

Lyndhurst, Ohio  
July 1, 2019

The Council of the City of Lyndhurst held its Regular Meeting on Monday, July 1, 2019 at 7:35 P.M., Vice Mayor David A. Frey, presiding.

Members Present: Council Representatives L. A. Schlessel, J. Price, S. Grushetsky, 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;  
K. L. Miller, Assistant Clerk of Council.

Absent: Council Representative J. A. Gambatese;  
Council Representative J. A. Marko;  
M. A. Kovalchik, Director of Finance.

It was moved by Mr. Schlessel, seconded by Mr. Price, that the reading of the minutes of the Regular Meeting of Council held Monday, June 3, 2019, 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 unanimously.

Before the Oath of Office was administered, Chief Rhode asked the new officer to commit to the mission statement and uphold the core values of the Lyndhurst Police Department.

The Oath of Office was administered to new Patrol Officer Dominique Whitney.

**MAYOR'S REPORT** – Mayor Ward commented on sale of the Cleveland Clinic Lyndhurst property. He said he asked the clinic to maintain a presence in Lyndhurst until the property is ready to transition. Mayor Ward mentioned he will be meeting with the team that is representing the property, on behalf of the clinic, early next week. He concluded the city is going to do their best to position the property in the best light.

**FINANCE COMMITTEE** – Chairman Schlessel did not have anything to report.

**PUBLIC LANDS AND BUILDINGS COMMITTEE** – Chairman Price had no report at this time.

**ROADS AND UTILITIES COMMITTEE** – Chairman Gambatese was absent; therefore, there was no report.

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

**SAFETY COMMITTEE** – Chairman LoPresti commented the next Bloodmobile will be on August 1<sup>st</sup> at the Community Center from 1-6pm. The next CPR class will be July 16<sup>th</sup> also at the community center; the cost is \$35 for residents and \$45 for non-residents. Mr. LoPresti asked owners to be courteous and pick up after their dog reminding there is an Ordinance in Lyndhurst which makes that a crime. He also mentioned the Bicycle helmet program. Fittings are by appointment only by calling Melissa at the Community Center and the cost is \$10.

**LEGISLATIVE COMMITTEE** – Chairman Marko was absent; therefore, a report was not given.

**PLANNING COMMISSION** – Councilman LoPresti aired the commission met on June 27<sup>th</sup> to discuss 1075 Clearview Road. He explained how a temporary conditional use permit had been granted to allow a group home under section 1160.03 and 1156 of the Planning and Zoning Code. Mr. LoPresti stated the Planning Commission voted to recommend to Council to grant the conditional use permit on a permanent basis. He also mentioned the commission spoke briefly regarding updates to an Ordinance having to do with Tattoo Parlors; that legislation will be presented to Council in the near future.

**SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION** – Board member Erin Lee Harris reported the district has been on summer break for over a month now. She mentioned they are currently looking for a new treasurer, and they are starting open interviews next week. Ms. Harris stated they have an interim treasurer assisting, who was previously at Richmond Heights part-time.

She concluded by telling everyone to enjoy the rest of their summer!

**SPECIAL PRESENTATION – PROPERTY OF DISTINCTION AWARD**

Mayor Ward announced the recipients of the Property of Distinction Awards:

- 991 Roland Road – Karen Johnson
- 1393 Ford Road – Betty Stanard
- 1929 Winchester Road – Darlene Cherry and Andrew Selesnik
- 5154 Cheltenham Blvd – Michele and Chris Yenulonis

The floor was opened for public comment.

George DiSanto, 1960 Caronia Drive, expressed the homeowners in Alberta Park Estates were very thankful for the State of the City Address. He commented it was very well received and brought the residents up to speed on a number of things going on in the city they were not aware of.

Mr. DiSanto voiced concerns regarding the traffic flow on Brainard Road. He stated pulling out of Alberta Park onto Brainard is challenging for the homeowners.

Mayor Ward mentioned he has purposefully been running the corridor, and agrees the traffic is backing up substantially. He is going to sit down with the City Engineer and the Traffic Commander to see if there can be some influence by modifying the timing. Mayor Ward added it does seem to be worse due to the construction.

Mr. DiSanto thanked the Mayor and Council, on behalf of the residents of Alberta Park Estates.

Mr. Schlessel reminded everyone of the Concert in the Park on July 4<sup>th</sup>.

**ORDINANCE NO. 2019-47  
INTRODUCED BY: ADMIN**

**AN ORDINANCE ADOPTING THE 2020 TAX BUDGET 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. 2019-47 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2019-47 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti that Ordinance No. 2019-47 be passed.

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

Motion carried.  
Ordinance No. 2019-47 is passed.

**ORDINANCE NO. 2019-48  
INTRODUCED BY: ADMIN**

**AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT  
EXPENSES AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST FOR  
THE PERIOD ENDING DECEMBER 31, 2019 REPEALING ORDINANCE NO.  
2019-39 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. 2019-48 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2019-48 was highlighted by Mrs. Miller, with section 11 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Price that Ordinance No. 2019-48 be passed.

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

Motion carried.  
Ordinance No. 2019-48 is passed.

**ORDINANCE NO. 2019-49  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH UNITED SURVEY, INC., FOR THE WELLINGTON, CHEROKEE AND SHAWNEE INFILTRATION AND INFLOW REDUCTION PROJECT, AUTHORIZING THE CLOSEOUT OF SAID CONTRACT, 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. 2019-49 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2019-49 was highlighted by Mrs. Miller, with section 6 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti that Ordinance No. 2019-49 be passed.

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

Motion carried.  
Ordinance No. 2019-49 is passed.

**RESOLUTION NO. 2019-50  
INTRODUCED BY: ADMIN**

**A RESOLUTION ENACTED BY THE CITY OF LYNDHURST, CUYAHOGA COUNTY, OHIO, TO APPROPRIATE THE FUNDS NECESSARY TO PAY THE LOCAL SHARE NEEDED TO REPAIR RICHMND ROAD (SR-175) PAVEMENT FROM RIVER CREEK ROAD TO 214 FEET NORTH OF OAKMONT DRIVE; REQUESTING THE DIRECTOR OF TRANSPORTATION TO PROCEED WITH THE IMPROVEMENT; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO COMPLETE SAID PROJECT; AND DECLARING AN EMERGENCY IN THAT THE DOCUMENTS MUST BE RETURNED TO THE STATE BY JULY 8, 2019**

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 Resolution No. 2019-50 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Resolution No. 2019-50 was highlighted by Mrs. Miller.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti that Resolution No. 2019-50 be adopted.

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

Motion carried.  
Ordinance No. 2019-50 is adopted.

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

Recommendation made to Council to confirm the decision of the Board in Case No. 2019-02 to grant requested variance to Gary Tanner of 1843 Brainard Road for an area variance from the provisions of Chapter 1160.04 of the Planning and Zoning Code, to erect a second garage on a residential parcel. Chapter 1160.04 prohibits more than one garage on any one lot, whether attached or detached.

The findings in Case No. 2019-02 as recorded in the minutes of the meeting of the Board of Zoning Appeals held June 11, 2019 were read by Mrs. Miller.

It was moved by Mr. Schlessel seconded by Mr. Price, that Council confirm the decision of the Board of Zoning Appeals in Case No. 2019-02.

Roll Call: Yeas: Schlessel, Price, Grushetsky, LoPresti, Frey.

Nays: None

Motion carried.

**Planning Commission Recommendations:**

Recommendation made to Council to grant a permanent Conditional Use Permit to Edward J. Hodgdon and Jessie B. Hodgdon, Trustees of the Hodgdon Trust dated October 6, 2011, to allow an Adult Group Home licensed by the State of Ohio and by the Cuyahoga County Board of Developmental Disabilities to be established at 1075 Clearview Road.

It was moved by Mr. LoPresti, seconded by Mr. Grushetsky, that Council confirm the decision of the Planning Commission and grant the permanent conditional use permit.

Roll Call: Yeas: Schlessel, Price, Grushetsky, LoPresti, Frey.  
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 8:05 P.M.

Approved: August 5, 2019

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

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Vice Mayor