

CITY OF SEVEN HILLS

A G E N D A

COUNCIL MEETING OF DECEMBER 10, 2018

PLEDGE OF ALLEGIANCE

1. ROLL CALL
 - 1a. ELECTION OF PRESIDENT OF COUNCIL
 - 1b. ELECTION OF PRESIDENT OF COUNCIL PRO TEM
2. READING AND DISPOSAL OF JOURNAL
 - a. Minutes of the Regular Council Meeting held November 26, 2018
 - b. Minutes of the Special Council Meeting held December 3, 2018
3. CONSENT AGENDA - *December 10, 2018*
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. 158-2018 - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH TONY & SON PLUMBING COMPANY OF NORTH ROYALTON, OHIO, FOR THE PURPOSE OF REPLACING AND INSTALLING ONE NEW A.O. SMITH CYCLONE HOT WATER TANK AND RE-PLUMBING OF THE TANKS, WITH APPURTENANCES, AT THE CITY OF SEVEN HILLS COMMUNITY RECREATION CENTER, IN AN AMOUNT NOT TO EXCEED \$10,540.00 FOR SAID SERVICE. Third Reading.
 - b. Ordinance No. 159-2018 - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A TWO-YEAR CONTRACT WITH THE DISTRICT ADVISORY COUNCIL, CUYAHOGA COUNTY BOARD OF HEALTH, FOR THE PURPOSE OF PROVIDING PUBLIC HEALTH SERVICES FOR THE YEARS 2019 AND 2020. Third Reading.

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- c. Ordinance No. 160-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH NORTHCOAST PROMOTIONS, INC., FOR THE PURPOSE OF RECRUITING, CONTRACTING, AND MANAGEMENT OF CRAFT, ART, AND COMMERCIAL EXHIBITORS FOR THE CITY OF SEVEN HILLS FALL FESTIVAL & CHILI COOK OFF AND CRAFT SHOW ON OCTOBER 6, 2019.
Third Reading.
- d. Ordinance No. 163-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN ANNUAL PROFESSIONAL SERVICE CONTRACT WITH PHILIP TOMBERLAIN II FOR THE PURPOSE OF DIRECTING THE ROOKIE ATHLETIC YOUTH PROGRAMS AT THE CITY OF SEVEN HILLS COMMUNITY RECREATION COMPLEX FOR THE PERIOD COVERING JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.
Second Reading.
- e. Ordinance No. 164-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN ANNUAL PROFESSIONAL SERVICE CONTRACT WITH THE PART-TIME PROGRAM INSTRUCTORS (K. Rodrick, T. Verderber, A. Toth, S. Laurenzi, L. Johnson, D. McKowski, and M. Serrano) AT THE CITY OF SEVEN HILLS COMMUNITY RECREATION COMPLEX FOR THE PURPOSE OF PROVIDING VARIOUS CLASSES AT THE CITY OF SEVEN HILLS RECREATION CENTER FOR THE PERIOD COVERING JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.
Second Reading.
- f. Ordinance No. 165-2018 - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COVERALL HEALTH BASED CLEANING OF VALLEY VIEW, OHIO, FOR THE PURPOSE OF PROVIDING CUSTODIAL SERVICES FOR THE CITY OF SEVEN HILLS RECREATION AND FITNESS COMPLEX FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2019; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$19,104.00 FOR SAID SERVICE.
Second Reading.
- g. Ordinance No. 166-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH WARREN FIRE EQUIPMENT, OF WARREN, OHIO, FOR THE PURPOSE OF PURCHASING SCOTT RIT PAK III EQUIPMENT, AND APPURTENANCES, FOR USE BY THE CITY OF SEVEN HILLS FIRE DEPARTMENT; AND APPROPRIATING THE SUM NOT TO EXCEED \$12,020.00 FOR SAID PURCHASE.
Second Reading.
- h. Ordinance No. 167-2018 - AN ORDINANCE TO APPROVE, ADOPT, AND ENACT THE 2018 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; AND TO PUBLISH THE ENACTMENT OF NEW MATTER.
Second Reading.
- i. Ordinance No. 168-2018 - AN ORDINANCE ENACTED BY THE CITY OF SEVEN HILLS, CUYAHOGA COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE 'MUNICIPALITY', THAT REQUESTS THE COOPERATION OF THE COUNTY OF CUYAHOGA, OHIO, HEREINAFTER REFERRED TO AS THE 'COUNTY', IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT; AND DECLARING AN EMERGENCY.
First Reading.

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- j. Ordinance No. 169-2018 - AN ORDINANCE ACCEPTING THE CONSORTIUM BID OF GREAT LAKES PETROLEUM TO BE THE BEST CONSORTIUM BID THEREFORE; AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF SAID ULTRA LOW SULFUR DIESEL SUPREME FUEL FOR THE ONE-YEAR OPTIONAL RENEWAL PERIOD JANUARY 1, 2019 - DECEMBER 31, 2019 TO BE USED BY THE SERVICE DEPARTMENT VEHICLES, FIRE DEPARTMENT VEHICLES, AND THE CITY HALL GENERATOR; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$30,000.00 FOR SAID PURCHASE. First Reading.
- k. Ordinance No. 170-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH SIGNAL SERVICE COMPANY OF WARRENSVILLE HEIGHTS, OHIO, FOR THE PURPOSE OF MAINTAINING THE TRAFFIC SIGNALS THROUGHOUT THE CITY OF SEVEN HILLS FOR THE PERIOD COVERING JANUARY 1, 2019 THROUGH DECEMBER 31, 2019; AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$6,000.00 FOR SAID SERVICE. First Reading.
- l. Ordinance No. 171-2018 - AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A VOICE BROADCASTING CORP LEASE AGREEMENT WITH VOICE BROADCASTING CORP OF ARLINGTON, TEXAS, FOR THEIR COMMUNITY NOTIFICATION SERVICES IN THE CITY OF SEVEN HILLS, OHIO; AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$3,161.25 FOR SAID SERVICE. First Reading.
- m. Ordinance No. 172-2018 - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH CREATIVE MICROSYSTEMS, INC., OF ENGLEWOOD, OHIO, FOR THE PURPOSE OF PURCHASING SOFTWARE SET-UP AND DEPLOYMENT, TRAINING AND IMPLEMENTATION OF A MICROSOFT SQL SERVER WITH APPURTENANCES, AND TWELVE MONTHS ANNUAL SOFTWARE FEE AND AUTHORITY UPGRADE; AND APPROPRIATING THE SUM NOT TO EXCEED \$22,174.00 FOR SAID PURCHASE. First Reading.
- n. Ordinance No. 173-2018 - AN ORDINANCE TO AMEND SECTION 702.01, RESPONSIBILITY FOR CONSTRUCTION, MAINTENANCE AND REPAIR, AS CONTAINED IN CHAPTER 702, SIDEWALKS, OF TITLE ONE, STREETS AND SIDEWALKS, OF PART SEVEN, STREET AND PUBLIC SERVICES CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, FOR THE PURPOSE OF CLARIFYING THE RESPONSIBILITY OF SIDEWALKS. First Reading.
- o. Ordinance No. 174-2018 - AN ORDINANCE TO AMEND SECTIONS 911.06(8)(9)(10)(11), CONDITIONS PRECEDENT TO FINAL APPROVAL OF RECORD MAP; ISSUANCE OF BUILDING PERMITS, AS CONTAINED IN CHAPTER 911, ACCEPTANCE AND DEDICATION OF SUBDIVISIONS GENERALLY, OF TITLE THREE, PLATS AND PLATTING, OF PART NINE, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO. First Reading.
- p. Resolution No. 27-2018 - A RESOLUTION TO PROVIDE FOR TRANSFERS OF CERTAIN FUNDS ON AN AS-NEEDED BASIS. Second Reading.

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- q. **Resolution No. 29-2018** - A RESOLUTION AUTHORIZING THE MAYOR AND COUNCIL OF THE CITY OF SEVEN HILLS TO SUBMIT AN 'APPLICATION FOR APPROVAL OF PROJECT USING COUNTY MOTOR VEHICLE LICENSE TAX FUNDS' FOR THE RESURFACING OF SPRAGUE ROAD, BROADVIEW ROAD TO EASTERN CORPORATION LINE IN THE CITIES OF SEVEN HILLS AND BROADVIEW HEIGHTS; AND DECLARING AN EMERGENCY. **First Reading.**
- r. **Resolution No. 30-2018** - A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF PARMA FOR THE RESURFACING OF WEST 9TH STREET FROM DECKER DRIVE TO ROCKSIDE ROAD. **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
- a. **FLOOR MOTION** in the Matter of **Variances** Requested at the November 7, 2018 **Zoning Board of Appeals** Meeting by **Edward D. Bilinovic**, owner of Permanent Parcel No. 552-13-027 (empty lot on the West side of Summitview)
- A. 989.01(a) First Residential District Area (size of lot required 15,750 sq.ft.
Lot A - 6,749 sq.ft. variance (9,001 sq.ft. requested)
Lot B - 8,798 sq.ft. variance (6,952 sq.ft. requested)
 - B. 989.06(a) First Residential District Lot Width (90' frontage required)
Lot A - 26' variance (64' lot width requested)
Lot B - 40' variance (50' lot width requested)
 - C. 991.02(1) First Residential Lot Front Set Back (50' front yard setback required)
Lot A - 20' variance (30' setback requested)
Lot B - 20' variance (30' setback requested)
 - D. 993.01(a) First Residential Rear Yard (50' minimum rear yard setback required)
Lot A - 10' variance (40' setback requested)
Lot B - 10' variance (40' setback requested)

All **VARIANCES DENIED** by Zoning Board of Appeals

13. MISCELLANEOUS (Continued):

b. FLOOR MOTION in the Matter of:

Application by FAIRMOUNT PROPERTIES LLC for approval of an Amendment to the Rockside Crossings at Seven Hills Preliminary Development Plan approved by Council on May 22, 2017. The development is now titled "The Bluffs" in the subject application.

(Recommended and Approved by Planning Commission on November 19, 2018 with conditions stated in its Report and Recommendations dated November 20, 2018)

c. FLOOR MOTIONS in the Matter of Variations Requested at the December 5, 2018 Zoning Board of Appeals Meeting by:

Meijer Stores Limited Partnership, applicant and future owner of Permanent Parcel Nos. 552-23-008, 552-23-019, 552-23-020, 552-23-021, 552-23-022, 552-23-023, 552-23-024, 552-23-025, 552-23-026, 552-23-027, 552-23-028, 552-23-029, 552-23-030 (NE corner of Broadview Road and Orchardview Avenue)

- A. A variance to Ordinance 970.10, Off Street Parking in Local and General Retail Business District to allow one parking space 385 SF overall.
- B. A variance to Ordinance 970.10, Off Street Parking in Local and General Retail Business District to allow 37' b/c to b/c at all entrances and to all three lanes - 1 to enter and 2 to exit.
- C. A variance to Ordinance 970.10, Off Street Parking in Local and General Retail Business District to allow the parking setback at the convenience store to be 2.1' from the modified R/W.
- D. A variance to Ordinance 970.05, Rear Yard Unloading Facilities, to allow the loading docks to be at the rear of the north side of the proposed Meijer building.
- E. A variance to Ordinance 171.05(C), Design Standards for Monument Signs, to allow the Convenience Store / Gas Station sign to be 10' above the finished grade.
- F. A variance to Ordinance 171.09(b)(1), Signs in Business Districts Generally, Maximum Sign Face Area for Business Buildings, to allow the total sign area for the proposed Meijer Store to be 639 SF.
- G. A variance to Ordinance 171.09(B)(2), Signs in Business Districts Generally - Maximum Sign Face Area for Business Buildings, to allow the proposed Meijer to be a total area of 583.7 SF.
- H. A variance to Ordinance 171.10(A), Location and Supplementary Area Regulations for Signs in Business Districts to allow the Meijer Sign on the Main Store to be 359.4 SF.
- I. A variance to Ordinance 171.10(C), Location and Supplementary Area Regulations for Signs in Business Districts to allow one 16.7 sf sign, internally illuminated on the North side of the Convenience Store / Gas Station Canopy.

13. MISCELLANEOUS (Continued):

J. A variance to Ordinance 171.10(D), Location and Supplementary Area Regulations for Signs in Business Districts to allow a gas monument sign 20.2' from the edge of the pavement; a Meijer monument sign 20.2' from the edge of the pavement and 14.1' from the side yard of the North business.

K. A variance to Ordinance 970.01, Height Limitation to allow a height of 39' maximum only at the two entry vestibules.

All **VARIANCES APPROVED** by Zoning Board of Appeals

14. ADJOURNMENT

Carol L. Sekerak
Clerk of Council