

Lyndhurst, Ohio  
June 2, 2014

The Council of the City of Lyndhurst held its Regular Meeting on Monday, June 2, 2014 at 8:02 P.M., Vice Mayor Joseph A. Marko, presiding.

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

Others Present: P. T. Murphy, 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: J. M. Cicero, Jr., Mayor;  
M. A. Kovalchik, Director of Finance.

It was moved by Mr. Ward, seconded by Mr. Packard, that the reading of the minutes of the Regular Meeting of Council held Monday, May 19, 2014, 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, with Mr. Marko abstaining.

**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 Schlessel had no report.

**ROADS AND UTILITIES COMMITTEE** – Chairman Packard had no report.

**SERVICE AND SEWERS COMMITTEE** – Chairman Gambatese had no report.

**SAFETY COMMITTEE** – Chairman LoPresti had no report.

**LEGISLATIVE COMMITTEE** – Chairman Ward had no report.

**PLANNING COMMISSION** – Mr. Frey had no report.

**SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION** – Ori Akrish  
presented achievements of the year:

- Brush Arcs Football team won the Conference Championship for the third consecutive year.
- Brush seniors were awarded over 5 million dollars in scholarships this year.
- Brush students receive top honors in the MLK Oratorical contest.
- Brush student Brandon McGhee won Distinguished Honor from Princeton University.
- SEL students received several Art Honors.
- Marching Band was featured at the Azalea Festival in Virginia.
- 2016 Strategic Plan.
- School Day re-designed.
- District rebranding.
- Seeking a new high school principal

**SPECIAL PRESENTATION – PROPERTY OF DISTINCTION AWARD** –  
Mr. Ward explained the Property of Distinction Award program and announced the recipients of the Property of Distinction Awards:

James and Debra Wert – 540 Eagle Point  
John Joyce – 1993 Edenhall  
Ronald Sims – 4814 Hartley

The meeting was opened to public comment.

Sonny Simon, 4110 Princeton, South Euclid, updated Council on current events and meeting topics within the County.

Marlene Harmon, 1687 Lyndhurst, voiced her concerns regarding the vacant home at 1683 Lyndhurst Road. Ms. Harmon presented the Assistant Clerk of Council with a letter from Joseph Wieder and a letter signed by seven (7) residents surrounding the vacant home.

Elyzabeth DeGiovanni, 5169 Thornbury, thanked the Mayor for the Young at Heart Celebration. Ms. DeGiovanni inquired if the City purchased the home next to the pool.

Mr. Murphy explained the home went into foreclosure and the bank refused to negotiate with the City. Mr. Murphy stated the home would be going up for public auction.

Ms. DeGiovanni inquired if she could obtain copies of A&S Animal Control invoices that show services rendered and cost.

Michael Spolar, 1243 Rae, asked for clarification regarding the tree removal program.

Mr. Glady explained the program to Mr. Spolar and indicated that the tree on Mr. Spolar's tree lawn has been treated, and there is no plan to remove the tree this year.

Mr. Ward said Council will be hosting a Summer Council Coffee to provide additional face time for residents.

Mr. Gambatese reported Mr. Kovacs is very appreciative of Council's Resolution recognizing his 100<sup>th</sup> Birthday.

Mr. Packard read his statement of resignation into the record:

Mayor Cicero, department leaders, colleagues of City Council, ladies and gentlemen, September 11, 2001. Everyone remembers that day. Zoom forward: two days later, September 13, 2001. My wife and I will always remember that day. It's the day we purchased our first house in Lyndhurst. About a year later, we were blessed with the arrival of our first son, Thomas. Nearly three years after that, Matthew and somewhere in the fold - two stupid cats. Our *family* has grown up in Lyndhurst - which coincidentally, was named after the very city where my uncle, the Rev Charles D Packard was an Episcopalian priest, in Lyndhurst, New Jersey.

We've grown up in Lyndhurst. From soccer fields to baseball diamonds. From Cub Scouts to Boy Scouts. From countless hours of volunteering and supporting our neighbors. From taking the tragedy of domestic violence to a regional fundraiser helping to promote awareness and education. From being an unknown citizen; to leading a group of citizen volunteers in disaster preparedness. And ultimately becoming a leader in municipal government. We've grown up in Lyndhurst. And our family continues to grow (but with no more children, mind you). And with growing pains, comes the need for change.

I am formally announcing that tonight will be my last meeting and that I will be stepping down as Councilman At Large for the City of Lyndhurst effective Friday, June 20, 2014. And no, I'm not running for an Ohio House of Representatives post. We're simply moving to a new house outside of the City of Lyndhurst.

This has not been an easy decision to make. Countless hours of sleep have been lost. Dozens of antacids have been consumed (but not all at once). Millions of numbers counted and scenarios dreamed. And at least a pint of tears have been shed. But Kris and I have come to the conclusion that we have outgrown our house and it's time to begin anew. It's also extremely necessary to give our children a fighting chance with a fresh, new start. Those things which we believe are the most important to us, we have found outside of this wonderful city and county. And to make that happen, given what Kris and I want and need for ourselves and most importantly for our boys, we're taking our talents to South Beach. Just kidding. None of the networks would pick up my show ... said something about been there ... done that.

There is not enough time in the day to thank every single individual who have touched our lives. If I begin now, we'll still be here on Friday morning. I just wish to say thank you, to the City of Lyndhurst.

For giving us the start we needed as a young couple, to the support we've had as a growing family, the City of Lyndhurst, Ohio is a unique city, a wonderful city, and certainly, without doubt, a City of Neighbors. On behalf of my loving wife and best friend, Kristina, and our wonderful boys, Thomas and Matthew, we thank you for everything.

Respectfully, yet sadly, submitted on this date, June 2, 2014.

Mr. Marko expressed his gratitude to Mr. Packard for his service.

**ORDINANCE NO. 2014-34  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 404.05 OF THE TRAFFIC CODE OF THE CITY TITLED "IMPOUNDING OF VEHICLES; REDEMPTION", AND DECLARING AN EMERGENCY**

It was moved by Mr. Ward, seconded by Mr. Schlessel, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2014-34 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2014-34 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2014-34 be passed.

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

Motion carried.  
Ordinance No. 2014-34 is passed

**ORDINANCE NO. 2014-35  
INTRODUCED BY: ADMIN**

**AN ORDINANCE ENACTING SECTION 636.201 OF THE GENERAL OFFENCES CODE OF THE CITY TITLED "ILLEGAL DISTRIBUTION OF CIGARETTE, OTHER TOBACCO PRODUCTS, OR ALTERNATIVE NICOTINE PRODUCTS", AND DECLARING AN EMERGENCY**

It was moved by Mr. Ward, seconded by Mr. Packard, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2014-35 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2014-35 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Ward, that Ordinance No. 2014-35 be passed.

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

Motion carried.  
Ordinance No. 2014-35 is passed

**RESOLUTION NO. 2014-36  
INTRODUCED BY: ADMIN**

**A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND  
SUBMIT AN APPLICATION FOR A GRANT UNDER THE “2014 OFFICE OF  
COMMUNITY ORIENTED POLICING SERVICES (COPS) PROGRAM”,  
AUTHORIZING THE MAYOR AND THE CHIEF OF POLICE TO EXECUTE  
AGREEMENTS AS REQUIRED AND DECLARING AN EMERGENCY**

It was moved by Mr. Ward, seconded by Mr. Packard, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2014-36 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Resolution No. 2014-36 was highlighted by Mrs. Franco, with Section 5 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Packard, that Resolution No. 2014-36 be adopted.

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

Motion carried.  
Resolution No. 2014-36 is adopted.

In response to request for same, it was moved by Mr. Ward, seconded by Mr. Schlessel, that the Clerk be and she is hereby authorized and directed to advertise for bids for City Hall Standby Power System.

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.

Approved: July 7, 2014

Meeting adjourned at 8:38 P.M.

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Vice Mayor