

Lyndhurst, Ohio
July 10, 2023

The Council of The City of Lyndhurst held its Regular Meeting on Monday, July 10, 2023 at 7:36 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.

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

It was moved by Mr. Price, seconded by Mr. Gambatese, that the reading of the minutes of the Regular Meeting of Council held Monday, June 5, 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 with Mr. Marko abstaining.

It was moved by Mr. Price, seconded by Mr. Gambatese, that the reading of the minutes of the Special Meeting of Council held Wednesday, June 14, 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 aired that the first concert in the park took place on June 21st with the band Funkology, and on July 4th the Hillcrest Concert Band entertained a great crowd. The next concert will be on Wednesday, July 19th with the band Backtraxx.

Lastly, Mayor Ward remarked that planning for Home Day weekend is underway.

FINANCE COMMITTEE – Chairperson Grushetsky had no 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 did not have a formal report; however, he mentioned the commission met last week for 47 ½ minutes.

SOUTH EUCLID LYNDHURST BOARD OF EDUCATION – School Board member Erin Lee delivered the following report:

Ms. Lee began by reminding everyone the district is in summer session.

She aired they are hiring more educators for the upcoming school year.

Ms. Lee spoke about the playground improvements and renovations that are underway and should be finished before school begins. In addition, the loop at Sunview Elementary has finally been completed which will improve the flow of traffic during drop off and pick up.

She mentioned the football team will be holding a car wash fundraiser so look for signs to support the team!

SPECIAL PRESENTATION – PROPERTY OF DISTINCTION AWARD – Mayor Ward announced the recipients of the Property of Distinction Awards:

- 4971 North Barton Road – Betsy Curlis
- 1412 Irene Road – Helen Hromyko
- 5483 Lansbury Lane – Gary & Susan Speizer
- 1516 Jaeger Drive – The Da Silva Family

There were no requests for additions to the Agenda.

The floor was opened for public comment, with none being heard.

**ORDINANCE NO. 2023-48
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AMENDING SECTION 1385.03(b) OF THE
CODIFIED ORDINANCES OF THE CITY WITH REGARD TO DWELLING
UNIT STANDARDS, 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. 2023-48 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-48 was highlighted by Ms. Miller, with section 3 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Price, that Ordinance No. 2023-48 be passed.

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

Motion carried.
Ordinance No. 2023-48 is passed.

**ORDINANCE NO. 2023-49
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE ADOPTING THE 2024 TAX BUDGET AND
DECLARING AN EMERGENCY**

It was moved by Mr. Marko, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-49 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-49 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Frey, that Ordinance No. 2023-49 be passed.

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

Motion carried.
Ordinance No. 2023-49 is passed.

**ORDINANCE NO. 2023-50
INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT
EXPENSES AND OTHER EXPENDITURES OF THE CITY OF
LYNDHURST FOR THE PERIOD ENDING DECEMBER 31, 2023
REPEALING ORDINANCE NO. 2023-39 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. 2023-50 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-50 was highlighted by Ms. Miller, with section 11 being read in its entirety.

It was moved by Mr. Schlessel, seconded by Mr. Price, that Ordinance No. 2023-50 be passed.

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

Motion carried.
Ordinance No. 2023-50 is passed.

ORDINANCE NO. 2023-51
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH
FP ALLEGA CONCRETE CONSTRUCTION CORPORATION FOR THE
2023 SIDEWALK PROGRAM – CONTRACT A SLAB REPLACEMENT,
AUTHORIZING THE CLOSEOUT OF SAID CONTRACT 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. 2023-51 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.
Rules Suspended.

Ordinance No. 2023-51 was highlighted by Ms. Miller, with section 6 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2023-51 be passed.

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

Motion carried.
Ordinance No. 2023-51 is passed.

Confirm decision of the Board of Zoning Appeals:

Recommendation made to Council to confirm the decision of the Board in Case No. 2023-04 to grant requested variance to Ciera Cousin of 1304 Gordon Road for a variance from the provisions of Chapter 1385.03 (b) (amended) of the Building and Housing Code to not have a garage on this property. The chapter states that an attached or detached garage that will accommodate two (2) full size passenger vehicles unless, at the determination of the Building Commissioner, the lot size is not sufficient for that size structure which will then permit the construction of a garage which will accommodate at least on full size passenger vehicle.

The findings in Case No. 2023-04 as recorded in the minutes of the meeting of the Board of Zoning Appeals held June 12, 2023 were read by Mrs. Miller.

Mr. Frey commented that he thought the Board did a phenomenal job with their discussion and reviewing all the points of this case.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Council confirm the decision of the Board of Zoning Appeals in Case No. 2023-04 and grant the requested variance with conditions.

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

It was moved by Mr. Marko, seconded by Mr. Price, that correspondence from the Ohio Division of Liquor Control regarding a new permit for Skylink Enterprises LLC dba Camy's Caribbean Mart & Eatery, 5702 Mayfield Road was noted with no hearing requested.

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 7:51 P.M.

Approved: August 7, 2023

Attest: _____
Clerk of Council

Vice Mayor