

Lyndhurst, Ohio
November 20, 2023

The Council of The City of Lyndhurst held its Regular Meeting on Monday, November 20, 2023 at 7:31 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;
P. A. Rhode, Chief of Police;
M. J. Carroll, Chief of Fire;
J. Maichle, Building Commissioner;
T. Fioritto, Director of Service;
K. L. Miller, Assistant Clerk of Council.

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

It was moved by Mr. Frey, seconded by Mr. Gambatese, that the reading of the minutes of the Regular Meeting of Council held Monday, November 6, 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 Ward administered the Oath of Office to new Auxiliary Police Officer John Kron.

MAYOR'S REPORT – Mayor Ward welcomed back Council Representative Mr. LoPresti who has been serving overseas on military duty assignment for the past 8 months.

Mayor Ward announced several events coming up beginning with the Holiday Lighting on Friday, December 1st from 7-9pm. The annual holiday concert featuring the Hillcrest Concert Band will be on Sunday, December 3rd in the Community Center from 3-5pm.

Mayor Ward mentioned the November issue of Lyndhurst Life Magazine should be in mailboxes this week.

Mayor Ward also spoke about the 2 turkey distributions that took place last week at the BP station and Grace Tabernacle Church. He acknowledged Mr. El Hindi, owner of the BP Station, who donated 150 turkeys.

FINANCE COMMITTEE – Chairperson Grushetsky did not have a formal report; however, he reminded everyone of the committee meeting on Monday, February 12, 2024.

PUBLIC LANDS & BUILDINGS COMMITTEE – Mr. Frey reported that the committee met this evening to discuss capital requests for 2024. After reviewing all of the requests, the committee is recommending Council approve the requests in the amount of \$421,217, pending the availability of funds; the meeting adjourned at 7:25pm.

ROADS & UTILITIES COMMITTEE – Chairperson Price stated the committee will be meeting on Monday, December 4th prior to the Council meeting to discuss 2024 capital requests.

SERVICE & SEWERS COMMITTEE – Chairperson Price stated the committee will be meeting on Monday, December 4th prior to the Council meeting to discuss 2024 capital requests.

SAFETY COMMITTEE – Chairperson Gambatese reported that the minutes from the committee meeting held on Monday, November 6th have been submitted.

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 member of the School Board 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:

Karen Mekesa, 1548 Brainard, commented that Lyndhurst has the best Service Department. She also commented how much she appreciates all the information that is shared with residents through the magazine, email, the website, and social media.

**ORDINANCE NO. 2023-95
INTRODUCED BY: ADMINISTRATION**

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF LYNDHURST FOR THE PERIOD BEGINNING JANUARY 1, 2024 AND ENDING MARCH 31, 2024, 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, that Ordinance No. 2023-95 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-95 was highlighted by Ms. Miller, with section 10 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Price, that Ordinance No. 2023-95 be passed.

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

Motion carried.
Ordinance No. 2023-95 is passed.

**RESOLUTION NO. 2023-96
INTRODUCED BY: ADMINISTRATION**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OHIO EMERGENCY MANAGEMENT AGENCY TO ACCEPT GRANT FUNDS FOR THE FIRST RESPONDER WELLNESS, RECRUITMENT, RETENTION, AND RESILIENCE PROGRAM, AND DECLARING AN EMERGENCY

It was moved by Mr. Price, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Resolution No. 2023-96 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2023-96 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. LoPresti, that Resolution No. 2023-96 be adopted.

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

Motion carried.
Resolution No. 2023-96 is adopted.

**RESOLUTION NO. 2023-97
INTRODUCED BY: ADMINISTRATION**

A RESOLUTION AUTHORIZING THE MAYOR TO IMPLEMENT HEALTH CARE COVERAGE FOR THE EMPLOYEES OF 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, that Resolution No. 2023-97 be placed on third reading for final adoption and that it be highlighted.

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

Motion carried.
Rules Suspended.

Resolution No. 2023-97 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. LoPresti, seconded by Mr. Gambatese, that Resolution No. 2023-97 be adopted.

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

Motion carried.
Resolution No. 2023-97 is adopted.

ORDINANCE NO. 2023-98
INTRODUCED BY: ADMINISTRATION

AN ORDINANCE AMENDING ORDINANCE NO. 2023-94 WHICH ESTABLISHED THE SALARY, COMPENSATION, AND HOURLY RATES OF PAY FOR NON-BARGAINING EMPLOYEES IN THE VARIOUS OFFICES AND DEPARTMENTS, INCLUDING MEMBERS OF BOARDS AND COMMISSIONS, AND WHICH CONFIRMED LONGEVITY COMPENSATION, VACATIONS, HOLIDAYS AND OTHER BENEFITS, IN THE CITY OF LYNDHURST, OHIO, REPEALING CERTAIN SECTIONS OF ORDINANCE NO. 2023-94 INCONSISTENT HEREWITH, AND DECLARING AN EMERGENCY

It was moved by Mr. Frey, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-98 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-98 was highlighted by Ms. Miller, with section 14 being read in its entirety.

It was moved by Mr. Marko, seconded by Mr. Price, that Ordinance No. 2023-98 be passed.

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

Motion carried.
Ordinance No. 2023-98 is passed.

Confirm decision of the Board of Zoning Appeals:

Recommendation made to Council to confirm the decision of the Board in Case No. 2023-08 to grant requested variance to Ernest and Vanetta Germany of 5324 Golfway Lane, for an area variance from Chapter 1160.04 (a)(13), Generators. The property owners wish to place the generator in the side yard in lieu of the required placement in the rear yard, located within the rear outside corners of the home, and not projecting into the minimum rear yard setback.

The findings in Case No. 2023-08 as recorded in the minutes of the meeting of the Board of Zoning Appeals held November 13, 2023 were read by Mrs. Miller.

It was moved by Mr. LoPresti, seconded by Mr. Gambatese, that Council confirm the decision of the Board of Zoning Appeals in Case No. 2023-08 and grant the requested variance with conditions.

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

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

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

The meeting adjourned at 7:50P.M.

Approved: December 4, 2023

Attest: _____
Clerk of Council

Vice Mayor