

Lyndhurst, Ohio
March 21, 2016

The Council of the City of Lyndhurst held its Regular Meeting on Monday, March 21, 2016 at 7:32 P.M., Vice Mayor Lane A. Schlessel, presiding.

Members Present: Council Representatives J. A. Marko, J. Price,
C. A. LoPresti.

Others Present: P.A. Ward, Mayor;
R. J. Schmidlin, Jr., Acting Director of Law;
R. F. Porrello, Chief of Police;
F. E. Glady III, Director of Service;
J. Maichle, Building Commissioner;
M. A. Franco, Assistant Clerk of Council.

Absent: Council Representative J.A. Gambatese;
Council Representative A. Mendelsohn;
Council Representative D.A. Frey;
P. T. Murphy, Director of Law;
M. A. Kovalchik, Director of Finance;
M. J. Carroll, Chief of Fire.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that the reading of the minutes of the Regular Meeting of Council held Monday, March 7, 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.

Board of Zoning Appeals Recommendations:

Recommendation made to Council to confirm the decision of the Board in Case No. 2016-01 to **grant** the requested variance of Eli Mahler, Architect, representing Thomas Sluiter of 1567 Clubside Road, from the provisions of Chapter 1160.04 (1) A of the Planning and Zoning Code, to allow more than one attached garage on a single lot.

It was moved by Mr. Marko, seconded by Mr. Price, that Council confirm the decision of the Board of Zoning Appeals in Case No. 2016-01.

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

Motion carried.

MAYOR'S REPORT – Mayor Ward read the following into the record:

The inaugural issue of our new magazine “Lyndhurst Life” did hit the mailboxes last week and we have been getting a TON of very positive feedback! There is an online version that is available from the City’s website as well. Our next issue will be coming out in August and will feature our Home Day. We plan to have a third issue for late November as well. I would appreciate any suggestions on how we can continue to improve this and all our forms of outreach.

The City of Lyndhurst hosted its 3rd annual Breakfast with the Bunny yesterday and I must thank everyone who assisted us with a wonderful event for our residents that helped us raise nearly \$600 for the Gathering Place which is a great cause!

As I announced at the last meeting ***and this is the last meeting I will be including reference to this in my report for a while***, our Deer culling, under the permit issued late January, was completed on March 1st. I have been reviewing the information reported to the Division of Wildlife and am very pleased at the feedback I have received indicating our program was indeed administered quickly, efficiently and humanely.

I have reviewed the report issued by the Shaker Heights Deer Task Force as well as the results of the 5 issues pertaining to Deer culling that were on last week’s ballot. Amazingly, the numbers across the board are similar to our own experience here; residents recognize there is a significant problem, residents recognize the problem cannot be ignored and residents overwhelmingly favor having the problem addressed even though it is by lethal means.

Now, the residents of 5 southern ring communities have approved hunting by bow and/or long bow and the Shaker recommendation is to use sharpshooters – although trap and bolt is also on their list. Interestingly, according to PETA, Bow hunting is “among the cruelest forms of wildlife control”.

We will be looking at all aspects of our program, meeting with the Division of Wildlife and others to discuss additional strategies and we will be conducting a Deer Survey in late summer. I will continue my own research and will continue to be open to exploring those options that show promise. All these efforts will assist us in assuring our program continues to be well researched, well thought out and well conducted. While I have had long and productive conversations with some great people – on both sides of our deer issue – conversations that will help us continue learning about options that may be available to us they have been overshadowed by the negative yammering’s of a few. These productive conversations aside; several things have been said, printed or received of late that give us pause.

We have heard, repeatedly over the past months that our management program was somehow incepted in secret which is false. We have heard dramatized claims about our program which were false. We have heard about the cost of our program and, if the numbers were not coming from me, they again were false.

We have had persons stand before this Council, falsely represent themselves as residents of this community and outright lie.

As I said; we have heard much and I know there are some who think that, just because words are shouted they will be listened to. There are some who believe that “if we are louder than anyone else we represent a majority. Nothing, absolutely nothing could be farther from the truth.

Yes, we hear; we hear the shouts the innuendo, the threats; we hear the lies the misrepresentations the rude comments yet what is it we will listen to? We have also heard the compliments, the recognition that we have done what we must – so again, what is it we will listen to? I have tried to answer every one of the criticisms or concerns voiced by our Lyndhurst residents and some outside our community, and to acknowledge the positive comments I have received as well.

I, for one, am especially grateful for those residents of our City who have gone out of their way to reach out to me and the members of our Council with their support of our efforts on their behalf, knowing their communication was prompted by their knowledge of how our program was really being conducted and, in some cases, outrage at the machinations of those opposed.

While we hear them all we have, and we shall continue to **listen carefully** to those reasonable, rational, fact-based statements – no matter how loudly they are offered – that provide suggestions on how we can address the needs of our community effectively, economically and *always in a humane manner* representative of our community. It is only through communication, **only by all of us listening** to those thoughts offered worth listening to – from both sides that we can hope to exercise influence.

FINANCE COMMITTEE – Chairman Marko had no report.

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

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese was absent; therefore, he had no report.

SERVICE AND SEWERS COMMITTEE – Chairman Marko had no report.

SAFETY COMMITTEE – Chairman LoPresti had no report.

LEGISLATIVE COMMITTEE – Chairman Frey was absent; therefore, he had no report.

PLANNING COMMISSION – Mr. Frey was absent; therefore, he had no report.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION – Lisa Marko reported state report cards are out, the board and administration are not happy with the results. Ms. Marko explained the grading process.

Ms. Marko said Sunview is hosting Run for the Stars, the first annual 5k and 1 mile fun run/walk. The event starts at 8 a.m. on Saturday, 4/16 at Sunview School and ends at Brainard Park.

Ms. Marko said Greenview Upper Elementary hosted the 2016 Invention Convention.

Ms. Marko stated Memorial Junior High School sent five math teams to Hawken for the Greater Cleveland Council of Teachers of Mathematics tournament last Saturday, the seventh graders took second place.

Ms. Marko aired Brush High School is presenting The Wiz at the Brush High School Performing Arts Center on Friday and Saturday, April 15 and 16 at 7:30 p.m. and Sunday, April 17 at 2:30 p.m. Ticket prices are \$10 for adults and \$6 for students, children and senior citizens. Tickets for South Euclid Lyndhurst Brown and Gold card holders are free

The meeting was opened to public comment.

Elyzabeth DeGiovanni, 5169 Thornbury, asked for an update on the Sunoco across the street.

Mayor Ward said there was a buyer, but they backed out at the last minute.

Ms. DeGiovanni asked for an update on the kosher market.

Vice Mayor Schlessel said the property is sold but he does not know the opening date.

Robyn Rosner, 1874 Aldersgate, said she is opposed to culling the deer. Ms. Rosner inquired about the process of a lost dog.

Ms. Rosner asked if the Council Meetings will ever be televised.

Vice Mayor Schlessel said probably not.

Chief Porrello explained patrolmen or A&S Animal Control pick up lost dogs and contact the owner.

Carol Salango, 1407 Gordon said she opposes trap and bolt. Ms. Salango asked why we do not have an animal warden.

Mayor Ward stated years ago Council determined it would be more efficient and cost effective to contract services.

Jill Walker, 5167 Haverford inquired why the City did not release the cost of culling deer until now.

Julie Rutkowski, 1580 Brainard said she is opposed to culling deer. Ms. Rutkowski said several people asked for data, statistics, cost and if the trap and bolt process could be videoed.

E. Dale Inkley, 5126 E. Farnhurst said he has read the letters and seen on the internet the misrepresentations of the City of Lyndhurst. Mr. Inkley said the pictures should be taken off the internet as soon as possible since they do represent the truth, they do not represent the way Lyndhurst has handled this. Mr. Inkley said he commends Council and the Mayor for approaching this program fully informed. Mr. Inkley stated the City has done a good job, the deer are a big problem and he hopes the City picks up the program again next year.

Mayor Ward stated he released the cost of the deer management program the day he received the invoice. Mayor Ward said the City has been forthcoming in every regard.

FIRST READING
ORDINANCE NO. 2016-15
INTRODUCED BY: ADMIN

**AN ORDINANCE AUTHORIZING TRANSFERS AND ADVANCES AND
DECLARING AN EMERGENCY.**

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Ordinance No. 2016-15 be placed on first reading.

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

Motion carried.
Ordinance No. 2016-15 is placed on
first reading.

FIRST READING
ORDINANCE NO. 2016-16
INTRODUCED BY: ADMIN

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH
WEATHERPROOFING TECHNOLOGIES, INC., FOR THE LYNDHURST
SERVICE GARAGE ROOF REPAIR PROJECT, AUTHORIZING THE
CLOSEOUT OF SAID CONTRACT, AND DECLARING AN EMERGENCY**

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Ordinance No. 2016-16 be placed on first reading.

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

Motion carried.
Ordinance No. 2016-16 is placed on
first reading.

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 8:08 P.M.

Approved: April 4, 2016

Attest: _____
Clerk of Council

Vice Mayor