

Lyndhurst, Ohio  
February 3, 2020

The Council of the City of Lyndhurst held its Regular Meeting on Monday, February 3, 2020 at 7:39 P.M., Vice Mayor Joseph A. Marko, presiding.

Members Present: Council Representatives L. A. Schlessel, J. Price, J. A. Gambatese, S. C. Grushetsky, D. A. Frey, C. A. LoPresti.

Others Present: P. A. Ward, Mayor;  
J. P. Luskin, Director of Law;  
P. A. Rhode, Chief of Police;  
M. J. Carroll, Chief of Fire;  
T. Fioritto, Director of Service;  
J. Maichle, Building Commissioner;  
K. L. Miller, Assistant Clerk of Council.

Absent: M. A. Kovalchik, Director of Finance.

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that the reading of the minutes of the Regular Meeting of Council held Monday, January 20, 2020, 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 there will be a meeting on Thursday February 6<sup>th</sup> at the Community Center beginning at 7pm to allow residents to give feedback to City Council regarding the proposed school levy. Mayor Ward stated officials from the schools will also be present to address any concerns. He commented how important it is for our public officials to know what residents think on this important community issue.

**FINANCE COMMITTEE** – Chairman Schlessel had no report.

**PUBLIC LANDS AND BUILDINGS COMMITTEE** – Chairman Price stated the committee met prior to the Council meeting and the minutes will be forthcoming.

**ROADS AND UTILITIES COMMITTEE** – Chairman Gambatese did not have a formal report: however, he stated the committee has a meeting scheduled for Monday, February 17<sup>th</sup> at 6:30pm. He also indicated he will be working with the City Engineer and Service Director to review which roads will be serviced this year.

**SERVICE AND SEWERS COMMITTEE** – Chairman Grushetsky did not have a formal report. He stated the committee is scheduled to meet before the Council meeting on Monday February 17<sup>th</sup>.

**SAFETY COMMITTEE** – Chairman LoPresti stated the committee met this evening to discuss capital requests. A formal report will be forthcoming; however, he summarized that a recommendation will be made to the Finance committee to approve the capital requests of the Fire Department totaling \$84,000 and for the Police Department totaling \$220,734 for a grand total of \$304,734 pending the availability of funds.

**LEGISLATIVE COMMITTEE** – Chairman Frey stated there have been no meetings; therefore, there is no formal report.

**PLANNING COMMISSION** – Councilman LoPresti had nothing to report.

**SOUTH EUCLID-LYNDHURST BOARD OF EDUCATION** – School Board President Cassandra Jones delivered the following report:

Brush High School is having their 4<sup>th</sup> annual Chess Tournament on Wednesday February 12<sup>th</sup> with 64 players from a variety of schools.

SELPTA Founder's Day is February 13<sup>th</sup> in the Brush PAC; appetizers will be served during the presentation.

PTSA Prom Fashion Show will be February 21<sup>st</sup> to support the graduating class.

The Orchestra Preview Concert is coming up on February 11<sup>th</sup>.

Mrs. Jones announced Greenview is now called the Greenview Campus where the 4<sup>th</sup>, 5<sup>th</sup> and 6<sup>th</sup> grades each have their own wing. She explained they converted to a campus style environment to help prepare the students for junior high.

Rowland Elementary has a Family Fun Night scheduled for Friday February 21<sup>st</sup>. She shared Adrian is having a Parenting Partners workshop to help families understand and work together as partners. Mrs. Jones commented how they do family style dinners and provide resources for the family as a whole to get more parents involved.

Mrs. Jones shared the new SRO Officer at Memorial Junior High is a South Euclid resident and grew up in the community. She also explained how Principal Kaple recently allowed the students to participate in their 3<sup>rd</sup> annual leadership conference at North Royalton High School where they interacted with 15 other schools. She said the students were able to bring back tools and training they learned to help work on their own leadership skills. Mr. Kaple is allowing the students to lead the building, rather than always driven by the teachers.

Mrs. Jones announced the Brown and Gold fundraiser is coming up! You can purchase tickets online or send in a paper form.

Mrs. Jones confirmed there will be a school levy, Issue 32, on the ballot in March. She stated the School Board held their first rollout meeting with their staff with over 80 percent participation offering to help any way they can. She reminded everyone the district has been off the ballot for 7 years. Mrs. Jones expressed they are focusing on the positive aspects and are giving everything they have to this campaign.

As the School Board President, Mrs. Jones has offered to be present at both Council meetings in February in the event there are any questions. She will also be in attendance at the Community Center meeting. Mrs. Jones stated an email blast was sent out from the office of the Superintendent to Lyndhurst parents letting them know about the meeting on Thursday.

Mayor Ward said he put out a reverse 911 notification today as this is an informative meeting for City Council to get input from residents.

It was aired the approximate increase to residents per \$100,000 is \$239 annually or \$20 per month for the levy. Mrs. Jones indicated there is a tab on the school website where you can calculate the exact amount based on your home value.

Mr. Schlessel asked Mrs. Jones to explain what happens if the levy doesn't pass. She stated they are only focusing on trying to get it to pass.

Mayor Ward stated residents appreciate knowing where their money is going and also the time that will be given on Thursday to get better informed.

Mayor Ward commented how the School Board is invited to come to Council meetings every month to provide updates not just at levy time. He added they have their own place on the Agenda because the schools are important to the community.

Mrs. Jones thanked Mayor Ward and Council for respectively and gracefully allowing them a place on the Agenda regardless of what their message has to be. She stated the district figured out how to streamline and re-evaluate how to run things a little leaner over the past 7 years; especially when it came to contracts and creating an educational environment for the kids.

Mr. Schlessel commented how they've done a great job of stretching their budget!

Finally, Mrs. Jones expressed her frustration with the Ed Choice Voucher situation happening in Columbus. She stated the Senate passed a bill trying to make an agreement with the Ed Choice Voucher Program; however, they could not come up with an agreement and are currently at a stale mate causing the application deadline to be extended for families. Mrs. Jones explained how this year there are 28 pages of schools qualified for Ed Choice vouchers when there were only 8 pages just 3 years ago.

Mayor Ward remarked this is all due to the insanely flawed methodology that our Department of Education utilizes to rank, assess and test student achievement. These are community tax dollars that are diverted to private enterprise because one organization thinks our teachers aren't doing a good job. Mayor Ward stated he has been to convocation and listens to what the teachers in our district are doing in their off time to prepare for the societal challenges that come in to their classrooms every single day. He explained how our city has partnered with the school district and Metro Health on trauma training to better equip personnel on identifying trauma in our young people. Mayor Ward commented on the amount of communication the superintendents and school districts do with each other to keep everyone tuned in to what is going on with students whose lives are transient and with no stability in their home place. He said that child who is homeless has to be ready to learn and be tested, and our district rises to the challenge!

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that Ordinance No. 2020-13 be added to the Agenda.

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

Motion carried.

Ordinance No. 2020-13 is added to the Agenda.

The floor was opened for public comment.

Mary Gluss, 1385 Irene Road, expressed her concern and opposition to the proposed legislation regarding tattoo parlors in the city. She stated she is a professional and moved to Lyndhurst because it's a safe community. Ms. Gluss feels that allowing a tattoo business to open on Mayfield Road will change the demographic and clientele in Lyndhurst.

Chris Patterson, 4868 Ridgebury Boulevard, aired his safety concerns regarding the deer culling program; specifically near his home. He explained he has a 9 year old daughter and an 11 year old son who play outside and can see out the back window where there is a tree stand; they also have a dog. Mr. Patterson mentioned the realtor at the neighboring property was questioning him and his wife as to what was going on. He is asking for Council to consider moving the tree stand to another area along the Euclid Creek where there are not young children.

E. Dale Inkley, 5126 E. Farnhurst Road, commented on the deer problem in Lyndhurst. He stated the ideal method to cull deer is to use the captive bolt method and asked Council to keep this in mind.

Mayor Ward remarked that while he appreciates Mr. Patterson's concerns, this is a police operation being conducted on city property and while they will try to be as unobtrusive as possible, it is not advised to interfere. He stated the police officers working this program were chosen because of their expertise and professionalism. Mayor Ward said he spoke with the agent at the neighboring property who gave them permission to use the driveway for parking. He added that even though the tree stand may be behind his home, this is not where the targeted activity is taking place. Mayor Ward indicated they reviewed the positioning of the tree stand; however, it is in the optimal location to be effective. He reassured Mr. Patterson they are aware he has children and a dog. He also mentioned they have been working that stretch of property for some time without anyone being aware.

**ORDINANCE NO. 2020-8**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE DETERMINING THE PORTIONS OF THE  
SANITARY SEWER ASSESSMENT TO BE ALLOCATED TO EACH  
SEWER FUND FOR THE TAX YEAR 2019, IN ACCORDANCE WITH  
SECTION 925.02(b) OF THE CODIFIED ORDINANCES**

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-8 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2020-8 was highlighted by Mrs. Miller, with section 3 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that Ordinance No. 2020-8 be passed.

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

Motion carried.  
Ordinance No. 2020-8 is passed.

**ORDINANCE NO. 2020-9  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING CHAPTER 1352 OF THE BUILDING CODE OF THE CITY TITLED “REGISTRATION AND BONDING OF CONTRACTORS” BY AMENDING SECTION 1352.02, AND DECLARING AN EMERGENCY**

It was moved by Mr. Schlessel, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-9 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2020-9 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. LoPresti, that Ordinance No. 2020-9 be passed.

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

Motion carried.  
Ordinance No. 2020-9 is passed.

**ORDINANCE NO. 2020-10  
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING SECTION 1160.04 OF THE CODIFIED ORDINANCES OF THE CITY TITLED “ACCESSORY USES, BUILDINGS, AND STRUCTURES”, AND DECLARING AN EMERGENCY**

It was moved by Mr. Schlessel, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-10 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2020-10 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. LoPresti, that Ordinance No. 2020-10 be passed.

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

Motion carried.  
Ordinance No. 2020-10 is passed.

**FIRST READING**  
**ORDINANCE NO. 2020-11**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING CHAPTER 1176 OF THE ZONING CODE OF THE CITY TITLED “SUPPLEMENTARY REGULATIONS” BY AMENDING SECTION 1176.07 REGARDING PROHIBITED USES**

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that Ordinance No. 2020-11 be placed on first reading.

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

Motion carried.  
Ordinance No. 2020-11 is placed on first reading.

**FIRST READING**  
**ORDINANCE NO. 2020-12**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE ENACTING CHAPTER 779 OF THE CODIFIED ORDINANCES OF THE CITY OF LYNDHURST, OHIO, TITLED “TATTOO AND BODY PIERCING BUSINESSES,” AND DECLARING AN EMERGENCY**

It was moved by Mr. Schlessel, seconded by Mr. Frey, that Ordinance No. 2020-12 be placed on first reading.

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

Motion carried.  
Ordinance No. 2020-12 is placed on first reading.

**ORDINANCE NO. 2020-13**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 12 WITH GREENSPACE CONSTRUCTION SERVICES (GCS) FOR THE FIRE DEPARTMENT EXPANSION AND RENOVATION PROJECT, AND DECLARING AN EMERGENCY**

It was moved by Mr. Schlessel, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended for full reading, that Ordinance No. 2020-13 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2020-13 was highlighted by Mrs. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2020-13 be passed.

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

Motion carried.  
Ordinance No. 2020-13 is passed.

It was moved by Mr. Schlessel, seconded by Mr. Gambatese that correspondence from the Ohio Division of Liquor Control regarding a transfer permit from Multi Culture Food Inc. dba Wild Mango Restaurant & Bar, 25385 Cedar Road to Tooo Chinoies Inc. dba Wild Mango Restaurant & Bar, 25385 Cedar Road, was noted with no hearing being requested.

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

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

Meeting adjourned at 8:16 P.M.

Approved: February 17, 2020

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Vice Mayor