

Lyndhurst, Ohio
March 16, 2015

The Council of the City of Lyndhurst held its Regular Meeting on Monday, March 16, 2015 at 8:04 P.M., Vice Mayor Lane A. Schlessel, presiding.

Members Present: Council Representatives J. A. Gambatese, P.A. Ward,
J. Price, J. A. Marko, D. A. Frey.

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

Absent: Council Representative C.A. LoPresti;
P. T. Murphy, Director of Law;
M. A. Kovalchik, Director of Finance.

The Oath of Office was administered to Patrol Officer Stephen Newcomer.

It was moved by Mr. Ward, seconded by Mr. Price, that the reading of the minutes of the Regular Meeting of Council held Monday, March 2, 2015, copies of which were mailed to all Members, be dispensed with and said minutes stand approved as circulated.

The question was put to a voice vote and passed unanimously.

It was moved by Mr. Marko, seconded by Mr. Ward, that the reading of the minutes of the Special Meeting of Council held Monday, March 2, 2015, copies of which were mailed to all Members, be dispensed with and said minutes stand approved as circulated.

The question was put to a voice vote and passed unanimously.

MAYOR'S REPORT – Mayor Cicero had no report.

FINANCE COMMITTEE – Chairman Ward had no report.

PUBLIC LANDS AND BUILDINGS COMMITTEE – Chairman Ward stated a meeting will be scheduled prior to the next Council meeting, time to be determined.

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese had no report.

SERVICE AND SEWERS COMMITTEE – Chairman Price had no report.

SAFETY COMMITTEE – Chairman LoPresti was absent; therefore, he had no report.

LEGISLATIVE COMMITTEE – Chairman Marko had no report.

PLANNING COMMISSION – Mr. Frey had no report.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – Alfreda Wynne stated Nicole Sumlin was selected as the Ohio PTA District #11 Outstanding Educator. Mrs. Sumlin is a dedicated music teacher, currently teaching at Rowland and Greenview.

Ms. Wynne said Brush Varsity Boys Basketball team was defeated by Glenville in sectional finals.

Ms. Wynne reported South Euclid Lyndhurst Schools took first place at the Dr. Martin Luther King, Jr. Oratorical Contest.

Ms. Wynne stated Brush Senior Trenton Miller was the top area finisher at the OHSAA Division I boys bowling state tournament, placing fourth and earning All-Ohio honors.

Ms. Wynne said the Excel TECC Culinary Arts students competed recently in the FCCLA regionals. Congratulations to the Senior Culinary Team for their Gold Medal win, and the Junior Culinary Team for their Bronze Medal win.

Ms. Wynne aired Brush High School will be presenting Into the Woods at the Brush High School Performing Arts Center on April 17 and 18 at 7:30 p.m. and April 19 at 2:30 p.m. Ticket prices are \$10.00 for adults and \$6.00 for students, children and senior citizens.

Ms. Wynne listed the following dates to remember:

March 17, Board Meeting

March 16 -20 OGT Testing

March 20 Brush Prom Fashion Show

March 30 – April 3 Spring Break

Jade Walker and Delbert Longino both 6th grade students at Greenview upper elementary school shared their school experiences.

The meeting was opened to public comment.

Elyzabeth DeGiovanni, 5169 Thornbury, inquired if the Service Department is picking up yard waste.

Mr. Glady said yes, the Service Department is picking up yard waste.

Ms. DeGiovanni announced the Lyndhurst Garden Club's Annuals Plant Sale.

Ms. DeGiovanni passed out order forms.

Mr. Ward announced Eggshell Land display will be indoors at Legacy Village this year, March 27 through April 5, and Breakfast with the Bunny will be Sunday, March 29th, 8:30AM until 1:00PM at the Community Center.

Mr. Ward stated there will be a Public Hearing and Special Meeting of Council, next Monday, March 23rd, beginning at 8:00PM

SECOND READING

ORDINANCE NO. 2015-16

INTRODUCED BY: ADMIN

AN ORDINANCE AMENDING SECTION 1388.02 OF THE BUILDING AND HOUSING CODE REGULATING THE REGISTRATION AND INSPECTION OF ONE, TWO AND THREE FAMILY RESIDENTIAL RENTAL PROPERTY

It was moved by Mr. Ward, seconded by Mr. Gambatese, that Ordinance No. 2015-16 be placed on second reading.

Roll Call: Yeas: Ward, Price, Gambatese, Frey, Marko, Schlessel.
Nays: None.

Motion carried.

Ordinance No. 2015-16 is place on second reading.

SECOND READING

ORDINANCE NO. 2015-19

INTRODUCED BY: ADMIN

AN ORDINANCE DECLARING THE IMPROVEMENTS TO CERTAIN REAL PROPERTY WITHIN THE CITY TO BE A PUBLIC PURPOSE; DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS; EXEMPTING SUCH IMPROVEMENTS FROM AD VALOREM REAL PROPERTY TAXATION; REQUIRING THE OWNER OF THE IMPROVEMENTS TO MAKE SERVICE PAYMENTS IN LIEU OF AD VALOREM REAL PROPERTY TAXES; AUTHORIZING THE EXECUTION OF A COMPENSATION AGREEMENT AMONG THE CITY, SOUTH EUCLID-LYNDHURST CITY SCHOOL DISTRICT AND LEGACY VILLAGE HOTEL LAND LLC; AUTHORIZING THE EXECUTION OF A TAX-LIEN SALE AGREEMENT BETWEEN THE CITY AND THE TREASURER OF THE COUNTY OF CUYAHOGA; AND ESTABLISHING A MUNICIPAL IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE SERVICE PAYMENTS IN LIEU OF AD VALOREM PROPERTY TAXES, ALL PURSUANT TO SECTIONS 5709.40, 5709.42 AND 5709.43 OF THE REVISED CODE; AND DECLARING AN EMERGENCY.

It was moved by Mr. Ward, seconded by Mr. Price, that Ordinance No. 2015-19 be placed on second reading.

Roll Call: Yeas: Ward, Price, Gambatese, Frey, Marko, Schlessel.
Nays: None.

Motion carried.
Ordinance No. 2015-19 is place on second reading.

SECOND READING
ORDINANCE NO. 2015-20
INTRODUCED BY: ADMIN

AN ORDINANCE AUTHORIZING THE EXECUTION OF A (i) COOPERATIVE AGREEMENT AMONG THE CITY, THE CLEVELAND-CUYAHOGA COUNTY PORT AUTHORITY, LEGACY VILLAGE HOTEL LAND LLC, THE DIRECTOR OF OHIO DEVELOPMENT SERVICES AGENCY AND THE HUNTINGTON NATIONAL BANK; AND (ii) CONTINUING DISCLOSURE AGREEMENT; AND AUTHORIZING THE PREPARATION AND INCLUSION OF DISCLOSURE REGARDING THE CITY IN A PRIMARY OFFERING DOCUMENT TO BE DISSEMINATED IN CONNECTION WITH THE SALE OF CERTAIN PORT AUTHORITY BONDS; AND DECLARING AN EMERGENCY.

It was moved by Mr. Marko, seconded by Mr. Frey, that Ordinance No. 2015-20 be placed on second reading.

Roll Call: Yeas: Ward, Price, Gambatese, Frey, Marko, Schlessel.
Nays: None.

Motion carried.
Ordinance No. 2015-20 is place on second reading.

RESOLUTION NO. 2015-22
INTRODUCED BY: ADMIN

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SAM BURGER DBA 32 DEGREES FOOD FOR CONCESSIONAIRE SERVICES DURING THE 2015 POOL SEASON AND DECLARING AN EMERGENCY

It was moved by Mr. Ward, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2015-22 be placed on third reading for final adoption and that it be highlighted.

Roll Call: Yeas: Ward, Price, Gambatese, Frey, Marko, Schlessel.
Nays: None.

Motion carried.
Rules Suspended.

Resolution No. 2015-22 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Ward, that Resolution No. 2015-22 be adopted.

Roll Call: Yeas: Ward, Price, Gambatese, Frey, Marko, Schlessel.
Nays: None.

Motion carried.
Resolution No. 2015-22 is adopted.

It was moved by Mr. Marko, seconded by Mr. Gambatese, that the meeting be adjourned.

The question was put to a voice vote and passed unanimously.

Meeting adjourned at 8:28 P.M.

Approved: April 6, 2015

Attest: _____
Clerk of Council

Vice Mayor