



## AGENDA

**COUNCIL MEETING:** **REGULAR MEETING** of the Council of the City of Lyndhurst, **Tuesday, September 3, 2013, at 8:00 P.M.**, Vice Mayor Patrick A. Ward, presiding.

**Members Present:** Council Representatives J. A. Gambatese, C. A. LoPresti, J. A. Marko, K. C. Packard, L. A. Schlessel, D. A. Frey.

**Others Present:** J. M. Cicero, Jr., Mayor;  
P. T. Murphy, Director of Law;  
R. F. Porrello, Chief of Police;  
F. E. Glady III, Director of Service;  
M. A. Kovalchik, Director of Finance;  
L. M. Puskas, Building Inspector;  
M. J. Carroll, Chief of Fire;  
M. A. Franco, Assistant Clerk of Council.

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## **BOARD OF CONTROL:**

### **PLEDGE OF ALLEGIANCE**

**Minutes:** Approve minutes of the Regular Meeting of the Board of Control held Monday, August 5, 2013.

**Nuisance Abatement:** Review and approve assessments for nuisance abatement.

**Monthly Statement by the Finance Director:** Review and approve monthly summary statement of revenues and expenditures for the month of July, 2013.

**Approve Purchase Requisitions:** [\*\*MORTON SALT\*\*](#) – ODOT State Contract for bulk salt for snow and ice control, 2013-2014 - **\$100,000.00**  
[\*\*EXCEL K-9 SERVICES, INC.\*\*](#) – Police K-9 purchase and training - **\$11,800.00**

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**COUNCIL:**

**Swearing In:**

**New Patrol Officer David Boss.**

**Minutes:**

Approve Minutes of the Regular Meeting of Council held Monday, August 5, 2013.

**Committee Reports:**

**MAYOR'S REPORT – MAYOR CICERO**

**FINANCE COMMITTEE – WARD**

**PUBLIC LANDS & BUILDINGS COMMITTEE – MARKO**

**ROADS & UTILITIES COMMITTEE –  
SERVICE & SEWERS COMMITTEE –  
PACKARD**

**SAFETY COMMITTEE – LoPRESTI**

**LEGISLATIVE COMMITTEE – FREY**

**AD HOC COMMITTEE ON PERFORMANCE  
AUDITS - GAMBATESE**

**PLANNING COMMISSION – SCHLESSEL**

**REPORT ON THE LEGACY FUND GRANTS –  
ARLENE SCHREIBER, BOARD MEMBER**

**SOUTH EUCLID-LYNDHURST BOARD OF  
EDUCATION (First meeting of the month)**

**Requests for additions to  
the Agenda:**

**Public Comment:**

**SECOND READING**

**ORDINANCE NO. 2013-55  
INTRODUCED BY: ADMIN**

**AN ORDINANCE ENACTING SECTION 1359.051 OF  
THE CODIFIED ORDINANCES OF THE CITY  
WITH REGARD TO THE CURTAILMENT OF  
WATER USE, AND DECLARING AN EMERGENCY.**

**SECOND READING**

**RESOLUTION NO. 2013-58  
INTRODUCED BY: ADMIN**

**A RESOLUTION DECLARING THE REAL  
PROPERTY KNOWN AS CUYAHOGA COUNTY  
AUDITOR'S PERMANENT PARCEL NO. 711-08-047  
TO BE A NUISANCE, AUTHORIZING THE MAYOR  
TO ENTER INTO A CONTRACT FOR THE WORK  
NECESSARY TO ABATE THE NUISANCE, AND  
DECLARING AN EMERGENCY**

**SECOND READING**

**ORDINANCE NO. 2013-59  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTIONS 145.01 AND 145.02 OF THE CODIFIED ORDINANCES OF THE CITY WITH REGARD TO THE BUILDING COMMISSIONER, AND DECLARING AN EMERGENCY.**

**SECOND READING**

**ORDINANCE NO. 2013-61  
INTRODUCED BY: ADMIN**

**AN ORDINANCE ENACTING SECTION 159.151 OF THE CODIFIED ORDINANCES OF THE CITY WITH REGARD TO VOLUNTARY DEDUCTIONS FOR THE OHIO TUITION TRUST AUTHORITY'S COLLEGE ADVANTAGE SAVINGS PLAN, AND DECLARING AN EMERGENCY.**

**ORDINANCE NO. 2013-65  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AGREEMENTS AND CONTRACTS WITH VARIOUS INSURANCE CARRIERS RECOMMENDED BY JACKSON, DIEKEN & ASSOCIATES, INC., TO PROVIDE THE NEEDED INSURANCE COVERAGE REQUIRED BY THE CITY OF LYNDHURST AND DECLARING AN EMERGENCY**

**RESOLUTION NO. 2013-66  
INTRODUCED BY: ADMIN**

**A RESOLUTION ACCEPTING THE AMOUNT AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER**

**ORDINANCE NO. 2013-67  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MUNICIPAL BUILDING INSPECTION SOLUTIONS, LLC, TO PROVIDE FOR BUILDING INSPECTION SERVICES IN THE CITY OF LYNDHURST, AND DECLARING AN EMERGENCY.**

**RESOLUTION NO. 2013-68  
INTRODUCED BY: ADMIN**

**A RESOLUTION PROCLAIMING SEPTEMBER 2013 AS NATIONAL PREPAREDNESS MONTH**

**Confirm decision of the Board  
of Zoning Appeals:**

**Case No. 2013-01**

Recommendation made to Council to confirm the decision of the Board in Case No. 2013-01 to **deny** requested variance to Jason Sefcik, 5235 Thornbury Bl., from the provisions of Chapter 1160.04 (a)(2) A & B of the Planning and Zoning Code to permit parking and/or storage of a commercial vehicle outside at any time in plain view.

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**TABLED ITEMS:**

**ORDINANCE NO. 2012-24  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING CHAPTER 755 OF  
THE CODIFIED ORDINANCES OF THE CITY  
ENTITLED **"PEDDLERS AND SOLICITORS"** BY  
AMENDING SECTION 755.01 REGARDING  
**DEFINITIONS****

**ORDINANCE NO. 2012-25  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING CHAPTER 755.07 OF  
THE CODIFIED ORDINANCES OF THE CITY  
ENTITLED **"PEDDLERS AND SOLICITORS"** BY  
AMENDING SECTION 755.07 REGARDING **HOURS**  
FOR PEDDLING, SOLICITING AND CANVASSING**

**ORDINANCE NO. 2012-26  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING CHAPTER 755.08 OF  
THE CODIFIED ORDINANCES OF THE CITY  
ENTITLED **"PEDDLERS AND SOLICITORS"** BY  
AMENDING SECTION 755.08 REGARDING  
**PROHIBITED PLACES****