

# City of Seven Hills

Record of Minutes of

**SPECIAL** COUNCIL MEETING HELD July 16, 2018

---

This **SPECIAL** Council Meeting was called to order by Council President Anthony D. Biasiotta at 8:07 p.m. with the Pledge of Allegiance.

## **ROLL CALL**

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

## **Motion to Excuse Absence**

**MOTION** by Mr. Biasiotta, seconded by Ms. Stager, to excuse the absence of Councilman-at-Large Elliott from tonight's Council Meeting.

Roll Call: all yea

**MOTION CARRIED**

## **Motion to Amend Agenda**

**MOTION** by Mr. Biasiotta, seconded by Ms. Kelly, to waive the twenty-four-hour delivery requirement for:

**Ordinance No. 97-2018** – AN EMERGENCY ORDINANCE  
APPROPRIATING \$4,519.00 FOR THE PURCHASE OF TURNOUT  
GEAR TO BE USED BY TWO NEWLY HIRED FIREFIGHTERS; and

*Council President Biasiotta explained Council was going to add the following three Ordinances for the administrative purpose of referring them to the Special Planning Commission Meeting to be held this Wednesday, July 18, 2018, at 5:00 p.m. Council President Biasiotta stated the next three Ordinances are being added to the Agenda for the sole purpose of being referred.*

**Ordinance No. 98-2018** – AN ORDINANCE SUBMITTING TO THE ELECTORS A CHANGE OF ZONING IN A CERTAIN AREA EAST OF BROADVIEW ROAD, NORTH OF RIDGEVIEW, AND SOUTH OF CIVIC DRIVE; and

# City of Seven Hills

Record of Minutes of

**SPECIAL COUNCIL MEETING HELD** July 16, 2018

---

**Ordinance No. 99-2018** – AN ORDINANCE ENACTING NEW CHAPTER 969(A), GENERAL RETAIL BUSINESS DISTRICTS WITH ACCESSORY USE; and

**Ordinance No. 100-2018** – AN ORDINANCE SUBMITTING TO THE ELECTORS A CHANGE OF ZONING IN A CERTAIN AREA EAST OF BROADVIEW ROAD, NORTH OF ORCHARDVIEW AVENUE, SOUTH OF VILLAGE DRIVE, AND WEST OF VALLEYWOOD PARK;

*Mayor Dell'Aquila interjected and stated that before the vote is taken to please let the record reflect that he will be recusing himself from these Ordinances and absenting himself from the dais.*

*Council President Biasiotta clarified that Mayor Dell'Aquila was speaking about Ordinance No. 99-2018 and Ordinance No. 100-2018.*

and to amend the Agenda by entering Ordinance Nos. 97-2018, 98-2018, 99-2018, and 100-2018 onto the agenda as Item Nos. D4, D5, D6, and D7, respectively, if there is no division of the question.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 97-2018, Ordinance No. 98-2018, Ordinance No. 99-2018, and Ordinance No. 100-2018 were added to the Agenda.**

## **OPEN TO THE AUDIENCE ON LEGISLATION ONLY**

There were no questions or comments from the audience.

*At this point in the meeting, Mayor Dell'Aquila left the dais and exited Council Chambers.*

## **ORDINANCES AND RESOLUTIONS**

**Ordinance No. 93-2018** – AN ORDINANCE ENACTING NEW CHAPTER 976(B), ENTITLED “ELDERLY CARE WITH GENERAL RETAIL DISTRICT”, AS CONTAINED IN TITLE NINE, ZONING USE DISTRICTS, OF PART NINE, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO.

**Ordinance No. 93-2018 was read by full title only for its second reading.**

# City of Seven Hills

Record of Minutes of

*SPECIAL* COUNCIL MEETING HELD July 16, 2018

---

**Ordinance No. 95-2018** – AN ORDINANCE TO AMEND SECTION 1121.03(a), COMPENSATION OF THE BUILDING COMMISSIONER, AS CONTAINED IN CHAPTER 1121, ADMINISTRATION, OF TITLE THREE, LOCAL BUILDING PROVISIONS, OF PART ELEVEN, BUILDING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF CHANGING THE POSITION OF BUILDING COMMISSIONER FROM PART-TIME TO FULL-TIME STATUS.

**Ordinance No. 95-2018 was read by full title only for its second reading.**

**Ordinance No. 96-2018** – AN ORDINANCE TO AMEND SECTION 151.091, COMPENSATION OF EMPLOYEES GENERALLY, AS CONTAINED IN CHAPTER 151, EMPLOYEES GENERALLY, OF TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, FOR THE PURPOSE OF CHANGING THE STATUS OF THE POSITION OF BUILDING COMMISSIONER FROM PART-TIME TO FULL-TIME WITH AN INCREASE IN SALARY RANGE.

**Ordinance No. 96-2018 was read by full title only for its second reading.**

**Ordinance No. 97-2018** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$4,519.00 FOR THE PURCHASE OF TURNOUT GEAR TO BE USED BY THE TWO NEWLY HIRED FIREFIGHTERS, SAID PURCHASE TO BE MADE FROM WARREN FIRE EQUIPMENT THROUGH THE STATE PURCHASING PROGRAM; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Ms. Kelly, to read Ordinance No. 97-2018 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Amended Ordinance No. 97-2018 was read by full title only for its first and final reading.

**MOTION** by Mr. Biasiotta, seconded by Ms. Kelly, to pass Ordinance No. 97-2018 as an emergency measure.

**Council President Biasiotta** stated:

“I would like to state for the record that the reason for the emergency is a safety issue and is also timing. The hiring of two new Firefighters will help reduce the amount of overtime being accrued by the current staff. So, the sooner we can get them trained and out of that early training period, the faster we can assimilate and save money.”

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 97-2018 IS DECLARED PASSED.**

# City of Seven Hills

Record of Minutes of

*SPECIAL* COUNCIL MEETING HELD July 16, 2018

---

**Ordinance No. 98-2018** - AN ORDINANCE TO PROVIDE FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SEVEN HILLS A PROPOSED REVISION TO THE ZONING MAP OF THE CITY OF SEVEN HILLS BY CHANGING THE ZONING IN CERTAIN AREAS EAST OF BROADVIEW ROAD AND GENERALLY IN AN AREA NORTH OF RIDGEVIEW AND SOUTH OF CIVIC DRIVE (specifically PERMANENT PARCEL NUMBERS 552-17-009, 552-17-011, 552-17-057 and 552-17-058) FROM BROADVIEW ROAD DEVELOPMENT DISTRICT, PARCEL 3 WITH GUIDELINES FOR USE FOUND IN CHAPTER 976, TO ELDERLY CARE WITH GENERAL RETAIL DISTRICT WITH GUIDELINES FOR USE FOUND IN CHAPTER 976(B) OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS.

**Ordinance No. 98-2018 was read by full title only for its first reading.**

**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to refer Ordinance No. 98-2018 to the City of Seven Hills Planning Commission for approval.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 98-2018 was referred to the Seven Hills Planning Commission for approval.**

**Ordinance No. 99-2018** - AN ORDINANCE ENACTING NEW CHAPTER 969(A), ENTITLED "GENERAL RETAIL BUSINESS DISTRICTS WITH ACCESSORY USE", AS CONTAINED IN TITLE NINE, ZONING USE DISTRICTS, OF PART NINE, PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO.

*(Mayor Dell'Aquila's name has been removed as a sponsor of Ordinance No. 99-2018.)*

**Ordinance No. 99-2018 was read by full title only for its first reading.**

**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to refer Ordinance No. 99-2018 to the City of Seven Hills Planning Commission for approval.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 99-2018 was referred to the Seven Hills Planning Commission for approval.**

# City of Seven Hills

Record of Minutes of

*SPECIAL* COUNCIL MEETING HELD July 16, 2018

---

**Ordinance No. 100-2018** - AN ORDINANCE TO PROVIDE FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SEVEN HILLS A PROPOSED REVISION TO THE ZONING MAP OF THE CITY OF SEVEN HILLS BY CHANGING THE ZONING IN A CERTAIN AREA EAST OF BROADVIEW ROAD, NORTH OF ORCHARDVIEW AVENUE, SOUTH OF VILLAGE DRIVE AND WEST OF VALLEYWOOD PARK, (specifically Permanent Parcel Number 552-23-008 ) FROM GENERAL RETAIL BUSINESS DISTRICT TO GENERAL RETAIL BUSINESS DISTRICTS WITH ACCESSORY USE WITH GUIDELINES FOR USE FOUND IN CHAPTER 969(A) OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS.

*(Mayor Dell'Aquila's name has been removed as a sponsor of Ordinance No. 100-2018.)*

**Ordinance No. 100-2018 was read by full title only for its first reading.**

**MOTION** by Mr. Snitzky, seconded by Ms. Kelly, to refer Ordinance No. 100-2018 to the City of Seven Hills Planning Commission for approval.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 100-2018 was referred to the Seven Hills Planning Commission for approval.**

## **COUNCIL OPEN TO THE AUDIENCE**

*At this point in the meeting, Mayor Dell'Aquila returned to Council Chambers and took his seat on the dais.*

**Ed Bicker, 1075 East Ridgewood Drive**, made the following comments:

“Now that you are all six here, I haven’t had a lot of time to call you each individually which is my preferred method of communication. I think that you should vote against Ordinance No. 88-2018, which will be going to reading next week, correct?”

**Council President Biasiotta** responded, “Yes, it will be on the Agenda for Monday.”

**Mr. Bicker** continued, “Well, I urge you to vote against it because it’s too vaguely written, I believe, and there is an elephant in the room. I don’t think it is good for the City. And, Assistant Director, can you please expound, just shortly, on exactly what that legislation means?”

# City of Seven Hills

Record of Minutes of

*SPECIAL* COUNCIL MEETING HELD July 16, 2018

---

**Assistant Law Director Tobin** asked, "Ordinance No. 88-2018?"

**Mr. Bicker** answered, "Yes, Ordinance No. 88-2018."

**Council President Biasiotta** interjected, "First, we are going to finish our comments from the rest of the audience."

**Mr. Bicker** commented, "Alright. That's it."

**Council President Biasiotta** asked, "Do you have any other questions, Mr. Bicker?"

**Mr. Bicker** replied, "That's it, Tony."

## **OTHER BUSINESS**

**Mr. Wrobel** had no miscellaneous comments.

### **Mr. Snitzky:**

I just want to thank Jen Burger (*Recreation Director*) and Kathy Holland (*Mayor's Assistant*) for a wonderful Farmers' Market with Barrio and wine. It was a really good turnout. It was a lot of fun. Thank you.

**Mr. Greenwald** had no miscellaneous comments.

**Ms. Stager** had no miscellaneous comments.

**Ms. Kelly** had no miscellaneous comments.

**Mr. Elliott** was not present.

**Mayor Dell'Aquila** had no miscellaneous comments.

# City of Seven Hills

Record of Minutes of

**SPECIAL COUNCIL MEETING HELD** July 16, 2018

---

**Director of Public Service and Properties Lovece** had no miscellaneous comments.

**Engineer Collins** had no miscellaneous comments.

**Director of Finance Herwick** had no miscellaneous comments.

**Building Commissioner Vittardi** had no miscellaneous comments.

**Assistant Law Director Tobin** had no miscellaneous comments.

**Council President Biasiotta** had no miscellaneous comments.

There was no further business brought before Council.

**MOTION** by Mr. Biasiotta, seconded by Ms. Stager, to adjourn the meeting.

Roll Call: all ye

**MOTION CARRIED**

**The July 16, 2018 Special Council Meeting was adjourned at 8:21 p.m.**

---

Anthony D. Biasiotta, President of Council

Attest: \_\_\_\_\_

Carol L. Sekerak, Clerk of Council

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

Transcribed 7/20/18

Lisa Plisko, Council Assistant

(Edited C. Sekerak)