

**MINUTES OF THE SPECIAL MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD MONDAY, FEBRUARY 1, 2016
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
IMMEDIATELY FOLLOWING THE WORK SESSION OF COUNCIL**

The Chairman, Council President Craig Witherspoon, called the meeting to order.

PRESENT:

Council Members: 1st Ward – Bob Butkowski; 3rd Ward – Mary Berges; 4th Ward – Daniel Urban; Council-at-Large – Brian Fischer; Council-at-Large – Tammy Holtzmeier; Council-at-Large – Craig Witherspoon; Mayor – Bryan Jensen; Law Director – John Gasior; Finance Director – William Logan; Service Director – Michael Farmer; Parks Director – Diane Corrao; Planning & Economic Development Coordinator – Pam Fechter; Clerk of Council – Ellen Young

ABSENT

2nd Ward – Dennis McBride; City Engineer – Ryan Cummins

EXECUTIVE SESSION

A motion was made by Ms. Berges and seconded by Mr. Urban to enter into Executive Session to discuss pending and imminent litigation, and the vote was: Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. Urban, “yes”; Mr. Witherspoon, “yes”.

The vote was 6 for and 0 against and the Chairman declared the motion passed.

RECONVENE

A motion was made by Mr. Fischer and seconded by Mr. Urban to reconvene the Special Meeting of Council, and the vote was: Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. Urban, “yes”; Ms. Berges, “yes”; Mr. Witherspoon, “yes”.

The vote was 6 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 13-16 – TO AUTHORIZE THE MAYOR TO ENTER INTO A SETTLEMENT AGREEMENT WITH AVON BASEBALL, LLC

The Clerk read Ordinance No 13-16 by title only, entitled:

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO
A SETTLEMENT AGREEMENT WITH AVON BASEBALL, LLC
AND DECLARING AN EMERGENCY**

A motion was made by Mrs. Holtzmeier and seconded by Mr. Fischer to suspend the rules and act on Ordinance No. 13-16, and the vote was: Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. Urban, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Witherspoon, “yes”.

The vote was 6 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. Butkowski and seconded by Ms. Berges to adopt Ordinance No. 13-16, and the vote was: Mrs. Holtzmeier, “yes”; Mr. Urban, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mr. Witherspoon, “yes”.

The vote was 6 for and 0 against and the Chairman declared the motion passed.

ADJOURN

A motion was made by Mrs. Holtzmeier and seconded by Ms. Berges to adjourn the Special Meeting of Council, and the vote was: Mr. Urban, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. Witherspoon, “yes”.

The vote was 6 for and 0 against and the Chairman declared the motion passed.