



## AGENDA

**COUNCIL MEETING:** **REGULAR MEETING** of the Council of the City of Lyndhurst, **Monday, August 5, 2019 at 7:30 P.M.**, Vice Mayor David A. Frey, presiding.

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

**Others Present:** **P. A. Ward, Mayor;**  
**P. T. Murphy, Director of Law;**  
**P. A. Rhode, Chief of Police;**  
**M. J. Carroll, Chief of Fire;**  
**T. Fioritto, Director of Service;**  
**J. Maichle, Building Commissioner;**  
**M. A. Kovalchik, Director of Finance;**  
**K. L. Miller, 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, July 1, 2019.

**Assessments:** Review and approve assessments for criminal nuisance and grass cutting.

**Monthly Statement by the Finance Director:** Review and approve monthly summary statement of revenues and expenditures for the month of June 2019.

**Approve Purchase Requisitions:** **HENDERSON, SCHMIDLIN & McGARRY** – Additional 2<sup>nd</sup> Quarter and Estimated 3<sup>rd</sup> Quarter 2019 Legal Services - **\$17,601.95.**

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### **COUNCIL:**

**Minutes:** Approve Minutes of the Regular Meeting of Council held Monday, July 1, 2019.

**Swearing In Ceremony:** Fire Captain Jeff Fisher  
Fire Lieutenant Brian Ford

**Committee Reports:** **MAYOR'S REPORT – MAYOR WARD**  
**FINANCE COMMITTEE – SCHLESSEL**  
**PUBLIC LANDS & BUILDINGS COMMITTEE – PRICE**  
**ROADS & UTILITIES COMMITTEE – GAMBATESE**

**SERVICE & SEWERS COMMITTEE – GRUSHETSKY**

**SAFETY COMMITTEE – LoPRESTI**

**LEGISLATIVE COMMITTEE – MARKO**

**PLANNING COMMISSION – LoPRESTI**

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

**SPECIAL PRESENTATION – PROPERTY OF  
DISTINCTION AWARD**

- 1299 Richmond Road – Ward 1
- 1132 Haverston Road – Ward 2
- 5652 Alberta Drive – Ward 3
- 4956 Countryside Road – Ward 4

**Requests for additions to  
the Agenda:**

**Public Comment:**

**ORDINANCE NO. 2019-51  
INTRODUCED BY: ADMIN**

**AN ORDINANCE TO PROVIDE FOR THE  
ASSESSMENT AND MAINTENANCE CHARGE OF  
THE COST AND EXPENSE OF LIGHTING CERTAIN  
STREETS, PUBLIC ROADS AND PARTS THEREOF,  
IN THE CITY OF LYNDHURST FOR THE TAX  
YEARS 2020, 2021 and 2022 AND DECLARING AN  
EMERGENCY**

**ORDINANCE NO. 2019-52  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTIONS 925.01 AND  
925.02 OF CHAPTER 925 OF THE CODIFIED  
ORDINANCES TO ESTABLISH A RATE AND  
CHARGE OF RENTS TO BE PAID FOR THE USE OF  
THE SYSTEM OF SEWERAGE IN THE CITY OF  
LYNDHURST FOR TAX YEARS 2020, 2021 AND 2022**

**ORDINANCE NO. 2019-53  
INTRODUCED BY: ADMIN**

**AN ORDINANCE DECLARING THE NECESSITY OF  
CONTROLLING THE BLIGHT AND DISEASE OF  
SHADE TREES WITHIN PUBLIC RIGHTS-OF-WAY  
AND ON PUBLIC PROPERTY AND PROVIDING FOR  
PLANTING, MAINTAINING, TRIMMING AND  
REMOVING SHADE TREES IN AND ALONG THE  
STREETS OF THE CITY OF LYNDHURST;  
ESTABLISHING A SINGLE DISTRICT FOR THAT  
PURPOSE IN ACCORDANCE WITH THE  
PROVISIONS OF SECTION 727.011 OF THE OHIO  
REVISED CODE; PROVIDING FOR THE  
ASSESSMENT OF THE COST OF THOSE SERVICES  
AND DECLARING AN EMERGENCY**

**ORDINANCE NO. 2019-54  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 1110.04 OF  
THE PLANNING AND ZONING CODE OF THE CITY  
TITLED “MEETINGS”**

**ORDINANCE NO. 2019-55  
INTRODUCED BY: ADMIN**

**AN ORDINANCE ENACTING CHAPTER 779 OF THE CODIFIED ORDINANCES OF THE CITY OF LYNDHURST, OHIO, TITLED “TATTOO AND BODY PIERCING BUSINESSES,” AND DECLARING AN EMERGENCY**

**ORDINANCE NO. 2019-56  
INTRODUCED BY: ADMIN**

**AN ORDINANCE PARTIALLY SUSPENDING THE RULES AND REGULATIONS REGARDING THE SALE, POSSESSION AND CONSUMPTION OF BEER AND WINE AT THE LYNDHURST PARK DURING LYNDHURST HOME DAYS FOR 2019 AND DECLARING AN EMERGENCY**

**RESOLUTION NO. 2019-57  
INTRODUCED BY: MAYOR  
WARD AND ALL MEMBERS  
OF COUNCIL**

**A RESOLUTION EXPRESSING COMMENDATION AND SINCERE APPRECIATION TO DAVID YOUNG FOR LONG AND FAITHFUL SERVICE TO THE RESIDENTS OF LYNDHURST AS A MEMBER OF THE LYNDHURST FIRE DEPARTMENT**

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

**Case No. 2019-03**

Recommendation made to Council to confirm the decision of the Board in Case No. 2019-03 to grant requested variance to Albert Haddad, Jr., of Ellis Sign Company, on behalf of Julie Billiard School, 4982 Clubside Road, to erect a ground sign on school property, which is not permitted in a single family residential zoning district.

**Case No. 2019-05**

Recommendation made to Council to confirm the decision of the Board in Case No. 2019-05 to grant requested variance to Perrino Construction for a variance at 390 Acacia Circle from the provisions of 1161.11 (n)(3)(B) of the Zoning Code to permit additional steps for a second floor deck in the rear yard to encroach 6.05 feet into the required fifty (50) foot rear setback.

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