

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD May 28, 2019

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This Regular Council Meeting was called to order by President of Council Anthony D. Biasiotta at 8:00 p.m. with the Pledge of Allegiance.

## **ROLL CALL**

Present and accounted for were Mayor Dell'Aquila, Councilman-at-Large Elliott, Councilwoman-at-Large Kelly, Councilwoman-at-Large Stager, Ward 1 Councilman Biasiotta, Ward 2 Councilman Martin, Ward 3 Councilman Snitzky, Ward 4 Councilman Greenwald, Building Commissioner Vittardi, and Engineer Collins. Absentees were Director of Law Pignatiello, Director of Finance Herwick, and Director of Public Service and Properties Johnson.

*A motion to excuse the absences of Director of Law Pignatiello, Director of Finance Herwick and Director of Public Service and Properties Johnson was made, and carried, later in this Council Meeting during Miscellaneous Comments.*

## **READING AND DISPOSAL OF JOURNAL**

**MOTION** by Mr. Snitzky seconded by Ms. Stager, to accept the Minutes of the Special Council Meeting held April 16, 2019, as printed.

Roll Call: all yea

**MOTION CARRIED**

## **CONSENT AGENDA**

**MOTION** by Mr. Greenwald, seconded by Mr. Martin, to accept the Consent Agenda of May 28, 2019, as printed, if there is no division of the question.

Roll Call: all yea

**MOTION CARRIED**

## **RESOLUTIONS OF COMMENDATION**

There were no Resolutions or Commendations.

## **REPORTS OF COMMITTEES**

### **Planning, Zoning, and Economic Development**

Planning, Zoning, and Economic Development Committee Chairman Snitzky stated that the Committee will hold its next regular meeting on Tuesday evening, June 18, 2019. Mr. Snitzky said that the minutes from the previous meeting (May 21, 2019) are on file with the Clerk of Council.

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## **Public Works**

Public Works Committee Chairman Greenwald stated that the Committee last met on Tuesday evening, May 7, 2019, and the minutes from that meeting are pending. Mr. Greenwald said that the Committee will hold its next regular meeting on Tuesday evening, June 4, 2019.

## **Community Services**

Community Services Committee Chairperson Kelly stated that the Committee last met on Tuesday evening, May 7, 2019, and the minutes from that meeting are on file with the Clerk of Council. Ms. Kelly said that the Committee will hold its next regular meeting on Tuesday evening, June 4, 2019.

## **Police and Fire**

Police and Fire Committee Chairman Elliott stated that the Committee last met on Tuesday evening, May 21, 2019, and the meeting minutes are pending. Mr. Elliott said that the Committee will hold its next regular meeting on Tuesday evening, June 18, 2019.

## **Parks and Recreation**

Parks and Recreation Committee Chairman Martin stated that the Committee will hold its next regular meeting on Tuesday evening, June 18, 2019. Mr. Martin said that the Committee last met on Tuesday evening, May 21, 2019, and the minutes from that meeting are on file with the Clerk of Council.

## **Rules, Ordinances, and Ethics**

Rules, Ordinances, and Ethics Committee Chairperson Stager stated that the Committee last met on Tuesday evening, May 7, 2019, and the minutes from that meeting are on file with the Clerk of Council. Ms. Stager said that the Committee will hold its next regular meeting on Tuesday evening, June 4, 2019.

## **Finance, Civil Service, and Personnel**

Finance, Civil Service, and Personnel Committee Chairman Biasiotta stated that the Committee last met on Tuesday evening, May 21, 2019, and the minutes from that meeting are on file with the Clerk of Council. Mr. Biasiotta stated that the Committee will hold its next regular meeting on Tuesday evening, June 4, 2019.

## **APPOINTMENTS AND CONFIRMATIONS**

There were no appointments or confirmations.

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## COMMUNICATIONS, PETITIONS, AND CLAIMS

There were no communications, petitions or claims.

## COUNCIL OPEN TO THE AUDIENCE ON LEGISLATION ONLY

There were no questions or comments from the audience.

## ORDINANCES AND RESOLUTIONS

**Ordinance No. 65-2019** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE POLICE DEPARTMENTS OF PARMA, PARMA HEIGHTS, BROOKLYN, THE HIGH INTENSITY DRUG TRAFFICKING AREA, AND SEVEN HILLS, FOR FORENSIC ASSISTANCE, EXPERTISE, AND OTHER SPECIALIZED SERVICES; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$3,000.00 ANNUALLY FOR SAID SERVICE.

**MOTION** by Mr. Elliott, seconded by Ms. Kelly, to read Ordinance No. 65-2019 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 65-2019 was read by full title only for its third and final reading.

**MOTION** by Mr. Elliott, seconded by Ms. Kelly, to pass Ordinance No. 65-2019.  
Roll Call: all yea **MOTION CARRIED**

## **ORDINANCE NO. 65-2019 IS DECLARED PASSED.**

**Amended Ordinance No. 67-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH JACK DOHENY COMPANIES OF TWINSBURG, OHIO, FOR REPAIRS TO THE SERVICE DEPARTMENT SEWER VACTOR, MODEL 2110J6P, SERIAL NO. 10-06V-12212, WITH APPURTENANCES, APPROPRIATING AN AMOUNT NOT TO EXCEED \$10,758.22; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Martin, seconded by Mr. Biasiotta, to read Amended Ordinance No. 67-2019 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Amended Ordinance No. 67-2019 was read by full title only for its third and final reading.

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**MOTION** by Mr. Martin, seconded by Mr. Biasiotta, to pass Amended Ordinance No. 67-2019 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**AMENDED ORDINANCE NO. 67-2019 IS DECLARED PASSED.**

**Ordinance No. 68-2019** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH FREDERICKS FLOOR COVERING FOR THE PURPOSE OF REPLACING THE CARPETING IN THE MEN’S AND WOMEN’S LOCKER ROOMS AT THE CITY’S RECREATION COMPLEX AND INSTALLING A NEW PRODUCT (Centaur Rubber Athletic Puzzle Tiles), WITH APPURTENANCES, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$5,782.40 FOR SAID SERVICE.

**MOTION** by Ms. Stager, seconded by Mr. Greenwald, to read Ordinance No. 68-2019 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 68-2019 was read by full title only for its third and final reading.

**MOTION** by Mr. Stager, seconded by Mr. Greenwald, to pass Ordinance No. 68-2019.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 68-2019 IS DECLARED PASSED.**

**Ordinance No. 73-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH COURTVIEW JUSTICE SOLUTIONS, INC. (dba EQUIVANT), OF NORTH CANTON, OHIO, FOR THE PURPOSE OF PERFORMING ANNUAL MAINTENANCE AND SUPPORT OF THE MAYOR’S COURT LEGACY CASE MANAGEMENT SYSTEM SOFTWARE, AND THE RIGHT-TO-USE LICENSE, AND APPROPRIATING THE SUM NOT TO EXCEED \$2,533.00 FOR SAID SERVICE.

**Ordinance No. 73-2019 was read by full title only for its second reading.**

**Ordinance No. 74-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN ENGAGEMENT LETTER (AGREEMENT) ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH THE OHIO AUDITOR OF STATE FOR THE PURPOSE OF PERFORMING A FINANCIAL STATEMENT AUDIT FOR THE FISCAL YEAR 2018; APPROPRIATING A SUM NOT TO EXCEED \$25,297.00 FOR SAID SERVICE; AND DECLARING AN EMERGENCY.

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**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to read Ordinance No. 74-2019 by title only for its first and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 74-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to pass Ordinance No. 74-2019 as an emergency measure.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 74-2019 IS DECLARED PASSED.**

**Ordinance No. 75-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH THE OHIO FIRE CHIEFS’ ASSOCIATION OF WORTHINGTON, OHIO, FOR THE PURPOSE OF PROVIDING GUIDANCE AND OVERSIGHT OF THE FIRE CHIEF SELECTION PROCESS; AID IN THE DEVELOPMENT OF A JOB DESCRIPTION FOR THE POSITION; DEVELOP AND ADMINISTER A WRITTEN EXAMINATION FOR THE FIRE CHIEF’S POSITION; DEVELOP AND CONDUCT AN ASSESSMENT CENTER FOR FIRE CHIEF CANDIDATES; APPROPRIATING A SUM NOT TO EXCEED \$4,800.00 FOR THE FIRE CHIEF SELECTION PROCESS, \$6,100.00 (FOR UP TO SIX CANDIDATES) FOR THE ASSESSMENT CENTER, \$1,500.00 PLUS \$20.00 FOR EACH PERSON TESTED FOR THE WRITTEN TESTING; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Elliott, seconded by Mr. Martin, to read Ordinance No. 75-2019 by title only for its first and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 75-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Elliott, seconded by Ms. Kelly, to pass Ordinance No. 75-2019 as an emergency measure.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 75-2019 IS DECLARED PASSED.**

**Ordinance No. 76-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH THE BOARD OF EDUCATION OF THE PARMA CITY SCHOOL DISTRICT OF PARMA, OHIO, TO PROVIDE TRANSPORTATION FOR SUMMER CAMP FIELD TRIPS; SAID AGREEMENT SHALL TERMINATE AUGUST 20, 2019; AUTHORIZING AN AMOUNT NOT TO EXCEED \$5,500.00 FOR SAID SERVICE; AND DECLARING AN EMERGENCY.

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**MOTION** by Ms. Kelly, seconded by Mr. Greenwald, to read Ordinance No. 76-2019 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 76-2019 was read by full title only for its first and final reading.

**MOTION** by Ms. Kelly, seconded by Mr. Greenwald, to pass Ordinance No. 76-2019 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 76-2019 IS DECLARED PASSED.**

**Ordinance No. 77-2019** – A MORAL CLAIM AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO PAY KOULA DOBOLEK OF SEVEN HILLS, OHIO, A SUM NOT TO EXCEED \$212.00 TOWARD REIMBURSEMENT OF MONIES EXPENDED DUE TO THE SNAKING OF THE SEWER CLEANOUT IN HER FRONT LAWN WHICH DETECTED A BLOCKAGE BY THE STREET THAT CAUSED A BACKUP IN THE HOMEOWNER’S BASEMENT; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Ms. Stager, to read Ordinance No. 77-2019 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 77-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Biasiotta, seconded by Ms. Stager, to pass Ordinance No. 77-2019 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 77-2019 IS DECLARED PASSED.**

**Ordinance No. 78-2019** – AN ORDINANCE TO AMEND SECTION 107.04, REGULARLY SCHEDULED MEETINGS 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 JUNE 1, 2019 AND THEREAFTER; AND DECLARING AN EMERGENCY.

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**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to read Ordinance No. 78-2019 by title only for its first and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 78-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to pass Ordinance No. 78-2019 as an emergency measure.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 78-2019 IS DECLARED PASSED.**

**Ordinance No. 79-2019** – 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 A MEETING FALLING ON AN ELECTION DAY; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Ms. Kelly, to read Ordinance No. 79-2019 by title only for its first and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 79-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Biasiotta, seconded by Mr. Martin, to pass Ordinance No. 79-2019 as an emergency measure  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 79-2019 IS DECLARED PASSED.**

**MOTION** by Mr. Elliott, seconded by Mr. Biasiotta, to amend Ordinance No. 80-2019 as follows:  
(1) On Page 1, the first Whereas Clause, Line 4, by changing 3-acre parcel to **.78-acre parcel**; and  
(2) On Page 1, Section 2, Line 4, by adding the dollar amount of **\$320,000** following '.....*purchase of the Property*.....',  
if there is no division of the question.  
Roll Call: all yea **MOTION CARRIED**

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**Amended Ordinance No. 80-2019** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A REAL ESTATE PURCHASE AGREEMENT AND ANY RELATED DOCUMENTS BETWEEN THE CITY AND ROBERT J. KORAN, JR. AND JAMES R. KORAN CONCERNING THE ACQUISITION OF A CERTAIN PROPERTY ON ROCKSIDE ROAD; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Elliott, seconded by Mr. Biasiotta, to read Amended Ordinance No. 80-2019 by title only for its first and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Amended Ordinance No. 80-2019 was read by full title only for its first and final reading.

**MOTION** by Mr. Elliott, seconded by Mr. Biasiotta, to pass Amended Ordinance No. 80-2019 as an emergency measure  
Roll Call: all yea **MOTION CARRIED**

**AMENDED ORDINANCE NO. 80-2019 IS DECLARED PASSED.**

**Resolution No. 14-2019** – A RESOLUTION APPROVING THE PROPOSED ALTERNATE TAX BUDGET FOR THE CITY OF SEVEN HILLS, OHIO, FOR THE FISCAL YEAR 2020.

**Resolution No. 14-2019 was read by full title only for its first reading.**

## **COUNCIL OPEN TO THE AUDIENCE**

There were no questions or comments from the audience.

## **REPORTS AND COMMUNICATIONS FROM THE MAYOR-SAFETY DIRECTOR**

Mayor Dell'Aquila had no formal report.

## **REPORTS FROM THE DIRECTORS OF DEPARTMENTS AND OTHER OFFICIALS**

**Director of Finance Herwick** was not present.

**Director of Law Pignatiello** was not present.



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Director of Public Service and Properties Johnson was not present.

Engineer Collins had no formal report.

Building Commissioner Vittardi had no formal report.

## MISCELLANEOUS

Mr. Martin:

I want to congratulate the Council for having the foresight to acquire the property that we did this evening as a City. I am sure it will be a key feature for a number of plans in the future.

Mr. Snitzky had no miscellaneous comments.

Mr. Greenwald:

### Motion to Excuse Absence

**MOTION** by Mr. Greenwald, seconded by Mr. Biasiotta, to excuse the absence of Director of Law Pignatiello, the absence of Director of Finance Herwick, and the absence of Director of Public Service and Properties Johnson from tonight's Council Meeting.

Roll Call: all yea

**MOTION CARRIED**

Ms. Stager had no miscellaneous comments.

Mr. Elliott:

I would like to thank the Mayor and Council President Biasiotta for your quick and timely work on purchasing this property. It is going to be a huge benefit to the City. I appreciate your hard work. Thank you, Mayor and Tony.

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Ms. Kelly had no miscellaneous comments.

**Council President Biasiotta:**

A couple of updates.

On a happy note, I attended a YWCA Banquet in recognition of Women Leadership in our area. Part of the presentation that was shared with me was that in 2019, in the United States, we have more female elected officials than at any other point in history. I wanted this evening to recognize our Seven Hills contribution to that outstanding goal. So, thank you Councilwoman Kelly and Councilwoman Stager for being part of this history-making year of women in elected positions.

Further, we have a new projected completion of the Seven Hills project on Rockside Road. The project will be in a number of phases. It will open in phases. The final phase is now targeted for early 2020.

That is all I have this evening.

**MOTION** by Mr. Biasiotta, seconded by Mr. Elliott, to adjourn the meeting.  
Roll Call: all yea **MOTION CARRIED**

**The May 28, 2019 Regular Council Meeting was adjourned at 8:20 p.m.**

\_\_\_\_\_  
Anthony D. Biasiotta, President of Council

Attest: \_\_\_\_\_  
Carol L. Sekerak, Clerk of Council

Date: \_\_\_\_\_

Transcribed 6/03/19  
Lisa Plisko, Council Assistant  
(Edited C. Sekerak)