

CITY OF SEVEN HILLS

A G E N D A

COUNCIL MEETING OF JANUARY 28, 2019

PLEDGE OF ALLEGIANCE

1. ROLL CALL
2. READING AND DISPOSAL OF JOURNAL
 - a. Minutes of the **Regular Council Meeting** held **January 14, 2019**
3.
 - a. **CONSENT AGENDA NO. 1 - January 28, 2019**
 - b. **CONSENT AGENDA NO. 2 - January 28, 2019**
4. RESOLUTIONS OF COMMENDATION
5. REPORTS OF COMMITTEES
 - a. Planning, Zoning, and Economic Development
 - b. Public Works
 - c. Community Services
 - d. Police and Safety
 - e. Parks and Recreation
 - f. Rules, Ordinances, and Ethics
 - g. Finance, Civil Service, and Personnel
6. APPOINTMENTS AND CONFIRMATIONS
7. COMMUNICATIONS, PETITIONS AND CLAIMS
8. COUNCIL OPEN TO THE AUDIENCE ON LEGISLATION ONLY
9. ORDINANCES AND RESOLUTIONS
 - a. **Ordinance No. 182-2018** - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH RFS SEVEN HILLS, LLC, FOR THE PURPOSE OF SUMMARIZING AND MEMORIALIZING THE AGREEMENT BETWEEN THE CITY AND RFS SEVEN HILLS LLC (the Developer), REGARDING THE DEVELOPMENT OF A MIXED-USE PROJECT ON CERTAIN REAL PROPERTY LOCATED WITHIN THE PUD DISTRICT AND SUBJECT TO THE PUD ORDINANCE. **Third Reading.**
 - b. **Ordinance No. 183-2018** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH TAC COMPUTER TO PROVIDE 2019 ANNUAL RMS AND HARDWARE SUPPORT, MDT SERVICE, AND APPURTENANCES, FOR THE CITY OF SEVEN HILLS POLICE DEPARTMENT; AND APPROPRIATING THE SUM NOT TO EXCEED SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) FOR SAID SERVICE. **Third Reading.**
 - c. **Ordinance No. 184-2018** - AN ORDINANCE TO APPROVE THE OMNIBUS DISCHARGE OF PENDING LEGISLATION THAT HAS BEEN LAID ON THE TABLE INDEFINITELY BY THE COUNCIL OF THE CITY OF SEVEN HILLS, OHIO; ALL DISCHARGED LEGISLATION SHALL RECEIVE A 'NAY' VOTE AND BE MARKED AS 'DEFEATED'. **Third Reading.**

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- d. Ordinance No. 5-2019 - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A THREE-YEAR AGREEMENT WITH ORKIN PRECISION PROTECTION OF BRECKSVILLE, OHIO, TO PROVIDE PEST CONTROL SERVICES FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2021 FOR CITY HALL AND THE POLICE ANNEX, THE FIRE STATION, THE SERVICE GARAGE BUILDINGS, AND THE RECREATION COMPLEX; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$8,300.00 FOR SAID SERVICE. Second Reading.
- e. Ordinance No. 6-2019 - AN ORDINANCE TO APPROPRIATE THE SUM NOT TO EXCEED \$6,000.00 FOR THE PURCHASE OF UPM[®] MIX (COLD MIX ASPHALT) PAVEMENT REPAIR MATERIAL FOR THE DEPARTMENT OF PUBLIC SERVICE AND PROPERTIES; DETERMINING AND ACCEPTING THE QUOTE OF UNIQUE PAVING OF CLEVELAND, OHIO, TO BE THE BEST QUOTE THEREFORE; AND AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF SAID COLD MIX ASPHALT. Second Reading.
- f. Ordinance No. 7-2019 - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WESTLAND HEATING AND AIR CONDITIONING OF WESTLAKE, OHIO, FOR THE PURPOSE OF MAINTAINING THE HVAC EQUIPMENT FROM MARCH, 2019 THROUGH FEBRUARY, 2020 AT THE CITY OF SEVEN HILLS COMMUNITY RECREATION CENTER IN AN AMOUNT NOT TO EXCEED \$7,816.00 FOR SAID SERVICE. Second Reading.
- g. Ordinance No. 8-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A MAINTENANCE AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH MERITECH, INC., OF CLEVELAND, OHIO, FOR THE KYOCERA KM-3050 DIGITAL IMAGING SYSTEM FOR USE IN THE CITY OF SEVEN HILLS COMMUNITY RECREATION COMPLEX, WITH APPURTENANCES; AND APPROPRIATING THE SUM NOT TO EXCEED \$1,500.00 FOR SAID SERVICE FOR THE PERIOD COVERING JANUARY 1, 2019 THROUGH DECEMBER 31, 2019. Second Reading.
- h. Ordinance No. 9-2019 - AN ORDINANCE TO AMEND SUBSECTIONS 107.04(a)(c), REGULARLY SCHEDULED MEETINGS OF COUNCIL AND AMEND SUBSECTION 107.05(a), REGULARLY SCHEDULED MEETINGS OF COMMITTEES OF COUNCIL, AS CONTAINED IN CHAPTER 107, PUBLIC NOTICE AND PUBLIC MEETINGS, OF TITLE ONE, GENERAL PROVISIONS, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF AMENDING THE REGULARLY SCHEDULED MEETINGS OF COUNCIL AND REGULARLY SCHEDULED MEETINGS OF COMMITTEES OF COUNCIL, COMMENCING APRIL 1, 2019 AND THEREAFTER. Second Reading.
- i. Ordinance No. 10-2019 - AN ORDINANCE TO AMEND SECTION 121.09, RULES OF COUNCIL, RULE 1, MEETINGS, SUBSECTION (a), REGULAR MEETINGS, AS CONTAINED IN SECTION 121.09, THE RULES OF COUNCIL, OF CHAPTER 121, COUNCIL, OF TITLE THREE, LEGISLATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF CHANGING THE DAY OF THE MEETINGS, COMMENCING APRIL 1, 2019 AND THEREAFTER. Second Reading.

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- j. Ordinance No. 11-2019 - AN ORDINANCE TO AMEND THE INDEX FOR CHAPTER 148, RECREATION COMPLEX, AMEND SECTIONS 148.01, SECTION 148.02, SECTION 148.03, SECTION 148.04, SECTION 148.05, SECTION 148.06(a), SECTION 148.07, SECTION 148.14, SECTION 148.15, AND SECTION 148.16, AS CONTAINED IN CHAPTER 148, RECREATION COMPLEX, OF TITLE FIVE, ADMINISTRATIVE, PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF AMENDING THE TITLE OF RECREATION COMPLEX MANAGER TO RECREATION DIRECTOR AND DUTIES. Second Reading.
- k. Ordinance No. 12-2019 - AN ORDINANCE TO AMEND CHAPTER 148, RECREATION COMPLEX, OF TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, BY ADDING NEW SECTION 148.081, ENTITLED 'PARKS AND BUILDING SUPERVISOR'. Second Reading.
- l. Ordinance No. 13-2019 - AN ORDINANCE TO AMEND SUBSECTIONS 150.04(b)(k), COMMUNITY COMPLEX, RECREATION COMPLEX, RULES/REGULATIONS, AS CONTAINED IN CHAPTER 150, USE OF THE CITY ADMINISTRATION BUILDINGS, FACILITIES, PARKS, PAVILIONS AND FIELDS, OF TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO. Second Reading.
- m. Reading of Fiscal Officer's Certificate, dated January 28, 2019, pertaining to Ordinance No. 14-2019.
- n. Ordinance No. 14-2019 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$3,775,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, AND PART OF THE CITY'S PORTION OF THE COSTS OF IMPROVING TWILIGHT DRIVE, NEMET DRIVE, CHERRY LANE, HILLSIDE ROAD, SEVEN HILLS BOULEVARD, SHADY LANE, NORTH MARY LANE, MARY LANE, SOUTH MARY LANE AND CERTAIN CITY EASEMENTS AND RIGHTS-OF-WAY BETWEEN CERTAIN TERMINI BY CONSTRUCTING AND RECONSTRUCTING CERTAIN SANITARY SEWER SYSTEM, STORM WATER DRAINAGE SYSTEM AND WATER SYSTEM IMPROVEMENTS AND RECONSTRUCTING AND REHABILITATING THE PAVEMENT BASE AND RESURFACING ROADWAYS, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO; AND DECLARING AN EMERGENCY. First Reading.
- o. Reading of Fiscal Officer's Certificate, dated January 28, 2019, pertaining to Ordinance No. 15-2019.
- p. Ordinance No. 15-2019 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$150,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY PART OF THE CITY'S PORTION OF THE COST OF IMPROVING BROADVIEW ROAD AND CIVIC DRIVE BETWEEN CERTAIN TERMINI, IN COOPERATION WITH THE CITY OF PARMA AND THE OHIO DEPARTMENT OF TRANSPORTATION AND OTHERWISE, BY PREPARING THE SURFACE, RESURFACING AND CONSTRUCTING AND RECONSTRUCTING CURB RAMPS, WHERE NECESSARY, CONSTRUCTING AND RECONSTRUCTING CONCRETE SIDEWALKS AND DRIVEWAY APPROACHES AND REPLACING CURBS, WHERE NECESSARY, AND

GRADING AND OTHERWISE PREPARING THE SURFACE, INSTALLING DECORATIVE BRICK SIDEWALK PAVEMENT AND MATERIALS AND APPURTENANT SIDEWALK FURNISHINGS, CONSTRUCTING A RETAINING WALL OR WALLS, WHERE NECESSARY, AND PLANTING SHADE TREES AND PROVIDING RELATED LANDSCAPING, DRAINAGE IMPROVEMENTS AND LIGHTING, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO; AND DECLARING AN EMERGENCY. First Reading.

- q. Reading of Fiscal Officer's Certificate, dated January 28, 2019, pertaining to Ordinance No. 16-2019.
- r. Ordinance No. 16-2019 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$400,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF IMPROVING PINNACLE PARK DRIVE AND OLD ROCKSIDE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING, RECONSTRUCTING AND REHABILITATING THE PAVEMENT BASE, CURBS, A BOX CULVERT AND OTHER DRAINAGE IMPROVEMENTS, DRIVEWAY APPROACHES AND SIDEWALKS, ADJUSTING RADIUS CUTBACKS, MANHOLES AND CATCH BASINS, PREPARING THE SURFACE, SURFACING AND RESURFACING AND INSTALLING TRAFFIC SIGNALS AND SIGNALIZATION, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, AND ACQUIRING REAL ESTATE AND INTERESTS IN REAL ESTATE IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY. First Reading.
- s. Reading of Fiscal Officer's Certificate, dated January 28, 2019, pertaining to Ordinance No. 17-2019.
- t. Ordinance No. 17-2019 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$2,050,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF IMPROVING APPLEWOOD DRIVE AND CERTAIN OTHER DESIGNATED STREETS IN THE CITY BETWEEN CERTAIN TERMINI BY RECONSTRUCTING CURBS, CURB RAMPS, DRIVEWAY APPROACHES AND SECTIONS OF THE PAVEMENT BASE, WHERE NECESSARY, ADJUSTING AND REHABILITATING MANHOLES AND CATCH BASINS, PREPARING THE SURFACE AND RESURFACING; TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO; AND DECLARING AN EMERGENCY. First Reading.
- u. Ordinance No. 18-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH RICHARD L. BOWEN + ASSOCIATES, INC., OF CLEVELAND, OHIO, FOR AN AMOUNT NOT TO EXCEED \$4,614.09, TO SERVE AS THE AUTHORIZED REPRESENTATIVE OF THE CITY AND SUPERVISE THE EXECUTION OF THE 2019 PAVEMENT MARKINGS PROGRAM IN THE CITY OF SEVEN HILLS AND PORTIONS OF BROADVIEW ROAD WITHIN THE CITY OF PARMA CORPORATION LIMITS ADJACENT TO THE CITY OF SEVEN HILLS; AND DECLARING AN EMERGENCY. First Reading.
- v. Ordinance No. 19-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH RICHARD L. BOWEN + ASSOCIATES, INC., OF CLEVELAND, OHIO, FOR AN AMOUNT NOT TO EXCEED \$12,000.00, FOR SERVICES PROVIDED FOR THE NPDES STORM WATER PROGRAM 2018; AND DECLARING AN EMERGENCY. First Reading.

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- w. Ordinance No. 20-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH RICHARD L. BOWEN + ASSOCIATES, INC., OF CLEVELAND, OHIO, IN AN AMOUNT NOT TO EXCEED \$30,000.00, FOR PROFESSIONAL SERVICES PROVIDED FOR PLAN REVIEWS AND INSPECTIONS (per Ordinance No. 43-2016) FOR THE YEAR 2019; AND DECLARING AN EMERGENCY.
First Reading.
- x. Ordinance No. 21-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A 'POWERSUPPLY COORDINATION SERVICE AGREEMENT' ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH DIRECT ENERGY BUSINESS, LLC, FOR THE PURPOSE OF RECEIVING COMPETITIVE ENERGY SUPPLY (ELECTRICITY SUPPLY); AND DECLARING AN EMERGENCY.
First Reading.
- y. Ordinance No. 22-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH WALTER HAVERFIELD, ATTORNEYS AT LAW, OF CLEVELAND, OHIO, FOR PROFESSIONAL LEGAL SERVICES TO THE CITY IN REGARD TO LABOR, EMPLOYMENT, AND LITIGATION; AND DECLARING AN EMERGENCY.
First Reading.
- z. Ordinance No. 23-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH MEIJER STORES LIMITED PARTNERSHIP WITH REGARD TO THE INSTALLATION OF A NEW TRAFFIC SIGNAL FOR THE PROPOSED FUTURE INCREASE OF TRAFFIC AT THE INTENDED MEIJER DEVELOPMENT LOCATED ON BROADVIEW ROAD. First Reading.
- aa. Ordinance No. 24-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT FOR SANITARY AND STORM SEWER MAINTENANCE ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH THE COUNTY OF CUYAHOGA ON BEHALF OF THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS, FOR THE PURPOSE OF RETAINING THE COUNTY TO PERFORM CERTAIN SERVICES RELATIVE TO THE CITY'S SEWERS AS DETERMINED FROM TIME TO TIME TO FURTHER ADVANCE THE CITY'S SANITARY AND STORM SEWER MAINTENANCE PROGRAM AS PART OF THE COUNTY SEWER DISTRICT NO. 2.
First Reading.
- bb. Ordinance No. 25-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A ONE-YEAR CUSTOM MAINTENANCE AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS WITH BAILEY COMMUNICATIONS INC., OF NORTH RIDGEVILLE, OHIO, TO PROVIDE IT TECHNOLOGY MANAGEMENT THAT WILL CONSIST OF, BUT NOT BE LIMITED TO, AN ONSITE ENGINEER THAT WILL PROVIDE DESKTOP, SERVER, NETWORK STORAGE, NETWORK, WIRELESS, FIREWALL, AND OTHER MISC. PROJECT/ENGINEERING SUPPORT AS NEEDED BY THE CITY; AND APPROPRIATING AN AMOUNT THAT SHALL NOT EXCEED \$37,760.00 ANNUALLY (\$3,146.67 MONTHLY COST) FOR SAID SERVICE.
First Reading.

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- cc. Ordinance No. 26-2019 - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$90,400.00 FOR THE PURCHASE OF 25 HFRP TAIL COATS, 25 HFRP TAIL PANTS, 25 HONEYWELL HELMETS, 25 HONEYWELL PRO NIGHTHAWK 5555, 25 CUSTOM 6'' LEATHER FRONTS, 25 MIX FIREFIT GAUNTLETS, AND 25 BARRIAIRE GOLD COMPLETE COVERAGE HOODS, TO BE USED BY THE CITY OF SEVEN HILLS FIRE DEPARTMENT, SAID PURCHASE TO BE MADE FROM MES WARREN FIRE EQUIPMENT THROUGH THE OHIO STATE TERM CONTRACT.
First Reading.
- dd. Ordinance No. 27-2019 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A SERVICE AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH iWorQ OF LOGAN, UTAH, FOR THE PURPOSE OF PURCHASING COMMUNITY DEVELOPMENT APPLICATION (SOFTWARE) SERVICES, SETUP, TRAINING, AND SYSTEM CONFIGURATION TO BE USED BY THE CITY OF SEVEN HILLS BUILDING DEPARTMENT; AND APPROPRIATING A SUM NOT TO EXCEED \$9,000.00 (\$6,600.00 ANNUALLY + \$2,400.00 ONE-TIME FEE) FOR SAID SERVICE.
First Reading.
- ee. Ordinance No. 28-2019 - AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SEVEN HILLS, OHIO, A CERTAIN CHARTER AMENDMENT PURSUANT TO ARTICLE X OF THE CHARTER OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF AMENDING ARTICLE V, ADMINISTRATIVE DEPARTMENTS, BOARDS AND COMMISSIONS, SECTION 2, DIRECTOR OF LAW; TERM; VACANCY; REMOVAL; DUTIES.
First Reading.
- ff. Amended Resolution No. 31-2018 - A RESOLUTION TO ADOPT THE CITY OF SEVEN HILLS REVISED CIVIL SERVICE RULES AND REGULATIONS.
(Revised 1/10/19; Further Revised 1/25/19) Third Reading.
- gg. Resolution No. 2-2019 - A RESOLUTION DETERMINING TO PROCEED TO SUBMIT TO THE ELECTORS OF THE CITY OF SEVEN HILLS THE QUESTION OF THE RENEWAL OF THE CITY'S EXISTING 0.5 MILL TAX LEVY FOR THE PURPOSE OF ACQUIRING MOTORIZED VEHICLES AND EQUIPMENT, INCLUDING A STREET SWEEPER, A TRACTOR WITH FRONT-END LOADER AND BACKHOE, A MOWER, DUMP TRUCKS, PICK-UP TRUCKS, AND SNOW PLOW ASSEMBLIES, SALT SPREADERS AND OTHER RELATED EQUIPMENT THEREFOR, FOR USE IN CARRYING OUT FUNCTIONS OF THE DEPARTMENT OF PUBLIC SERVICE PURSUANT TO SECTIONS 5705.19(F) AND 5705.191 OF THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY.
First Reading.
- hh. Resolution No. 3-2019 - A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT.
First Reading.

10. COUNCIL OPEN TO THE AUDIENCE
11. REPORTS AND COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR
12. REPORTS FROM THE DIRECTORS OF DEPARTMENTS AND OTHER OFFICIALS
 - a. Director of Finance
 - b. Director of Law
 - c. Director of Public Service and Properties
 - d. City Engineer
 - e. Building Commissioner
13. MISCELLANEOUS
14. ADJOURNMENT

Carol L. Sekerak
Clerk of Council