

Lyndhurst, Ohio
April 6, 2015

The Council of the City of Lyndhurst held its Regular Meeting on Monday, April 6, 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: P. T. Murphy, Director of Law;
R. F. Porrello, Chief of Police;
M. J. Carroll, Chief of Fire;
M. A. Franco, Assistant Clerk of Council.

Absent: Council Representative C.A. LoPresti;
J. M. Cicero, Jr., Mayor;
F. E. Glady III, Director of Service;
L. M. Puskas, Building Inspector;
M. A. Kovalchik, Director of Finance.

It was moved by Mr. Marko, seconded by Mr. Gambatese, that the reading of the minutes of the Regular Meeting of Council held Monday, March 16, 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. Ward, seconded by Mr. Marko, that the reading of the minutes of the Special Session of Council held Monday, March 23, 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. Ward, seconded by Mr. Frey, that the reading of the minutes of the Special Meeting of Council held Monday, March 23, 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 was absent; therefore, he had no report.

FINANCE COMMITTEE – Chairman Ward had no report.

PUBLIC LANDS AND BUILDINGS COMMITTEE – Chairman Ward stated the committee met prior to the Council meeting and minutes will be forthcoming.

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese reported road construction will begin on Rae, Hickory and Graham Roads this week.

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 stated the Planning Commission met; however, he was unable to attend. Mr. Ward attended. Mr. Ward reported the preliminary site plan and lot split for the Legacy Village Hotel and garage was discussed, and the recommendation for Council's approval is on tonight's Agenda.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – Lisa Marko reported the district is focusing on both enrichment and intervention. Greenview's Invention Convention will be featured on Ramona's Kids.

Ms. Marko stated through a partnership with the Greater Cleveland Metroparks, Brush High FLIGHT students and City of Lyndhurst Mayor Joe Cicero planted milkweed which will be later transported to a nearby park. Milkweed seeds are a vital food source for the Monarch Butterfly.

Ms. Marko said Amy Chen, a 10th grade student at Brush High School, participated in the Hillcrest Rotary Club 4 Way Speech Contest and won second place. The purpose of the speech was to solve an ethical problem using the principles of the Four-Way Test.

Ms. Marko reported Trenton Miller finished fourth at the Division I Bowling State Tournament, in the final game of his career he threw seven consecutive strikes for a high game of 245, he finished the day with a 635 series earning first-team All-Ohio honors. Asya Reynolds finished her indoor season by winning the Long Jump during the Ohio Association of Track and Cross Country Coaches Indoor State Championships, she won the Long Jump with a winning jump of 17 feet, 7 inches.

Ms. Marko 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.

Ms. Marko stated the school district has changed the bus garage plans, due to the acquisition of properties on Mayfield Road. The new plan will allow the district to save the baseball field, practice football field, greenspace and tennis courts with some modification. South Euclid Lyndhurst School District Director of Business Operations, Dana Stearns plans to meet with City officials this month to further discuss the plans.

The meeting was opened to public comment.

Lynda Gillinov, 5200 Three Village Drive, asked Mr. Murphy the status of his research regarding the property on Haverford she would like to donate to the City.

Mr. Murphy said he is still researching facts about the property.

Elyzabeth DeGiovanni, 5169 Thornbury, asked Ms. Marko if the school receives money from the lottery.

Ms. Marko said she is not sure and advised Ms. DeGiovanni to contact the treasury for specifics.

Ms. DeGiovanni inquired if the City receives any money from the casino?

Mr. Ward stated the City does not.

Ms. DeGiovanni asked Ordinance 2015-27 be explained.

Mr. Ward explained Ordinance 2015-27.

RESOLUTION NO. 2015- 23
INTRODUCED BY: ADMIN

A RESOLUTION AUTHORIZING THE PARTICIPATION OF THE CITY OF LYNDHURST IN A CONSORTIUM TO OBTAIN BIDS FOR SOLID WASTE TRANSFER AND DISPOSAL SERVICES

It was moved by Mr. Ward, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2015-23 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. 2015-23 was highlighted by Mrs. Franco, with Section 6 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Marko, that Resolution No. 2015-23 be adopted.

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

Motion carried.
Resolution No. 2015-23 is adopted.

**RESOLUTION NO. 2015-24
INTRODUCED BY: ADMIN**

**A RESOLUTION ESTABLISHING THE TERMS OF
RECIPROCITY WITH THE CITY OF SOUTH EUCLID DURING THE
2015 POOL SEASON.**

It was moved by Mr. Marko, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2015-24 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. 2015-24 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Frey, that Resolution No. 2015-24 be adopted.

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

Motion carried.
Resolution No. 2015-24 is adopted.

**ORDINANCE NO. 2015-25
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 957.02 OF THE
CODIFIED ORDINANCES REGARDING SWIMMING POOL
ADMISSION FEES, AND DECLARING AN EMERGENCY**

It was moved by Mr. Ward, seconded by Mr. Marko, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2015-25 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2015-25 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Ward, seconded by Mr. Marko, that that Resolution No. 2015-25 be amended.

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

It was moved by Mr. Ward, seconded by Mr. Frey, that Ordinance No. 2015-25 be passed as amended.

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

Motion carried.
Ordinance No. 2015-25 (Amended)
is passed

**ORDINANCE NO. 2015-26
INTRODUCED BY: ADMIN**

**AN ORDINANCE PROVIDING FOR COMPENSATION FOR
SWIMMING POOL PERSONNEL AND REPEALING ORDINANCE
NO. 2014-23.**

It was moved by Mr. Marko, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2015-26 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2015-26 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Ward, seconded by Mr. Gambatese, that Ordinance No. 2015-26 be passed.

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

Motion carried.
Ordinance No. 2015-26 is passed

**ORDINANCE NO. 2015-27
INTRODUCED BY: ADMIN**

AN ORDINANCE AUTHORIZING AND APPROVING AN AGREEMENT BETWEEN THE CITY AND LEGACY VILLAGE INVESTORS LLC, TOGETHER WITH A RELATED GUARANTY, EACH RELATED TO THE CITY'S OBLIGATIONS IN CONNECTION WITH THE SALE OF CERTAIN PORT AUTHORITY BONDS; AND DECLARING AN EMERGENCY.

It was moved by Mr. Ward, seconded by Mr. Marko, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2015-27 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2015-27 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Ward, that Ordinance No. 2015-27 be passed.

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

Motion carried.
Ordinance No. 2015-27 is passed

Planning Commission Recommendations:

Recommendation is made to Council to **approve** a lot split as presented as Plan No. 5, to create Parcels A-6 and A-7, and to approve the proposed preliminary site development plan for a new Hyatt Place Hotel and parking garage, at the request of Chris A. Goodrich, P.E., Executive Vice President, on behalf of Legacy Village Investors, LLC.

It was moved by Mr. Ward, seconded by Mr. Marko, that Council approve the recommendation of the Planning Commission to approve a lot split as presented as Plan No. 5, to create Parcels A-6 and A-7, and to approve the proposed preliminary site development plan for a new Hyatt Place Hotel and parking garage, at the request of Chris A. Goodrich, P.E., Executive Vice President, on behalf of Legacy Village Investors, LLC.

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

Motion carried.

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

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

Meeting adjourned at 8:33 P.M.

Approved: April 20, 2015

Attest: _____
Clerk of Council

Vice Mayor