

Lyndhurst, Ohio
October 17, 2016

The Council of the City of Lyndhurst held its Regular Meeting on Monday, October 17, 2016 at 7:31 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. Frey, C. A. LoPresti.

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

Absent: M. J. Carroll, Chief of Fire;
M. A. Kovalchik, Director of Finance.

It was moved by Mr. Marko, seconded by Mr. Price, that the reading of the minutes of the Regular Meeting of Council held Tuesday, October 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 unanimously.

MAYOR'S REPORT – Mayor Ward stated the deer survey results have been made public online.

Mayor Ward said the Safety Committee met prior to the council meeting to discuss the results and answer any questions council had.

Mayor Ward aired Live Long Lyndhurst, Cleveland Clinic and Healthy Mayfield will be hosting a panel discussion regarding the heroin epidemic, Wednesday, November 16th, 6:00PM to 8:00PM at the Lyndhurst Community Center.

FINANCE COMMITTEE – Chairman Marko had no report.

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

ROADS AND UTILITIES COMMITTEE – Chairman Gambatese had no report.

SERVICE AND SEWERS COMMITTEE – Chairman Marko had no report.

SAFETY COMMITTEE – Chairman LoPresti echoed the comments of the Mayor, stating the committee met prior to the council meeting to discuss the deer survey results.

LEGISLATIVE COMMITTEE – Chairman Frey stated the Legislative Committee met October 4th to discuss lodging tax. Ordinance 2016-83 is on tonight's agenda. Mr. Frey said the committee's recommendation is to place the legislation on third reading for passage this evening.

PLANNING COMMISSION – Mr. Frey had no report; however Mr. Frey aired the Architectural Board of Review will meet Thursday to discuss a porch addition.

SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION (First meeting of the month) – No representative was present.

The meeting was opened to public comment.

There was no public comment.

**ORDINANCE NO. 2016-82
INTRODUCED BY: ADMIN**

**TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND
OTHER EXPENDITURES OF THE CITY OF LYNDHURST FOR THE PERIOD
ENDING DECEMBER 31, 2016 REPEALING ORDINANCE 2016-43 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. 2016-82 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. 2016-82 was highlighted by Mrs. Franco, with Section 11 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2016-82 be passed.

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

Motion carried.
Ordinance No. 2016-82 is passed.

**ORDINANCE NO. 2016-83
INTRODUCED BY: COUNCIL
AS A WHOLE**

**AN ORDINANCE AUTHORIZING THE DEPOSIT OF LODGING TAXES
COLLECTED BY THE CITY INTO THE PERMANENT IMPROVEMENT
FUND**

It was moved by Mr. Frey, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2016-83 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. 2016-83 was highlighted by Mrs. Franco, with Section 4 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Price, that Ordinance No. 2016-83 be passed.

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

Nays: None.

Motion carried.
Ordinance No. 2016-83 is passed.

**ORDINANCE NO. 2016-84
INTRODUCED BY: COUNCIL
AS A WHOLE**

**AN ORDINANCE PLACING A MORATORIUM ON THE OPERATION
OF ANY BED AND BREAKFAST ESTABLISHMENT IN THE CITY, 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 for full reading, that Ordinance No. 2016-84 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.

Mr. Frey asked how the city will enforce this moratorium.

Mr. LoPresti inquired if existing bed and breakfast will be grandfathered in.

Mr. Schlessel said no existing bed and breakfast will be grandfathered in.

Mr. Murphy stated the city will prosecute the operator, just the same as any other illegal operation in the city.

Mr. Gambatese inquired if the city will be sending out cease and desist letters to the bed and breakfast currently operating.

Mr. Murphy said he will be sending out letters.

Ordinance No. 2016-84 was highlighted by Mrs. Franco, with Section 3 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2016-84 be passed.

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

Nays: None.

Motion carried.

Ordinance No. 2016-84 is passed.

**RESOLUTION NO. 2016-85
INTRODUCED BY: ADMIN**

**RESOLUTION PROVIDING FOR HALLOWEEN OBSERVANCE UPON
THE STREETS AND OUT-OF-DOORS FOR OCTOBER 31, 2016, BETWEEN
THE HOURS OF 6:00 P.M. AND 8:00 P.M.**

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. 2016-85 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. 2016-85 was highlighted by Mrs. Franco, with Section 2 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Resolution No. 2016-85 be adopted.

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

Nays: None.

Motion carried.

Resolution No. 2016-85 is adopted.

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

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

Meeting adjourned at 7:44 P.M.

Approved: November 7, 2016

Attest: _____
Clerk of Council

Vice Mayor