

Lyndhurst, Ohio  
March 6, 2023

The Council of the City of Lyndhurst held its Regular Meeting on Monday, March 6, 2023 at 7:35 P.M., Vice Mayor Stephen C. Grushetsky, presiding.

Members Present: Council Representatives 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;  
T. Fioritto, Director of Service;  
J. Maichle, Building Commissioner;  
K. L. Miller, Assistant Clerk of Council.

Absent: Council Representative J. A. Marko;  
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, February 20, 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. Schlessel abstaining.

**MAYOR'S REPORT** – Mayor Ward spoke about his recent trip to Washington DC with his colleague Mayors; they attended meetings with the Office of Intergovernmental Affairs, the Department of Urban Housing and Development, the Department of Commerce, the Department of Transportation, along with both Senators Sherrod Brown and J.D. Vance. Mayor Ward announced they also participate in the Ohio Birthday Party with hundreds of Ohioans including Ohio Representatives and Public Officials. He expressed that great information was shared and connections were made for our city and region!

Mayor Ward aired that the new website will be going live on Tuesday. He thanked Mrs. Miller for her focus on all the details. While there is still work to be done, it's time to get back to current.

Mayor Ward shared that the 8<sup>th</sup> grade class of Corpus Christi will be hosting a pasta dinner to raise funds for their upcoming trip to Washington D.C. He expressed gratitude to Paul El Hindi, owner of the local BP Corner Market, who saw the post on Facebook and presented a check for \$1,000.00 to pay for 100 Senior dinners. Mayor Ward has reached out to the Community Partnership on Aging to identify seniors within their group and distribute those tickets.

**FINANCE COMMITTEE** – Chairperson Grushetsky aired the committee met on February 23<sup>rd</sup> to review and approve appropriations for the 2023 Budget. He formally thanked Mary and her team for the work they do.

**PUBLIC LANDS & BUILDINGS COMMITTEE** – Chairperson Frey did not have a formal report; however, he referred to the 2 Ordinances that are on the Agenda for consideration; Ordinance 2023-10 is for the compensation of Pool Personnel, and Ordinance 2023-11 is for the admission fees. He recommends that Council pass them both this evening.

**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 stated the commission has yet to meet; therefore, there is no report.

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

Ms. Lee spoke about the BE PRESENT campaign launched last fall, as an effort to promote on-time, daily school attendance in response to a national trend. Prizes have been awarded, and attendance has improved. She also mentioned the Kindness Matters campaign that just launched on Friday. Ms. Harris said this initiative reminds the students the importance of being kind with a focus on anti-bullying and harassment.

Ms. Lee aired that in honor of Black History month in February, Brush High School held a play written by the dramatic teacher. In addition, the Brush High School Orchestra recently participate in the annual State Orchestra Adjudicated event with a remarkable performance.

Ms. Lee stated the Brush Boys Basketball team lost to Walsh Jesuit in a close game, while the Girls Wrestling team has 3 team members that made it to the state level. She remarked how popular the sport has become, and they are so proud of the girls especially being this is their first year!

Ms. Lee thanked the Police Chief and his officers for the assistance last Thursday.

Lastly, she mentioned there will be student testing at the end of March.

Before she left, Ms. Lee handed out BE PRESENT bracelets to Council members and Mayor Ward.

There were no requests for additions to the Agenda.

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

Mr. Gambatese thanked Mayor Ward for his assistance with a power outage on Saturday.

**ORDINANCE NO. 2023-10  
INTRODUCED BY: ADMIN**

**AN ORDINANCE PROVIDING FOR COMPENSATION FOR SWIMMING  
POOL PERSONNEL IN 2023 AND REPEALING ORDINANCE NO. 2022-20**

It was moved by Mr. Frey, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-10 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-10 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2023-10 be passed.

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

Motion carried.  
Ordinance No. 2023-10 is passed.

**ORDINANCE NO. 2023-11  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 957.02 OF THE CODIFIED  
ORDINANCES REGARDING SWIMMING POOL ADMISSION FEES FOR 2023,  
AND DECLARING AN EMERGENCY**

It was moved by Mr. Frey, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-11 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-11 was highlighted by Ms. Miller, with section 3 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2023-11 be passed.

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

Motion carried.  
Ordinance No. 2023-11 is passed.

**ORDINANCE NO. 2023-12  
INTRODUCED BY: ADMIN**

**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. 2023-08 AND DECLARING AN EMERGENCY**

It was moved by Mr. Gambatese, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-12 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-12 was highlighted by Ms. Miller, with section 11 being read in its entirety.

It was moved by Mr. Gambatese, seconded by Mr. Price, that Ordinance No. 2023-12 be passed.

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

Motion carried.  
Ordinance No. 2023-12 is passed.

**ORDINANCE NO. 2023-13  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AUTHORIZING TRANSFERS AND ADVANCES AND DECLARING AN EMERGENCY**

It was moved by Mr. Gambatese, seconded by Mr. Price, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-13 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-13 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2023-13 be passed.

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

Motion carried.  
Ordinance No. 2023-13 is passed.

**ORDINANCE NO. 2023-14  
INTRODUCED BY: ADMIN**

**AN ORDINANCE AMENDING SECTION 1351.09 OF THE CODIFIED  
ORDINANCES OF THE CITY TITLED "BUILDING PERMIT FEES" 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. 2023-14 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-14 was highlighted by Ms. Miller, with section 4 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Gambatese, that Ordinance No. 2023-14 be passed.

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

Motion carried.  
Ordinance No. 2023-14 is passed.

**ORDINANCE NO. 2023-15  
INTRODUCED BY: ADMIN**

**AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF  
\$1,100,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS,  
FOR THE PURPOSE OF PAYING COSTS OF IMPROVING STREETS BY  
RESURFACING, GRADING, DRAINING, PAVING AND MAKING OTHER  
IMPROVEMENTS AS DESIGNATED IN THE PLANS APPROVED OR TO BE  
APPROVED BY COUNCIL AND DECLARING AN EMERGENCY**

It was moved by Mr. Frey, seconded by Mr. Gambatese, that rules set forth under Section 123.01 of the Codified Ordinances be suspended, that Ordinance No. 2023-15 be placed on third reading for final passage and that it be highlighted.

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

Motion carried.  
Rules Suspended.

Ordinance No. 2023-15 was highlighted by Ms. Miller, with section 16 being read in its entirety.

It was moved by Mr. Frey, seconded by Mr. Price, that Ordinance No. 2023-15 be passed.

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

Motion carried.  
Ordinance No. 2023-15 is passed.

In response to request for same, it was moved by Mr. Frey, seconded by Mr. Gambatese, that the Clerk be, and she is hereby authorized and directed to advertise for bids for the 2023 Asphalt Program, 2023 Concrete Program, 2023 Sidewalk Program Contract A – Replacement, 2023 Sidewalk Program Contract B - Sawing, 2023 Sewer Inspection and Cleaning Program, 2023 Sewer Rehabilitation, and Acacia lake Dam Outlet Rehabilitation.

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

It was moved by Mr. Schlessel, seconded by Mr. Frey, that pursuant to O.R.C. 121.22 (G)(3), Council adjourn to Executive Session (closed to the public) to discuss pending and imminent litigation.

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

Motion carried.  
Council adjourned to Executive  
Session at 7:57 P.M.

It was moved by Mr. Frey, seconded by Mr. Price, that the Executive Session of Council recess and Council reconvene in the regular meeting.

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

Motion carried.  
Council reconvened in a Regular  
Meeting at 8:12 P.M.

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

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

Meeting adjourned at 8:12 P.M.

Approved: March 20, 2023

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

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