

Minutes Approved

As Circulated May 24, 2023

July 10, 2023 Special Council Meeting
Elyria City Council

1. CALL TO ORDER

A Special Meeting of Elyria City Council was called to order on May 24, 2023 at 7:01P.M. by President Stewart. A moment of reflective silence was held followed by The Pledge of Allegiance led by Council member Corbin. President Stewart requested roll call by Asst. Law Director Breunig. Law Director Deery explained that the Law office would be performing double duty in the absence of Clerk Lotko.

2. BUSINESS OF THE MEETING:

Asst. Law Director Breunig read the Business of the meeting:

You are hereby notified that a SPECIAL MEETING of City Council has been called for Wednesday May 24 2023 immediately following the Rules Committee meeting in Council Chambers to consider the matter of pending litigation.

This Special Council committee Meeting has been called by Council President Stewart per Section 3.10, Elyria City Charter.

3. ROLL CALL: COUNCIL MEMBERS:

PRESENT: Callahan, Cerra, Oswald, Corbin, Mitchell, Lipian, Davis, Simmons, Schneider, Stewart

ABSENT: Tollett

Mitchell moved to excuse the absence of Tollett, Cerra seconded.

MOTION CARRIED

OTHERS PRESENT: Mayor Whitfield, SSD Lundy, Finance Director Pileski, Law Director Deery, Asst. Law Director Breunig, Attorney Friedman

4. APPROVAL OF MINUTES:

Cerra moved to approve the meeting minutes of the March 6, 2023 Special Council Meeting, Schneider seconded.

MOTION CARRIED

Law Director Deery requested Executive Session to discuss litigation, noted the other persons present at the meeting and requested a motion that would allow the persons present to stay in the executive session.

Cerra moved to end the regular meeting to go into executive session and allow other persons present to stay in executive session, Schneider seconded.

ROLL CALL: Callahan, Cerra, Oswald, Corbin, Mitchell, Lipian, Davis, Simmons, Schneider, Stewart

Executive Session began at 7:03 PM

President Stewart requested that all general public members please step out of council chambers.

Executive Session ended at 7:31 PM

ROLL CALL: Callahan, Cerra, Oswald, Corbin, Mitchell, Lipian, Davis, Simmons, Schneider, Stewart

Regular Council meeting resumed:7:32 PM

Asst. Law Director Breunig presented the following legislation.

ORDINANCE NO. 2023-82

AN ORDINANCE AUTHORIZING AGREEMENT WITH THE PLAINTIFF IN LORAIN COUNTY COURT OF COMMON PLEAS CASE NO. 21CV204116, CAPTIONED STATE EX REL DBR REALTY LLC V. ELYRIA OHIO (CITY OF). AND DECLARING AN EMERGENCY

Mitchell moved that this ordinance be passed without benefit of a committee report, to waive any defect in service, pass under suspension of rules on the first reading and declaring an emergency, seconded by Cerra.

DEFECT IN SERVICE:	W/O CR:	SUSPENSION:	EMERGENCY:	PASSAGE:
AYE: 10	AYE: 10	AYE: 10	AYE: 10	AYE: 10
NAY: 0	NAY: 0	NAY: 0	NAY: 0	NAY: 0
ABSENT:1	ABSENT:1	ABSENT:1	ABSENT:1	ABSENT: 1
				MOTION CARRIED

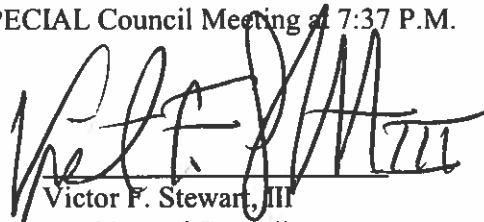
5. ADJOURNMENT:

Mitchell moved, Cerra seconded to adjourn the SPECIAL Council Meeting at 7:37 P.M.

MOTION CARRIED



Michael J. Lotko, III
Clerk of Council



Victor F. Stewart, III
President of Council