

Lyndhurst, Ohio
January 18, 2016

The Council of the City of Lyndhurst held its Regular Meeting on Monday, January 18, 2016 at 7:32 P.M., Vice Mayor Lane A. Schlessel, presiding.

Members Present: Council Representatives J. A. Marko, J. Price, J. A. Gambatese, A. Mendelsohn, D. A. Frey, C. A. LoPresti.

Others Present: P.A. Ward, 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;
M. J. Carroll, Chief of Fire;
M. A. Franco, Assistant Clerk of Council.

Absent: L. M. Puskas, Building Inspector.

The Oath of Office was administered to Nicholas Landrey, Auxiliary Police Officer.

The Oath of Office was administered to Labeeb Beggiani, Auxiliary Police Officer.

It was moved by Mr. Marko, seconded by Mr. Gambatese, that the reading of the minutes of the Organizational Meeting of Council held Monday, January 4, 2016, 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, with Mr. Price abstaining.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that the reading of the minutes of the Regular Meeting of Council held Monday, January 4, 2016, 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, with Mr. Price abstaining.

MAYOR'S REPORT – Mayor Ward announced the new publication of Lyndhurst Life, published three times a year. The magazine will include advertisements, articles about residents, businesses, community organizations, events and information for new residents.

FINANCE COMMITTEE – Chairman Marko aired there will be a Finance Committee Meeting February 24, 2016 at 6:00PM.

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

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese said he will be meeting with Mr. Glady and Mr. Filarski, and scheduling a Roads and Utilities Committee Meeting accordingly.

SERVICE AND SEWERS COMMITTEE – Chairman Marko stated he will schedule a Service and Sewers Committee Meeting the same day as Roads and Utilities.

SAFETY COMMITTEE – Chairman LoPresti had no report.

LEGISLATIVE COMMITTEE – Chairman Frey had no report.

PLANNING COMMISSION – Mr. Frey had no report.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – No representative was present.

Jill Walker, 5167 Haverford, voiced her concern about trapping and killing deer.

Betsy Traben, 4661 West Farnhurst, **South Euclid**, voiced her concern about trapping and killing deer.

Mayor Ward explained the deer population is a problem and some method of deer management will occur.

**ORDINANCE NO. 2016-2
INTRODUCED BY: ADMIN**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH LONGO SEWER CONSTRUCTION, INC. FOR THE 2014 SEWER REPAIR PROGRAM, AUTHORIZING THE CLOSEOUT OF SAID CONTRACT, AND DECLARING AN EMERGENCY

It was moved by Mr. Marko, seconded by Mr. Frey, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2016-2 be placed on third reading for final passage and that it be highlighted.

Roll Call: Yeas: Marko, Price, Gambatese, Mendelsohn, Frey, LoPresti, Schlessel.

Nays: None.

Motion carried.
Rules Suspended.

Ordinance No. 2016-2 was highlighted by Mrs. Franco, with Section 6 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2016-2 be passed.

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

Motion carried.
Ordinance No. 2016-2 is passed.

**RESOLUTION NO. 2016-3
INTRODUCED BY: ADMIN**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH CLEMANS, NELSON & ASSOCIATES, INC.,
PROVIDING FOR LABOR AND EMPLOYMENT CONSULTING SERVICES.**

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 Resolution No. 2016-3 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2016-3 was highlighted by Mrs. Franco, with Section 5 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Price, that Resolution No. 2016-3 be adopted.

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

Motion carried.
Resolution No. 2016-3 is adopted.

**ORDINANCE NO. 2016-4
INTRODUCED BY: ADMIN**

AN ORDINANCE AUTHORIZING THE PURCHASE OF CUYAHOGA COUNTY PERMANENT PARCEL NO. 712-13-111 FROM SEAN W. BURKE, AND DECLARING AN EMERGENCY.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2016-4 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2016-4 was highlighted by Mrs. Franco, with Section 9 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Ordinance No. 2016-4 be passed.

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

Motion carried.
Ordinance No. 2016-4 is passed.

**ORDINANCE NO. 2016-5
INTRODUCED BY: COUNCIL
AND ADMINISTRATION**

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO REIMBURSE THE CITY OF BRECKSVILLE, OHIO, FOR LEGAL FEES ADVANCED IN DEFENDING THE CASE CAPTIONED NORTHEAST OHIO REGIONAL SEWER DISTRICT VS. BATH TOWNSHIP, OHIO, ET AL., OHIO SUPREME COURT CASE NO. 2013-1770, AND DECLARING AN EMERGENCY.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2016-5 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2016-5 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Ordinance No. 2016-5 be passed.

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

Motion carried.
Ordinance No. 2016-5 is passed.

**RESOLUTION NO. 2016-6
INTRODUCED BY: ADMIN**

A RESOLUTION DEMANDING THAT THE CLEVELAND PLAIN DEALER AND CLEVELAND.COM IMMEDIATELY STOP LITTERING PUBLIC PROPERTY WITH THE "SHOP CLE" WEEKLY CIRCULAR, REQUESTING THAT THE CLEVELAND PLAIN DEALER BEGIN MAILING THE CIRCULAR TO HOMES IN THE CITY OF LYNDHURST AS HAS BEEN DONE IN CLEVELAND HEIGHTS AND NEWBURGH HEIGHTS, AND DECLARING AN EMERGENCY

It was moved by Mr. Frey, seconded by Mr. LoPresti, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Resolution No. 2016-6 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2016-6 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Resolution No. 2016-6 be adopted.

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

Motion carried.
Resolution No. 2016-6 is adopted.

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

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

Meeting adjourned at 8:02 P.M.

Approved: February 1, 2016

Attest: _____
Clerk of Council

Vice Mayor