



## AGENDA

**COUNCIL MEETING:** REGULAR MEETING of the Council of the City of Lyndhurst, **Tuesday, September 8, 2015, at 7:30 P.M.**, Vice Mayor Lane A. Schlessel, presiding.

**Members Present:** Council Representatives J. A. Gambatese, C. A. LoPresti, J. A. Marko, P. A. Ward, J. Price, 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 3, 2015.

**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 2015 and August 2015.

**Approve Purchase Requisitions:**

**THE OHIO ASSOCIATION OF CHIEFS OF POLICE, INC.** – Lieutenant and Sergeant Assessment - **\$13,470.00.**

**WALTER HAVERFIELD** – 2015 general legal fees - **\$12,500.00.**

**NICOLA, GUDBRANSON AND COOPER, LLC.** – 2015 professional legal fees - **\$10,000.00.**

**WEATHERPROOFING TECHNOLOGIES, INC.** – Shingle roof replacement for Community Center, part of Ohio Schools Council, Contract #IFB-013-B, this price will not be exceeded without approval of Board of Control, not to exceed - **\$85,650.99.**

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**COUNCIL:**

**Swearing In:** Police Officer, Allan Beil.

**Minutes:** Approve Minutes of the Regular Meeting of Council held Monday, August 3, 2015.

**Committee Reports:**

**MAYOR'S REPORT – MAYOR CICERO**

**FINANCE COMMITTEE – WARD**

**PUBLIC LANDS & BUILDINGS COMMITTEE – WARD**

**ROADS & UTILITIES COMMITTEE – GAMBATESE**

**SERVICE & SEWERS COMMITTEE – PRICE**

**SAFETY COMMITTEE – LoPRESTI**

**LEGISLATIVE COMMITTEE – MARKO**

**PLANNING COMMISSION – FREY**

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

**SPECIAL PRESENTATION – PROPERTY OF DISTINCTION AWARD**

- ❖ 1123 Irene
- ❖ 1651 Edgefield
- ❖ 4990 South Barton
- ❖ 5264 Dogwood

**Requests for additions to the Agenda:**

**Public Comment:**

**ORDINANCE NO. 2015-63  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH BROWNING FERRIS INDUSTRIES OF OHIO, INC., FOR THE PROVISION OF SOLID WASTE TRANSFER AND DISPOSAL SERVICES AND DECLARING AN EMERGENCY.**

**ORDINANCE NO. 2015 - 64  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH KIMBLE TRANSFER & RECYCLING FOR THE PROVISION OF RECYCLING PROCESSING SERVICES AND DECLARING AN EMERGENCY.**

**ORDINANCE NO. 2015-65**  
**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 LYNTHURST AND DECLARING AN EMERGENCY.**

**ORDINANCE NO. 2015-66**  
**INTRODUCED BY: ADMIN**

**AN ORDINANCE ENACTING SECTION 1150.09(c)(63A) OF THE ZONING CODE OF THE CITY titled "DEFINITIONS"**

**ORDINANCE NO. 2015-67**  
**INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 1168.03 OF THE ZONING CODE OF THE CITY TITLED "SCHEDULE OF PERMITTED BUILDING AND USES"**

**ORDINANCE NO: 2015-68**  
**INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 1176.07(c) OF THE ZONING CODE OF THE CITY ENTITLED "OTHER PROHIBITED USES"**

**ORDINANCE NO: 2015-69**  
**INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 618.12 OF THE CODIFIED ORDINANCES OF THE CITY ENTITLED "HUNTING AND TRAPPING REGULATED", AND SECTION 618.125 ENTITLED "SPECIAL PERMITS FOR REMOVAL OF EXCESSIVE NUISANCE ANIMALS"**

**ORDINANCE NO. 2015-70**  
**INTRODUCED BY: ADMIN**

**AN ORDINANCE TO LEVY ASSESSMENTS FOR THE CONSTRUCTION OR REPAIR OF SIDEWALKS ON CERTAIN STREETS IN THE CITY OF LYNTHURST, AND DECLARING AN EMERGENCY.**

**RESOLUTION NO. 2015-71**  
**INTRODUCED BY: ADMIN**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RENEWAL OF THE CUYAHOGA COUNTY BUSINESS RETENTION & ATTRACTION PROTOCOL, AND DECLARING AN EMERGENCY.**

**RESOLUTION NO. 2015-72**  
**INTRODUCED BY: ADMIN**

**A RESOLUTION EXPRESSING COMMENDATION AND SINCERE APPRECIATION TO PATROLMAN PETER MESSINA FOR SERVICE RENDERED FOR, TO AND ON BEHALF OF THE CITIZENS OF THE CITY OF LYNTHURST, OHIO AS A LAW ENFORCEMENT OFFICER**

**ORDINANCE NO. 2015-73  
INTRODUCED BY: ADMIN**

**AN ORDINANCE PROVIDING THE CONSENT OF THE CITY OF LYNDHURST TO THE OHIO DEPARTMENT OF TRANSPORTATION TO COMPLETE THE BRAINARD/CEDAR SAFETY UPGRADING PROJECT, EXPRESSING ITS INTENTION TO COOPERATE IN THE DESIGN AND CONSTRUCTION OF SAID PROJECT, AUTHORIZING THE MAYOR TO ENTER INTO ALL AGREEMENTS NECESSARY TO INITIATE AND COMPLETE SAID PROJECT, AND DECLARING AN EMERGENCY**

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

**Case No. 2015-03**

Recommendation made to Council to confirm the decision of the Board in Case No. 2015-03 to **grant** the request of Mr. John Fisher, Wald & Fisher, Inc., owner of The Greens of Lyndhurst, 5658 through 5710 Mayfield Road, for a variance from Chapter 1170.09 Ground Signs, of the Planning and Zoning Code, to permit the replacement of an existing nineteen and a half (19 ½) square foot second ground sign with a new forty (40) square foot ground sign, for the purpose of identifying two tenants in lieu of one on the current sign.

**Case No. 2015-04**

Recommendation made to Council to confirm the decision of the Board in Case No. 2015-04, to **grant** the request of Mr. Michael A. Ross, dba M.A.R. Landscaping, and Carri A. Engbert, of 1143 Gordon Road, for a variance for one year, from Chapter 1160.04 (a)(2) A & B, of the Planning and Zoning Code, to permit the parking of a commercial vehicle outside of a garage.

**Traffic Directive #158**

Pursuant to the recommendations by Lyndhurst Police Department: Remove and replace crosswalk signs with new improved signs at the crosswalk on Brainard Road at Wellington.

**Correspondence:**

**Ohio Division of Liquor Control new permit for Lyndhurst Tamazula, LLC DBA Los Rancheros, 5708 Mayfield Road.**

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