up similar to when there is a lot of snowfall in a short amount of time. Mr. Streator stated the City has had all of their available resources and employees out there collecting the branches for two weeks straight.

Mr. Fischer advised with that many fire calls going out it was a reminder to Council and the Administration that with they need to forge forward with trying to figure out where a second Fire Station was going to be located. He said the whole process was going to take a while so they need to figure out all the logistics and keep moving forward.

AUDIENCE:

There were no comments from the audience members.

11. EXECUTIVE SESSION: 8:08 p.m.

A motion was made by Mr. McBride and seconded by Mr. Moore to Enter Into Executive Session for the Purpose of Discussing Pending and/or Imminent Litigation and invite Mayor Jensen, Mr. Gasior, Mr. Cummins, Ms. Fechter, Mr. Streator and Mr. Presley, and the vote was: Ms. Berges, "yes"; Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Mr. Fischer, "yes".

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

12. RECONVENE: 8:51 p.m.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to Reconvene the Work Session of Council, and the vote was: Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mr. Fischer, "yes".

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

13. ADJOURN: 8:52 p.m.

There being no further business, the Work Session of Council was adjourned.

PASSED: _____

SIGNED BY: _____
Brian Fischer, Council President

ATTEST: _____
Barbara Brooks, Clerk of Council