

Lyndhurst, Ohio
November 20, 2017

The Council of the City of Lyndhurst held its Regular Meeting on Monday, November 20, 2017 at 7:33 P.M., Vice Mayor Joseph A. Marko, presiding.

Members Present: Council Representatives, L. A. Schlessel, J. Price,
J. A. Gambatese, S. Grushetsky, D. A. Frey, C. A. LoPresti.

Others Present: P. A. Ward, Mayor;
P. T. Murphy, Director of Law;
T. Fioritto, Director of Service;
M. A. Kovalchik, Director of Finance,
M. J. Carroll, Chief of Fire;
J. Maichle, Building Commissioner;
K. L. Miller, Assistant Clerk of Council.

Absent: R. F. Porrello, Chief of Police.

It was moved by Mr. Schlessel, seconded by Mr. Price, that the reading of the minutes of the Regular Meeting of Council held Monday, November 6, 2017, copies of which were distributed to all Members, be dispensed with and said minutes stand approved as circulated.

The question was put to a voice vote and passed, with Mr. Grushetsky abstaining.

MAYOR'S REPORT –Mayor Ward began his report announcing the birth of his grand-daughter shortly before the meeting.

Mayor Ward voiced how the City of Lyndhurst made national news due to a deer having a plastic pumpkin stuck on its face for almost a week. He explained how officers were able to calm the deer at Schaeffer Park and the pumpkin eventually fell off.

Mayor Ward aired that the local PNC was robbed recently and the felons were caught.

Mayor Ward stated the Annual Holiday Lighting Ceremony will take place Friday December 1st beginning at 7pm on the front lawn of City Hall. He encouraged bringing donations for the food drive taking place all week. Mayor Ward added the Hillcrest Concert Band will perform at the Holiday Concert on December 3rd in the Community Center starting at 3pm. He commented both of these events are free with refreshments being served.

Mayor Ward mentioned Sheryl Hirsh was named as one of the 2017 Difference Makers by the Cleveland Jewish News for her work in elevating awareness and empathy for the opioid epidemic. Mrs. Hirsh took the tragedy of losing her daughter and turned it into a mission that she has fully embraced with the support of her husband.

Mayor Ward wished everyone a Happy Thanksgiving!

FINANCE COMMITTEE – Chairman Schlessel had no report.

PUBLIC LANDS AND BUILDINGS COMMITTEE – Chairman Price had no report.

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese had no report.

SERVICE AND SEWERS COMMITTEE – Chairman Grushetsky had no report.

SAFETY COMMITTEE – Chairman LoPresti had no report.

LEGISLATIVE COMMITTEE – Chairman Schlessel had no report.

PLANNING COMMISSION – Councilman Frey aired at the Planning Commission meeting held on Tuesday, November 14, 2017 a recommendation was made for a lot split which is on the agenda this evening.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION (First meeting of the month) - No representative was present.

The meeting was opened to public comment.

There was no public comment.

**ORDINANCE NO. 2017-81
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST FOR THE PERIOD ENDING DECEMBER 31, 2017 REPEALING ORDINANCE NO. 2017-65 AND DECLARING AN EMERGENCY

It was moved by Mr. Schlessel, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2017-81 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2017-81 was highlighted by Mrs. Miller, with Section 11 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2017-81 be passed.

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

Motion carried.
Ordinance No. 2017-81 is passed.

**RESOLUTION NO. 2017-82
INTRODUCED BY: ADMINISTRATION**

A RESOLUTION AUTHORIZING THE MAYOR TO IMPLEMENT HEALTH CARE COVERAGE FOR THE EMPLOYEES OF THE CITY AND DECLARING AN EMERGENCY

It was moved by Mr. Schlessel, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2017-82 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2017-82 was highlighted by Mrs. Miller, with Section 4 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that Resolution No. 2017-82 be passed.

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

Motion carried.
Resolution No. 2017-82 is passed.

**ORDINANCE NO: 2017-83
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF LYNDBURST FOR THE PERIOD BEGINNING JANUARY 1, 2018 AND ENDING MARCH 31, 2018 AND DECLARING AN EMERGENCY

It was moved by Mr. Schlessel, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2017-83 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2017-83 was highlighted by Mrs. Miller, with Section 10 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2017-83 be passed.

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

Motion carried.
Ordinance No. 2017-83 is passed.

FIRST READING

ORDINANCE NO: 2017-84

INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AMENDING CHAPTER 792 OF THE CODIFIED
ORDINANCES OF THE CITY OF LYNDHURST REGARDING
MUNICIPAL INCOME TAX AND DECLARING AN EMERGENCY**

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that Ordinance No. 2017-84 be placed on first reading.

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

Motion carried.
Ordinance No. 2017-84 is placed on first reading.

RESOLUTION NO. 2017-85

INTRODUCED BY: MAYOR WARD AND ALL MEMBERS OF COUNCIL

**A RESOLUTION CONGRATULATING THE 2017 BRUSH ARCS
FOOTBALL TEAM ON AN OUTSTANDING SEASON AS WINNERS OF THE
WESTERN RESERVE CONFERENCE CHAMPIONSHIP**

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2017-85 be placed on third reading for final passage and that it be read in its entirety.

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

Motion carried.
Rules Suspended.

Ordinance No. 2017-85 was read in its entirety by Mrs. Miller.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2017-85 be passed.

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

Motion carried.
Ordinance No. 2017-85 is passed.

Board of Zoning Appeals Recommendations:

Recommendation made to Council to confirm the decision of the Board in Case No. 2017-07 to grant requested variance of McNulty Roofing, on the behalf of Phyllis Valore of 1377 Brainard Road, for a variance from Section 1160.05 of the Planning and Zoning Code. The variance request is for a proposed new five (5) foot wide concrete patio to be installed and encroach three (3) feet into the front setback, as well as a proposed roof which will extend the depth of the patio. The minimum front yard setback for that parcel is fifty (50) feet, which is noted on the zoning map of the city.

The findings in Case No. 2017-07 as recorded in the minutes of the meeting of the Board of Zoning Appeals held November 13, 2017 were read by Mrs. Miller.

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that Council confirm the decision of the Board of Zoning Appeals in Case No. 2017-07.

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

Motion carried.

Approve Recommendation of the Planning Commission:

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that Council approve the recommendation of the Planning Commission to approve proposed plat of consolidation and lot split at 1009 Richmond Road, contingent upon stipulations set forth in the minutes of the Planning Commission meeting held November 14, 2017.

Roll Call: Yeas: Price, Gambatese, Grushetsky, Frey, LoPresti, Marko.
Nays: None.

Motion carried.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that the meeting be adjourned.

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

Meeting adjourned at 7:40 P.M.

Approved: December 4, 2017

Attest: _____
Clerk of Council

Vice Mayor