

Lyndhurst, Ohio
January 6, 2020

The Council of the City of Lyndhurst held its Organizational Meeting on Monday, January 6, 2020 at 7:30 P.M., Vice Mayor David A. Frey, presiding.

Members Present: Council Representatives J. Price, J. A. Gambatese, S. C. 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.

Absent: Council Representative L. A. Schlessel.

All stood for the Pledge of Allegiance.

The floor was opened to nominations for the position of Vice Mayor for the 2020 calendar year.

It was moved by Mr. Price, seconded by Mr. Gambatese, that Joseph A. Marko be nominated as Vice Mayor for the 2020 calendar year.

Mr. Marko accepted the nomination.

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

Motion carried.
Mr. Marko is elected Vice Mayor
for the year 2020.

The floor was opened to nominations for the Council's representative to the Planning Commission and Architectural Board of Review for the year 2020.

It was moved by Mr. Gambatese, seconded by Mr. Marko, that Charles A. LoPresti be nominated as Council's Representative to the Planning Commission and to the Architectural Board of Review for the 2020 calendar year.

Mr. LoPresti accepted the nomination.

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

Motion carried.
Mr. LoPresti is elected as Council's
Representative to the Planning
Commission and Architectural
Board of Review for the year 2020.

It was moved by Mr. Gambatese, seconded by Mr. Price, that the appointment of John P. Luskin as Director of Law be confirmed.

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

Motion carried.
John P. Luskin is appointed as
Director of Law.

It was moved by Mr. Price, seconded by Mr. Gambatese, that the appointment of Raymond J. Schmidlin, Jr. as Assistant Director of Law be confirmed.

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

Motion carried.
Raymond J. Schmidlin, Jr. is appointed
as Assistant Director of Law.

It was moved by Mr. Marko, seconded by Mr. Gambatese, that the re-appointment of Mary A. Kovalchik as Director of Finance be confirmed.

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

Motion carried.
Mary A. Kovalchik is re-appointed as
Director of Finance.

Mayor Ward administered the Oath of Office to John P. Luskin, Raymond J. Schmidlin, Jr., and Mary A. Kovalchik.

Before the Oath of Office was administered to the new firefighters, Chief Carroll asked them to commit to the mission statement and uphold the core values of the Lyndhurst Fire Department.

Mayor Ward administered the Oath of Office to new firefighter / medic Cory Finkler and new firefighter / medic Brendan Volker.

It was moved by Mr. Marko, seconded by Mr. Gambatese, that the reading of the minutes of the Regular Meeting of Council held Monday, December 2, 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.

It was moved by Mr. Grushetsky, seconded by Mr. Price, that the reading of the minutes of the Special Meeting of Council held Wednesday, December 18, 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.

MAYOR'S REPORT – Mayor Ward wished everyone a Happy New Year!

FINANCE COMMITTEE – Chairman Schlessel was absent; therefore, a report was not given.

PUBLIC LANDS AND BUILDINGS COMMITTEE – Chairman Price stated the meeting minutes from the committee meeting held December 18, 2019 have been submitted. A copy of the minutes will be made part of the permanent record.

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese had no report at this time.

SERVICE AND SEWERS COMMITTEE – Chairman Grushetsky had no report.

SAFETY COMMITTEE – Chairman LoPresti did not have a formal report; however, he stated the next American Red Cross Bloodmobile will be at the Community Center on February 6, 2020 from 1-6pm.

LEGISLATIVE COMMITTEE – Chairman Marko had no report.

PLANNING COMMISSION – Councilman LoPresti had nothing to report.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – A representative from the school board was not present to deliver a report.

The floor was opened for public comment with none being heard.

Mr. Marko thanked his colleagues for their vote of confidence by electing him Vice Mayor for the upcoming year. He stated he would like to get the committee assignments out by the end of the week. He asked that each chairman contact him with their intentions.

**ORDINANCE NO. 2019-102 (CONFIRMING)
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, 2019 REPEALING ORDINANCE NO. 2019-91 AND DECLARING AN EMERGENCY

It was moved by Mr. Marko, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2019-102 be placed on third reading for final passage and that it be highlighted.

Roll Call: Yeas: Price, Gambatese, Grushetsky, Marko, LoPresti, Frey.

Nays: None

Motion carried.

Rules Suspended.

Ordinance No. 2019-102 was highlighted by Mrs. Miller, with section 11 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti that Ordinance No. 2019-102 be passed.

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

Motion carried.
Ordinance No. 2019-102 is passed.

**RESOLUTION NO. 2020-01
INTRODUCED BY: MAYOR WARD AND ALL MEMBERS OF COUNCIL**

A RESOLUTION EXPRESSING COMMENDATION AND SINCERE APPRECIATION TO PAUL THOMAS MURPHY FOR SERVICE RENDERED FOR AND ON BEHALF OF THE CITIZENS OF THE CITY OF LYNDBURST, OHIO AS DIRECTOR OF LAW

It was moved by Mr. Marko, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Resolution No. 2020-01 be placed on third reading for final adoption and that it be read in its entirety.

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

Motion carried.
Rules Suspended.

Resolution No. 2020-01 was read in its entirety by Mrs. Miller.

It was moved by Mr. Marko, seconded by Mr. LoPresti that Resolution No. 2020-01 be adopted.

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

Motion carried.
Resolution No. 2020-01 is adopted.

Mr. Murphy thank both Mayor Cicero and Mayor Ward, and all members of Council, current and prior, commenting how wonderful everyone was to work with. He stated that it was exhilarating and sometimes disappointing, but always interesting. Mr. Murphy spoke to the department heads John Maichle, Tony Fioritto, Mary Kovalchik, both the Chief of Police, the Chief of Fire and their predecessors, stating he was happy to spend over 15 years as the Director of Law.

**ORDINANCE NO. 2020-02
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND THE NORTHEAST OHIO REGIONAL SEWER DISTRICT TO PROVIDE TECHNICAL ASSISTANCE REGARDING PUBLIC INFORMATION AND PUBLIC EDUCATION

It was moved by Mr. Grushetsky seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-02 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2020-02 was highlighted by Mrs. Miller, with section 5 being read in its entirety.

It was moved by Mr. LoPresti, seconded by Mr. Gambatese that Ordinance No. 2020-02 be passed.

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

Motion carried.
Ordinance No. 2020-02 is passed.

**ORDINANCE NO. 2020-03
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH A COUNCIL OF GOVERNMENTS COMPOSED OF THE CITIES OF SOUTH EUCLID, HIGHLAND HEIGHTS, LYNDHURST, MAYFIELD HEIGHTS AND RICHMOND HEIGHTS, AND THE VILLAGE OF MAYFIELD, PROVIDING FOR THE CONTINUATION OF THE COMMUNITY PARTNERSHIP ON AGING, AND DECLARING AN EMERGENCY

It was moved by Mr. Marko seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-03 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2020-03 was highlighted by Mrs. Miller, with section 5 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. LoPresti that Ordinance No. 2020-03 be passed.

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

Motion carried.
Ordinance No. 2020-03 is passed.

**ORDINANCE NO. 2020-04
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH JOHN P. LUSKIN TO PROVIDE LEGAL SERVICES
FROM JANUARY 1, 2020, THROUGH DECEMBER 31, 2020, AND
DECLARING AN EMERGENCY**

It was moved by Mr. Grushetsky seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-04 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2020-04 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. Gambatese that Ordinance No. 2020-04 be passed.

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

Motion carried.
Ordinance No. 2020-04 is passed.

**ORDINANCE NO. 2020-05
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH HENDERSON, SCHMIDLIN & MCGARRY CO.,
L.P.A. TO PROVIDE LEGAL SERVICES FROM JANUARY 1, 2020,
THROUGH DECEMBER 31, 2020, AND DECLARING AN EMERGENCY**

It was moved by Mr. Marko seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-05 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2020-05 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. Grushetsky that Ordinance No. 2020-05 be passed.

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

Motion carried.
Ordinance No. 2020-05 is passed.

It was moved by Mr. Marko, seconded by Mr. Gambatese that correspondence from the Ohio Division of Liquor Control regarding a transfer permit from Finally Fondue II Inc. dba Melting Pot to Cleveland Fondue LLC, 24741 Cedar Road, 2nd Floor, was noted with no hearing being requested.

It was moved by Mr. Marko, seconded by Mr. Gambatese that correspondence from the Ohio Division of Liquor Control regarding a new permit for Cleveland Fondue LLC, 24741 Cedar Road, 2nd Floor, was noted with no hearing being requested.

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

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

Meeting adjourned at 8:12 P.M.

Approved: January 20, 2020

Attest: _____
Clerk of Council

Vice Mayor