

Lyndhurst, Ohio
October 7, 2013

The Council of the City of Lyndhurst met in Regular Session on Monday, October 7, 2013 at 8:03 P.M., Vice Mayor Patrick A. Ward, presiding.

Members Present: Council Representatives J. A. Gambatese, C. A. LoPresti, J. A. Marko, K. C. Packard, L. A. Schlessel, D. A. Frey.

Others Present: J. M. Cicero, Jr., Mayor;
P. T. Murphy, Director of Law;
R. F. Porrello, Chief of Police;
F. E. Glady III, Director of Service;
M. A. Kovalchik, Director of Finance;
L. M. Puskas, Building Inspector;
M. J. Carroll, Chief of Fire;
M. A. Franco, Assistant Clerk of Council.

Absent:

The Oath of Office was administered to Lieutenant Nick Martin.
The Oath of Office was administered to Captain David Young.

It was moved by Mr. Packard, seconded by Mr. Schlessel, that the reading of the minutes of the Regular Meeting of Council held Monday, September 16, 2013, copies of which were mailed 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 Cicero had no report.

FINANCE COMMITTEE – Chairman Ward had no report.

PUBLIC LANDS AND BUILDINGS COMMITTEE – Chairman Marko had no report.

ROADS AND UTILITIES COMMITTEE

SERVICE AND SEWERS COMMITTEE – Chairman Packard had no report.

SAFETY COMMITTEE – Chairman LoPresti had no report.

LEGISLATIVE COMMITTEE – Chairman Frey had no report.

PLANNING COMMISSION – Chairman Schlessel had no report.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – Alfreda Wynne stated that South Euclid Lyndhurst Schools became the first district in Northeast Ohio to implement the Farm to Fork program by bringing fresh local produce into the cafeterias, Ms. Wynne said breakfast, lunch and catering menus are available online.

Ms. Wynne stated October 23rd from 6:30PM until 8:30PM the Superintendent will be having a forum with parents and members of the public regarding the new state report card and how it affects the district.

Ms. Wynne announced October 4th the Brush Arcs beat the Garfield Bulldogs, 28-0, the next game is October 11th and the Brush Varsity Golf Team won the NOC Championship, the first Championship in 20 years.

Ms. Wynne aired the following upcoming events:
October 15th Board Meeting at 6:30 at Administration Building
October 18th at 5:30PM is the Homecoming parade and the football game vs. Normandy
October 19th PTA Walk a Thon and the Homecoming Dance at Welser
November 5th No School.

Tyler Gibson, Arianna Mack, Eli Shlonsky and Chelsea Conwell, students of the South Euclid Lyndhurst School District shared some of their school experiences.

The meeting was opened to public comment:

Ken Lombardo, 5247 Spencer, expressed his concern regarding the temporary moratorium on parking of commercial vehicles.

E. Dale Inkley, 5126 E. Farnhurst, expressed his concern regarding the temporary moratorium on parking of commercial vehicles.

Richard Clark, 5347 Chickadee, echoed the concerns of Mr. Lombardo and Mr. Inkley. Mr. Clark thanked Mr. Ritz for bringing clarity to a newspaper article.

Elyzabeth DeGiovanni, 5169 Thornbury, stated that the Garden Club will be hosting a flower show Saturday, October 12th 1:00PM until 4:00PM at the Waterford.

Mr. Ward reported the Council Coffee was wonderful.

ORDINANCE NO: 2013-70
INTRODUCED BY: ADMIN

AN ORDINANCE DETERMINING THE PORTIONS OF THE SANITARY SEWER ASSESSMENT TO BE ALLOCATED TO EACH SEWER FUND FOR THE TAX YEAR 2013, IN ACCORDANCE WITH SECTION 925.02(b) OF THE CODIFIED ORDINANCES

It was moved by Mr. Marko, seconded by Mr. Packard, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2013-70 be placed on third reading for final passage and that it be highlighted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Rules Suspended.

Ordinance No. 2013-70 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Frey, that Ordinance No. 2013-70 be passed.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Ordinance No. 2013-70 is passed

ORDINANCE NO. 2013-71
INTRODUCED BY: ADMIN

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF LYNDHURST TO ENTER INTO AN AGREEMENT WITH THE SOUTH EUCLID-LYNDHURST CITY SCHOOL DISTRICT TO PROVIDE FOR A TEMPORARY BUS PARKING AREA, AND A TEMPORARY BUS SERVICE/MAINTENANCE/REPAIR FACILITY, AND DECLARING AN EMERGENCY

It was moved by Mr. Marko, seconded by Mr. Packard, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2013-71 be placed on third reading for final passage and that it be highlighted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Rules Suspended.

Ordinance No. 2013-71 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Packard, that Ordinance No. 2013-71 be passed.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Ordinance No. 2013-71 is passed

**ORDINANCE NO. 2013-72
INTRODUCED BY: ADMIN**

**AN ORDINANCE DECLARING A TEMPORARY MORATORIUM ON
THE ENFORCEMENT OF SECTION 1160.04(a)(2) OF THE CODIFIED
ORDINANCES OF THE CITY OF LYNDBURST REGARDING PARKING OF
COMMERCIAL VEHICLES AND DECLARING AN EMERGENCY.**

It was moved by Mr. Schlessel, seconded by Mr. Packard, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2013-72 be placed on third reading for final passage and that it be highlighted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Rules Suspended.

Ordinance No. 2013-72 was highlighted by Mrs. Franco, with Section 5 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Packard, that Ordinance No. 2013-72 be passed.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Ordinance No. 2013-72 is passed

**RESOLUTION NO. 2013-73
INTRODUCED BY: ADMIN**

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES TO PROVIDE ASSISTANCE TO THE CITY IN REMOVING ASH TREES FROM LAND OWNED OR CONTROLLED BY THE CITY OF LYNDHURST AND DECLARING AN EMERGENCY

It was moved by Mr. Marko, seconded by Mr. Schlessel, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2013-73 be placed on third reading for final adoption and that it be highlighted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Rules Suspended.

Resolution No. 2013-73 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Packard, seconded by Mr. Schlessel, that Resolution No. 2013-73 be adopted.

Mr. Ward thanked Mr. Gladly for his assistance in obtaining the information regarding this grant for the amount of twenty-three thousand five hundred dollars (\$23,500.00).

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Resolution No. 2013-73 is adopted

**RESOLUTION NO. 2013-74
INTRODUCED BY: ADMIN**

A RESOLUTION PROVIDING FOR HALLOWEEN OBSERVANCE UPON THE STREETS AND OUT-OF-DOORS FOR OCTOBER 31, 2013, BETWEEN THE HOURS OF 6:00 P.M. AND 8:00 P.M.

It was moved by Mr. Packard, seconded by Mr. Schlessel, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2013-74 be placed on third reading for final adoption and that it be highlighted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Rules Suspended.

Resolution No. 2013-74 was highlighted by Mrs. Franco, with Section 2 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that Resolution No. 2013-74 be adopted.

Roll Call: Yeas: Marko, Packard, Gambatese, Schlessel, Frey, LoPresti, Ward.
Nays: None.

Motion carried.
Resolution No. 2013-74 is adopted

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

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

Approved: October 21, 2013

Meeting adjourned at 8:54 P.M.

Attest: _____
Clerk of Council

Vice Mayor