



12650 DETROIT AVENUE 44107 216-529-6055
www.lakewoodoh.gov
Lakewood City Council
JOHN LITTEN, PRESIDENT
SARAH KEPPLER, VICE PRESIDENT

Council at Large
THOMAS R. BULLOCK III
TRISTAN RADER
SARAH KEPPLER

Ward Council
KYLE BAKER, WARD 1
JASON SHACHNER, WARD 2
JOHN LITTEN, WARD 3
CINDY MARX, WARD 4

Issued 02/10/23

PUBLIC NOTICE – FINANCE COMMITTEE

Finance Committee will meet Monday February 13, 2023 at 6:00 p.m. in the Auditorium of Lakewood City Hall at 12650 Detroit Avenue. The meeting is open to the public.

Individuals with disabilities who require accommodations for participation in meetings must request accommodations at least 3 business days ahead of the scheduled meeting. Contact Michelle Nochta at (216) 529-5906 michelle.nochta@lakewoodoh.net.

The meeting will be livestreamed on the City's website at the following link:

www.lakewoodoh.gov/councilvideos

PUBLIC COMMENT PROTOCOL (Updated 6/21)

The public is invited to comment on agenda items in person or by submitting a written comment in advance of the meeting using the eComment platform available [HERE](#). New users must create an eComment account.

The agenda is as follows:

Approval of the minutes of the January 23, 2023 meeting of the Finance Committee.

ORDINANCE 03-2023 - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood ("City"). (*1st read & referred to Finance 2/6/23*)

RESOLUTION 2023-08 - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, permitting the Mayor, Director of Public Works, Finance Director and Purchasing Manager to purchase certain vehicles and equipment without advertising and competitive bidding or specific approval of Council as required by Lakewood Codified Ordinance §111.04. (*1st read & referred to Finance 2/6/23*)

Jason Shachner, Chair
Tom Bullock, Sarah Kepple; Members
FINANCE COMMITTEE

ORDINANCE NO. 03-2023 BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood (“City”).

WHEREAS, the City is an Ohio political subdivision and is organized and existing under the Constitution and laws of Ohio and its Charter; and

WHEREAS, in accordance with applicable law, including without limitation its home rule authority under Ohio Constitution Article XVIII, the City has the power to acquire personal property, including without limitation, acquisition by lease-purchase agreement; and

WHEREAS, the City has requested proposals for the lease-purchase acquisition of certain property, and the authorized representatives of the City have determined that the proposal of _____, its affiliates, successors, or assigns is the most responsive and responsible proposal;

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the City of Lakewood, this Council by a vote of at least two thirds of its members determines that this ordinance is an emergency measure and that it shall take effect immediately, and that it is necessary for the immediate preservation of the public property, health, and safety, and to provide for the usual daily operation of municipal departments in that these equipment leases are necessary for the operation of various departments and divisions. Now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. This Council makes the following findings and determinations:

(a) It is appropriate and necessary to the functions and operations of the City, to enter into one or more lease-purchase agreements (the “Equipment Leases”) in the principal amount not exceeding **\$3,695,000**, for the purpose of acquiring the vehicles, equipment, and other personal property generally described in Exhibit A to this ordinance (the “Leased Property”) and to be described more specifically in the Equipment Leases.

(b) _____ is the lessor under the Equipment Leases in accordance with its proposal.

(c) The City is entering into the Equipment Leases in accordance with its power and authority under the Ohio Revised Code, the Ohio Constitution, and its Charter, to acquire the Leased Property and the Equipment Leases constitute “public obligations” as defined in Chapter 133.01(GG), Ohio Revised Code.

Section 2. That the Director of Finance acting on behalf of the City is hereby authorized

to negotiate, enter into, execute, and deliver one or more Equipment Leases in the form approved by the Director of Law. The Director of Finance is hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the Equipment Leases (including, but not limited to, escrow agreements) as the Director of Finance deems necessary and appropriate. All other related contracts and agreements necessary and incidental to the Equipment Leases are hereby authorized. By a written instrument signed by the Director of Finance, the Director of Finance may designate specifically identified officers or employees of the City to execute and deliver agreements and documents relating to the Equipment Leases on behalf of the City.

Section 3. The aggregate original principal amount of the Equipment Leases shall not exceed **\$3,695,000**. The payments under the Equipment Leases shall include interest at the rates determined in accordance with _____'s proposal, but in no event to exceed an annual rate of 6%. The Equipment Leases shall be for the term or terms selected by the Director of Finance, in accordance with _____'s proposal, but in no event to exceed 20 years. The Equipment Leases shall contain such options to purchase by the City as set forth in _____'s proposal and the Equipment Leases, and approved by the Director of Finance.

Section 4. That the Clerk of Council is hereby directed to send certified copy of this Ordinance to _____.

Section 5. The Third Amended Charter published in the Codified Ordinances is the official charter of the City of Lakewood.

Section 6. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 7. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least two thirds of the members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

John Litten, President of Council

Maureen M. Bach, Clerk of Council

Approved: _____

Meghan F. George, Mayor

2023 Municipal Leases
Exhibit A

2023 Projects to be Financed using Municipal Capital Leases	Amount
Total =	\$ 3,695,000
Fire-vehicle #7	\$ 65,000
Police Vehicles-5	\$ 350,000
Fleet-Welders Truck	\$ 95,000
Fleet- Pool 10 Passenger Van	\$ 60,000
Streets-Vehicle #171	\$ 125,000
Rear Load Packer Truck-2	\$ 700,000
Sewers-Aeration Blowers/SCADA interface	\$ 2,300,000

RESOLUTION NO. 2023-08

BY:

A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, permitting the Mayor, Director of Public Works, Finance Director and Purchasing Manager to purchase certain vehicles and equipment without advertising and competitive bidding or specific approval of Council as required by Lakewood Codified Ordinance §111.04.

WHEREAS, the 2023 budget adopted by Council December 27, 2022 authorized the purchase of certain vehicles and equipment; and

WHEREAS, Lakewood is experiencing local supply chain challenges when trying to purchase within the confines of LCO §111.04; and

WHEREAS, last year, in an effort to combat the supply chain issues and to ensure adequate future vehicle availability, Council authorized ordering vehicles for delivery in 2024; and

WHEREAS, Lakewood has been left with a supply gap in 2023 and is experiencing difficulty in locating and purchasing vehicles and equipment within the confines of LCO §111.04; and

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the City of Lakewood, this Council by a vote of at least two thirds of its members determines that this resolution is an emergency measure and that it shall take effect immediately, and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments in that this purchasing authority is necessary to obtain vehicles and equipment necessary to provide services in 2023; now, therefore

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. That the Mayor, Director of Public Works, Finance Director and Purchasing Manager of the City of Lakewood are hereby authorized to purchase vehicles on behalf of the City of Lakewood without advertising or competitive bidding or specific approval of Council as required by Lakewood Codified Ordinance §111.04 not to exceed the dollar amounts shown:

Department	Vehicle	Dollar Amt.
Fire	Replacement Car #7	\$68,250
Fire	Community Paramedic Vehicle	\$40,000
Fleet	Welders Truck #1105	\$99,750
Fleet	10 Person Passenger pool Van	\$63,000
Streets	Streets Vehicle #171	\$131,250
Water & Sewer	WWTP Forklift #5200	\$44,100

Water & Sewer	Walk Behind Concrete Saw #5716	\$57,750
Water & Sewer	Water Street Saw Trailer	\$8,925

Section 2. Prior to invoking the authority granted in Section 1 above, the Administration shall first verify that the vehicle is not available through any State of Ohio purchasing contracts and make a due diligent effort to find a comparable vehicle or equipment that would serve the needs of the City.

Section 3. This Resolution shall expire December 31, 2023.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were passed in open meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such actions were in meetings open to the public and in compliance with legal requirements.

Section 5. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least two thirds of the members of Council, this resolution shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

John Litten, President of Council

Maureen M. Bach, Clerk of Council

Approved: _____

Meghan F. George, Mayor