

Lyndhurst, Ohio
October 5, 2020

The Council of the City of Lyndhurst held its Regular Meeting on Monday, October 5, 2020 at 7:37 P.M., Vice Mayor Joseph A. Marko, presiding.

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

Others Present: P. A. Ward, Mayor;
J. P. Luskin, Director of Law;
R. J. Schmidlin, Assistant Director of Law;
K. L. Miller, Assistant Clerk of Council.

Absent: 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.

*NOTE: Due to social distancing regulations, the Vice Mayor excused all Department Heads from attending the meeting. Council members participated virtually via the Zoom meeting application. The meeting was streamed live on the City of Lyndhurst, Ohio Facebook page for public viewing.

It was moved by Mr. Grushetsky, seconded by Mr. LoPresti, that the reading of the minutes of the Regular Meeting of Council held Monday, September 21, 2020, 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 announced there are major projects in the city coming to an end. He began with the Dogwood Trail Watermain Replacement Project, stating the paving is done and both the contractor and inspector have received many compliments. Next, He commented that the concrete has been poured and is curing on the west lane of the Haverston Road Watermain Replacement and Road Reconstruction Project; this project should wrap up within the week. Mayor Ward stated the last bit of painting is being finished this evening on Brainard Road; a final walk through is scheduled tomorrow with the contractor and County Engineer. He mentioned the Richmond Road panel replacement is ongoing. Finally, Mayor Ward confirmed the Lyndhurst Pool Resurfacing Project has been completed; the pool will be filled with water as the product has to cure underwater. He mentioned there were delays to this project with the contractor resulting from the coronavirus.

PLANNING COMMISSION – Council member LoPresti stated the Commission made a recommendation to Council regarding the bank going in at The Greens of Lyndhurst. He mentioned there were several changes including the addition of an ADA compliant sidewalk, and the first lane of the drive thru that accesses the pneumatic tube to be adjusted. Having agreed to the conditions, Mr. LoPresti stated the Commission recommends moving forward. The recommendation is on the Agenda for consideration.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – School Board member Stefanie Rhine delivered the following report:

Mrs. Rhine stated the district has been back to school for over a month; both the teachers and students are getting used to the remote platform, Schoology, which many districts are using.

Mrs. Rhine stated the Superintendent sent out an email to parents saying that given the positivity rates are down for COVID-19 within Cuyahoga County, they are starting to plan for transitioning to open the schools. She mentioned there was a survey giving parents a choice to stay with the remote learning option or to send their kids to school for in-person learning. Mrs. Rhine commented how the Return to School plan in the fall was based on only 40% being in-person, and depending on what the numbers look like, changes may need to be made to the original space planning. She noted parents need to respond to the survey by October 9th. Once the responses are received, Superintendent Reid will provide the board with additional information at their next meeting, which will be held virtually.

Mrs. Rhine suggested concerned parents should be directed to contact their school principal, or they can also reach out to Melissa Thompson, Assistant Superintendent of Student Services, or Mrs. Bussey, Family and Community Engagement Coordinator. She stated that together, they have been doing a phenomenal job working with parents in order to receive additional services they may need. Mrs. Rhine said some of the special education students at the high school are already receiving services adding that the district is looking for ways to support all the families, especially those with special needs children.

Mrs. Rhine announced the fall sports season is almost over with winter sports starting soon; hopefully everyone will continue to stay safe and healthy!

Mrs. Rhine commented on the many construction projects. She said they ran in to some supply issues because of COVID-19. She commented some of the athletes have been in the building and sharing pictures of the new cafeteria, hallways and library; everyone is looking forward to getting back in the buildings soon.

Mrs. Rhine stated the Excel TECC program that takes place at Brush High School has been operating on a hybrid system and is going very well; they go in person for 2 weeks and then off for 2 weeks.

Mr. Schlessel thanked Mrs. Rhine for her report and inquired as to whether the teachers will be tested for COVID-19 or just have their temperature checked as they return to school.

Mrs. Rhine responded that the district does not have access to that many COVID-19 tests. She explained how each test costs \$150; no school in the area is providing the tests rather relying on self-monitoring. Based on the guidance received from the Health Department, Mrs. Rhine stated the district will continue to rely on self-monitoring of teachers and students.

Mr. Schlessel asked if a staff member or student gets a temperature check, has a fever and is not admitted to school, whether they be required to get a test before returning to school.

Mrs. Rhine stated the protocol is they would need to seek medical advice from their personal doctor before returning to school.

The floor was opened for public comment with none being heard. Vice Mayor Marko stated, as outlined in the Pandemic Continuity Plan, any public comment relative to items contained in the published meeting Agenda was to be received by the Assistant Clerk of Council via email or phone call prior to 6:00pm.

**ORDINANCE NO. 2020-93
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE DETERMINING THE PORTIONS OF THE
SANITARY SEWER ASSESSMENT TO BE ALLOCATED TO EACH SEWER
FUND FOR THE TAX YEAR 2020, IN ACCORDANCE WITH SECTION
925.02(b) OF THE CODIFIED ORDINANCES**

It was moved by Mr. Grushetsky, seconded by Mr. LoPresti, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2020-93 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. 2020-93 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2020-93 be passed.

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

Motion carried.
Ordinance No. 2020-93 is passed.

**RESOLUTION NO. 2020-94
INTRODUCED BY: ADMINISTRATION**

**A RESOLUTION PROVIDING FOR HALLOWEEN OBSERVANCE UPON
THE STREETS AND OUT-OF-DOORS FOR OCTOBER 31, 2020, BETWEEN THE
HOURS OF 6:00 P.M. AND 8:00 P.M.**

It was moved by Mr. Grushetsky, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2020-94 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2020-94 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. LoPresti, seconded by Mr. Frey that Resolution No. 2020-94 be adopted.

Prior to the vote, Vice Mayor Marko opened the floor for discussion.

Mr. Frey stated he is in favor of passing the Resolution regarding Halloween as it is not mandatory and should be up to the individual as to whether they feel safe participating. Mr. Frey indicated he has had several residents reach out to him asking to allow trick-or-treating in the city, as it has been done every other year.

Mr. Marko agreed with Mr. Frey stating if residents don't want to pass out candy, they should turn off their light, and for anybody that doesn't want to go door to door that's also up to those individuals. He is in favor of passing the legislation for those residents who want to partake.

Mr. Schlessel suggested Mayor Ward put out a call outlining the protocols and advise residents participation is not mandatory.

Mayor Ward stated upon the decision of Council, he will put out a news release to include a list of best practices. He will also include a link to the State of Ohio guidelines. Mayor Ward commented how there have been many phone calls from residents after it was posted on social media in September that Lyndhurst had cancelled Halloween. He explained the reason for the legislation is so there is conformity among the surrounding communities also sanctioning Halloween activities between the hours of 6-8pm on October 31st. Mayor Ward said it is the individual participants choice to either turn on the lights, go trick-or-treating, or not observe at all.

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

Motion carried with Mr. Schlessel abstaining.
Resolution No. 2020-94 is adopted.

Planning Commission Recommendations:

Recommendation made to Council to approve a revised site plan for a conditional use; an outparcel intended for bank use with a two (2) lane drive through.

It was moved by Mr. Grushetsky, seconded by Mr. Gambatese, that Council confirm the decision of the Planning Commission.

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

Motion carried.

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

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

Meeting adjourned at 8:00 P.M.

Approved: October 19, 2020

Attest: _____
Clerk of Council

Vice Mayor