

Lyndhurst, Ohio
May 15, 2023

The Council of The City of Lyndhurst held its Regular Meeting on Monday, May 15, 2023 at 7:32 P.M., Vice Mayor Stephen C. Grushetsky, presiding.

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

Others Present: P. A. Ward, Mayor;
J. P. Luskin, Director of Law;
R. J. Schmidlin, Assistant Director of Law;
T. Fioritto, Director of Service;
K. L. Miller, Assistant Clerk of Council.

Absent: P. A. Rhode, Chief of Police;
M. J. Carroll, Chief of Fire;
J. Maichle, Building Commissioner;
M. A. Kovalchik, Director of Finance.

*Due to military duty assignment, Mr. LoPresti was present remotely via the Zoom meeting application.

It was moved by Mr. Frey, seconded by Mr. Price, that the reading of the revised minutes of the Regular Meeting of Council held Monday, May 1, 2023, 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 spoke about the Community Shredding and food drive event that took place on Saturday, May 13th. Over 900 pounds of non-perishable food along with \$60 in cash was collected for the Greater Cleveland Food Bank. It is estimated that over 14,000 pounds of documents were shredded during the event.

Mayor Ward presented the executed Arbor Day Resolution to the Service Director. He noted there are 3 arborists employed by the city, who are continually participating in training opportunities. Mayor Ward mentioned how trees have been such a big part of the Lyndhurst Community.

Mayor Ward reminded everyone it is Police Week with a Resolution will be presented to Chief Rhode. He spoke about the time he and Mr. Schlessel went to Washington D.C. during National Police Week and personally witnessed the respect and celebration of law enforcement.

The Mayor announced his annual Young At Heart Party is coming up on June 4th and he encouraged residents to register for this free event.

Lastly, Mayor Ward confirmed that pool passes went on sale today for the 2023 season!

FINANCE COMMITTEE – Chairperson Grushetsky did not have a report.

PUBLIC LANDS & BUILDINGS COMMITTEE – Mr. Frey had no report.

ROADS & UTILITIES COMMITTEE – Chairperson Price had no report.

SERVICE & SEWERS COMMITTEE – Chairperson Price had no report.

SAFETY COMMITTEE – Chairperson Gambatese had no report at this time.

LEGISLATIVE COMMITTEE – Chairperson Schlessel had no report.

PLANNING COMMISSION – Council member Schlessel had no report.

SOUTH EUCLID LYNDHURST BOARD OF EDUCATION – It was not the first meeting of the month; therefore, a Board Member was not present to deliver a report.

There were no requests for additions to the Agenda.

The floor was opened for public comment, with the following being heard:

Dan Kosareo, 1378 Croyden Road, who is a 38 year resident of Lyndhurst, expressed concerns regarding a notice he received from First Energy about tree trimming on his street.

Mayor Ward responded that he is hopeful these efforts will help mitigate the power outage issues.

Tony Ramos, Relationship Manager for NOPEC, briefly spoke about the Electric and Natural Gas Enrollment Programs. He also passed out literature on how to read your energy bill.

Peter Freimark, 5246 Dogwood Trail, submitted the following comment in writing prior to the meeting:

At the previous council meeting, I expressed concern about the safety of the police of Lyndhurst, and of the citizens of Lyndhurst. This was concerning the policy that allows police to knock on people's doors in the middle of the night to let them know that they have to pay fines or have their cars towed away. The mayor stated this policy would be reviewed. Has it been reviewed and if so, what were the conclusions? Also, are there any other communities near Lyndhurst that do the same thing? I apologize for not attending the meeting in person. Thank you for reading this.

ORDINANCE NO. 2023-34
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE ENACTING CHAPTER 1179 OF THE CODIFIED ORDINANCES OF THE CITY OF LYNDHURST, OHIO, TITLED “SHORT-TERM RENTALS” AND DECLARING AN EMERGENCY

It was moved by Mr. Marko, seconded by Mr. Gambatese, that Ordinance No. 2023-34 be passed.

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

Motion carried.
Ordinance No. 2023-34 is passed.

**ORDINANCE NO. 2023-35
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING SECTION 1160.03 OF THE CODIFIED
ORDINANCES OF THE CITY TITLED “SCHEDULE OF PERMITTED
BUILDINGS AND USES” AND DECLARING AN EMERGENCY**

It was moved by Mr. Marko, seconded by Mr. Schlessel, that Ordinance No. 2023-35 be passed.

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

Motion carried.
Ordinance No. 2023-35 is passed.

**ORDINANCE NO. 2023-38 (AMENDED)
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING SECTION 1110.04 OF THE PLANNING AND
ZONING CODE OF THE CITY TITLED “MEETINGS”**

It was moved by Mr. Schlessel, seconded by Mr. Price, that Ordinance No. 2023-38 be passed as amended.

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

Motion carried.
Ordinance No. 2023-38 is passed as amended.

**RESOLUTION NO. 2023-43
INTRODUCED BY: ADMIN**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC
WORKS TO PROVIDE PREVENTATIVE ROADWAY MAINTENANCE
PROJECTS IN THE CITY OF LYNDBURST FOR 2023, 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, that Resolution No. 2023-43 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2023-43 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Price, that Resolution No. 2023-43 be adopted.

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

Motion carried.
Resolution No. 2023-43 is adopted.

RESOLUTION NO. 2023-44
INTRODUCED BY: MAYOR WARD AND ALL MEMBERS OF COUNCIL

A RESOLUTION DECLARING MAY 21 THROUGH MAY 27, 2023 AS
“NATIONAL PUBLIC WORKS WEEK” IN THE CITY OF LYNDHURST

It was moved by Mr. Marko, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Resolution No. 2023-44 be placed on third reading for final adoption and that it be read in its entirety.

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

Motion carried.
Rules Suspended.

Resolution No. 2023-44 was read in its entirety by Ms. Miller.

It was moved by Mr. Marko, seconded by Mr. Schlessel, that Resolution No. 2023-44 be adopted.

Prior to the vote, Mr. Marko commented how appreciative he is for the services in Lyndhurst after recently dealing with another municipality.

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

Motion carried.
Resolution No. 2023-44 is adopted.

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

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

The meeting adjourned at 8:08 P.M.

Approved: June 5, 2023

Attest: _____
Clerk of Council

Vice Mayor