

Lyndhurst, Ohio
January 18, 2021

The Council of the City of Lyndhurst held its Regular Meeting on Monday, January 18, 2021 at 7:36 P.M., Vice Mayor Lane A. Schlessel, presiding.

Members Present: Council Representatives J. A. Marko, J. Price, J. A. Gambatese, S. C. Grushetsky, D. A. Fey, C. A. LoPresti.

Others Present: P. A. Ward, Mayor;
J. P. Luskin, Director of Law;
R. J. Schmidlin, Assistant Director of Law;
M. A. Kovalchik, Director of Finance;
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.

*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. Price, seconded by Mr. Grushetsky, that the reading of the minutes of the Organizational Meeting of Council held Monday, January 4, 2021, 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 he will continue monitoring information regarding the COVID-19 vaccination availability and the processes each agency decides to enter into for distributing the vaccination. Today the persons in group 1B, which includes those residents age 80 and older, can receive the vaccines once it is available. Mayor Ward stated there is a registration process with both the Cleveland Clinic and University Hospitals. He commented how the Clinic has been very communicative with their patients regarding registration. Giant Eagle is also a distribution center and has not provided any registration information. Drug Mart is also a distribution center and they are allowing for registration. The County Board of Health has a place to register for emailed updates. Mayor Ward said updates will be posted on the website and in the newsletter as they become available.

Vice Mayor Schlessel mentioned he heard on the news United Way is offering help with registering to those who do not have access to a computer or the internet by calling 211.

Mayor Ward stated 211 is the United Way Help Line number. He had not heard about that service about COVID. Mayor Ward remarked he wants to rely upon our partners, UH and the Cleveland Clinic, for the best information.

SAFETY COMMITTEE – Chairman Gambatese aired the committee met earlier this evening, following the Public Lands and Buildings meeting, beginning at 7:05pm. He stated Chief Carroll submitted capital budget requests for the Fire Department totaling \$140,443.00, and Chief Rhode submitted requests for the Police Department totaling \$443,565.00. Mr. Gambatese said the meeting adjourned at 7:30pm. A formal report will be forthcoming.

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

THIRD READING:
ORDINANCE NO. 2020-119 (AMENDED)
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE ENACTING CHAPTER 759 OF THE BUSINESS
REGULATION CODE OF THE CITY TITLED “CERTIFICATE OF BUSINESS
OCCUPANCY” AND DECLARING AN EMERGENCY**

It was moved by Mr. Marko, seconded by Mr. Gambatese, that Ordinance No. 2020-119 be passed as amended.

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

Motion carried.
Ordinance No. 2020-119 is passed.

THIRD READING:
ORDINANCE NO. 2020-123 (AMENDED)
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE ENACTING CHAPTER 761 OF THE OF THE CODIFIED
ORDINANCES OF THE CITY OF LYNDBURST TITLED “MOBILE FOOD SERVICE
OPERATION” AND DECLARING AN EMERGENCY**

It was moved by Mr. Marko, seconded by Mr. Gambatese, that Ordinance No. 2020-123 be passed as amended.

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

Motion carried.
Ordinance No. 2020-123 is passed.

**ORDINANCE NO. 2021-04
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE AUTHORIZING CONTRACTS FOR THE DEPOSIT OF INTERIM AND ACTIVE FUNDS OF THE CITY OF LYNDHURST, 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, that Ordinance No. 2021-04 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2021-04 was highlighted by Mrs. Miller, with section 5 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2021-04 be passed.

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

Motion carried.
Ordinance No. 2021-04 is passed.

**RESOLUTION NO. 2021-05
INTRODUCED BY: ADMINISTRATION**

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ADOPT UNIFORM GUIDANCE COST PRINCIPLES, AUDIT AND ADMINISTRATION REQUIREMENTS NECESSARY TO COMPLY WITH FEDERAL COST PRINCIPLE, INTERNAL CONTROLS, PROCUREMENT STANDARDS, PROGRAM INCOME REQUIREMENTS IN OBTAINING FEDERAL GRANTS AND DECLARING AN EMERGENCY

It was moved by Mr. Frey, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Resolution No. 2021-05 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2021-05 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Resolution No. 2021-05 be adopted.

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

Motion carried.
Resolution No. 2021-05 is adopted.

**ORDINANCE NO. 2021-06
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 4 WITH BARBICAS
PAVING LLC, FOR THE 2020 ASPHALT PROGRAM, AUTHORIZING THE
CLOSEOUT OF SAID CONTRACT 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, that Ordinance No. 2021-06 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2021-06 was highlighted by Mrs. Miller, with section 6 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. Grushetsky, that Ordinance No. 2021-06 be passed.

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

Motion carried.
Ordinance No. 2021-06 is passed.

**ORDINANCE NO. 2021-07
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE ENACTED BY THE CITY OF LYNDHURST OF CUYAHOGA
COUNTY, OHIO FOR FULL DEPT CONCRETE PAVEMENT REPAIRS AND
INSTALLATION OF CURB RAMPS ON RICHMOND ROAD (SR-175) FROM
MEADOW WOOD BLVD TO 220 FEET NORTH OF OAKMONT DRIVE IN THE
CITY OF LYNDHURST 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, that Ordinance No. 2021-07 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2021-07 was highlighted by Mrs. Miller, with section 7 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. LoPresti, that Ordinance No. 2021-07 be passed.

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

Motion carried.
Ordinance No. 2021-07 is passed.

ORDINANCE NO. 2021-08
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AMENDING CHAPTER 757 OF THE BUSINESS REGULATION CODE OF THE CITY TITLED “REGISTRATION AND INSPECTION OF RENTAL PROPERTY,” 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, that Ordinance No. 2021-08 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2021-08 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. LoPresti, that Ordinance No. 2021-08 be passed.

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

Motion carried.
Ordinance No. 2021-08 is passed.

**ORDINANCE NO. 2021-09
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT
NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2021 ENERGIZED
COMMUNITY GRANT(S), 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, that Ordinance No. 2021-09 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2021-09 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. Price, seconded by Mr. LoPresti, that Ordinance No. 2021-09 be passed.

Mayor Ward noted how very fortunate the city is for receiving the NOPEC Energized Community Grants, which are awarded to all NOPEC participating communities based upon the number of residents enrolled in the NOPEC gas or electric programs. He stated this grant will put the city over \$200,000.00 in NOPEC grant dollars received and devoted to energy saving improvements made on the city hall campus or at other facilities. Mayor Ward added NOPEC is a non-profit that does not require a contract from the residents with stable pricing. He expressed that NOPEC is a wonderful partner and the grant funds are very much appreciated!

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

Motion carried.
Ordinance No. 2021-09 is passed.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that the meeting be adjourned.

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

Meeting adjourned at 7:58 P.M.

Approved: February 1, 2021

Attest: _____
Clerk of Council

Vice Mayor