

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

The Regular Council Meeting of November 28, 2023, was called to order by President of Council Phil Kiriazis at 6:43 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present and accounted for were Mayor Biasiotta, Director of Law Moore, Director of Finance Petrunyak, Councilman-at-Large Elliott, Councilwoman-at-Large Kelly, Councilman-at-Large Costanzo, Ward 1 Councilman Kiriazis, Ward 2 Councilman Martin, Ward 3 Councilman Snitzky, Ward 4 Councilman Morrow, Director of Public Services and Properties Johnson, Building Commissioner Grassi and Engineer Schmitzer.

Motion by Mr. Kiriazis, seconded by Mr. Costanzo, to excuse Councilwoman-at-Large Kelly and Public Services and Properties Director Johnson from tonight's meeting.

Roll Call: all yeas

MOTION CARRIED

Council President Kiriazis explained that we are going to waive the 24-hour rule delivery requirement for **Ordinance No. 79-2023**.

Motion by Mr. Kiriazis, seconded by Mr. Elliott to enter Ordinance No. 79-2023 onto the agenda and to amend the **11-28-23** Agenda by entering Ordinance No. 79-2023 onto the agenda as Item No. 8h as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

READING AND DISPOSAL OF THE JOURNAL

Motion by Mr. Snitzky, seconded by Mr. Kiriazis, that having read the Council Minutes for the Council meetings of September 12, 2023, and November 14, 2023, I find no errors or omissions and if there is no division of the question therefore, they should be approved as printed.

Roll Call: all yeas

MOTION CARRIED

RESOLUTIONS OF COMMENDATION-There were none.

REPORTS OF COMMITTEES

Planning, Zoning, and Economic Development

Chairman Snitzky reported the Planning, Zoning, Building, and Economic Development Committee met this evening Tuesday, November 28, 2023, and the minutes will be filed as soon as I can do them. Our next meeting will be on December 26, 2023.

Public Works

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

Public Works Committee Chairman Mr. Costanzo reported that our last meeting was on November 14, 2023. Mr. Costanzo said our next regular meeting will be on Tuesday, December 12, 2023, and my meeting minutes are on file with the Clerk.

Community Services

Mr. Kiriazis reported that the Community Services Committee last met on November 14, 2023, and their next regular meeting will be on Tuesday, December 12, 2023.

Police and Safety

Police and Fire Committee Chairman Mr. Elliott reported the last meeting was held on November 14, 2023, and the minutes are on file with the Clerk. Mr. Elliott said our next regular meeting will be on Tuesday, December 12, 2023.

Parks and Recreation

Parks and Recreation Committee Chairman Mr. Morrow reported our last meeting was tonight on Tuesday November 28, 2023, and the meeting minutes are pending. Mr. Morrow said the Committee will hold its next regular meeting on Tuesday, September 26, 2023.

Rules, Ordinances, and Ethics

Rules, Ordinances, and Ethics Chairman Mr. Martin reported that our last meeting was this evening, and those minutes have been submitted to the clerk. Mr. Martin stated that our next meeting is scheduled for December 26, 2023.

Finance, Civil Service, and Personnel

Finance, Civil Service, and Personnel Committee Chairman Mr. Kiriazis reported the Committee last met this evening, and the minutes from that meeting are pending. Mr. Kiriazis said that the Committee will hold its next regular meeting on Tuesday, December 12, 2023

APPOINTMENTS AND CONFIRMATIONS There were none.

COMMUNICATIONS, PETITIONS, AND CLAIMS There were none.

COUNCIL OPEN TO THE AUDIENCE ON LEGISLATION ONLY There were none.

ORDINANCES AND RESOLUTIONS

MOTION by Mr. Morrow, seconded by Mr. Kiriazis to suspend the rules of the Charter and read Ordinance No. 72-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

Ordinance No. 72-2023 –AN ORDINANCE TO AMEND CHAPTER 150, INCOME TAX, EFFECTIVE JANUARY 1, 2016, AS CONTAINED IN PART FIFTEEN, TAXATION CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, BY AMENDING THE TITLE OF THE CHAPTER; AMENDING SECTION 1501.03 IMPOSITION OF TAX; AMENDING SECTION 1501.05 ANNUAL RETURN; FILING; AMENDING SECTION 1501.08 INTEREST AND PENALTIES; AND ADDING NEW SECTION 1501.27 ELECTION TO BE SUBJECT TO R.C. 718.80 TO 718.95; AND DECLARING AN EMERGENCY. **First Reading.**

MOTION by Mr. Morrow, seconded by Mr. Kiriazis to approve the emergency clause found in Section 3 of Ordinance 72-2023.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Morrow, seconded by Mr. Costanzo to pass Ordinance No. 72-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 72-2023 IS DECLARED PASSED

MOTION by Mr. Costanzo, seconded by Mr. Elliott to suspend the rules under the Charter and read Ordinance No. 73-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A 36 MONTH GUARANTEED PRICE AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO WITH ADP, LLC OF ROSELAND NEW JERSEY FOR THE PROCUREMENT OF PAYROLL TAX FILING BENEFITS ADMINISTRATION AND OTHER DATA PROCESSING SERVICES AND APPROPRIATING FUNDS FOR SAID SERVICE ACCORDING TO CONTRACT TERMS; AND DECLARING AN EMERGENCY.

First Reading

MOTION by Mr. Costanzo, seconded by Mr. Elliott to approve the emergency clause found in the last section of Ordinance No. 73-2023.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Costanzo, seconded by Mr. Elliott to pass Ordinance No. 73-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 73-2023 IS DECLARED PASSED

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

MOTION by Mr. Martin, seconded by Mr. Kiriazis to suspend the rules under the Charter and read Ordinance No. 074-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

Ordinance No. 74-2023 –AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A PROVIDER AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS WITH MEDICAL MUTUAL OF OHIO COMMENCING JANUARY 1, 2024 THROUGH DECEMBER 31, 2025 FOR THE FURNISHING OF MEDICAL INSURANCE BENEFITS FOR QUALIFIED FULL TIME CITY EMPLOYEES; AUTHORIZING AND DIRECTING THE MAYOR AND ADMINISTRATION TO SIGN, ON BEHALF OF THE CITY OF SEVEN HILLS, ANY AND ALL DOCUMENTS NECESSARY TO IMPLEMENT AND GIVE FORCE AND EFFECT TO SAID MEDICAL COVERAGES; AND DECLARING AN EMERGENCY **First Reading.**

MOTION by Mr. Martin, seconded by Mr. Kiriazis to approve the emergency clause found in Section 4 of Ordinance No. 74-2023.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Martin, seconded by Mr. Kiriazis to pass Ordinance No. 74-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 74-2023 HAS PASSED

MOTION by Mr. Snitzky, seconded by Mr. Morrow to suspend the rules under the Charter and read Ordinance No. 75-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

Ordinance No. 75-2023 AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$88,256.00 FOR THE PURCHASE OF TWO (2) 2025 FORD POLICE EXPLORERS (BLACK PIU HYBRID WITH KEYLESS ENTRY). FOR USE BY THE CITY OF SEVEN HILLS POLICE DEPARTMENT WITH APPURTENANCES SAID PURCHASE TO BE MADE FROM CHAPMAN FORD THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING (STATE CONTRACT RS1015078) AND DECLARING AN EMERGENCY. **First Reading**

MOTION by Mr. Snitzky, seconded by Mr. Morrow to approve the emergency clause found in the last section of the Ordinance, because the reason that it is an emergency is it takes months to get these vehicles, so the sooner we do it the sooner we can get them.

Roll Call: all yeas

MOTION CARRIED

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

MOTION by Mr. Snitzky, seconded by Mr. Morrows to pass Ordinance No. 75-2023 as an emergency measure.
Roll Call: all yeas **MOTION CARRIED**

ORDINANCE NO. 75-2023 IS DECLARED PASSED.

MOTION by Mr. Costanzo, seconded by Mr. Elliott to suspend the rules under the Charter and read Ordinance No. 76-2023 by title only for its first and final reading.
Roll Call: all yeas **MOTION CARRIED**

Ordinance No. 76-2023 –AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A NON-EXCLUSIVE PER DIEM LEASE AGREEMENT FOR JAIL HOUSING AND ANCILLARY SERVICES ON BEHALF OF THE CITY OF SEVEN HILLS, WITH THE CITY OF NORTH ROYALTON FOR THE EXTENSION OF JAIL HOUSING AND ANCILLARY SERVICES ON A PER DIEM BASIS; AND DECLARING AN EMERGENCY. **First Reading**

MOTION by Mr. Costanzo, seconded by Mr. Elliott to approve the emergency clause found in the last section of Ordinance No. 76-2023.
Roll Call: all yeas **MOTION CARRIED**

MOTION by Mr. Costanzo, seconded by Mr. Elliott to pass Ordinance No. 76-2023.
Roll Call: all yeas **MOTION CARRIED**

ORDINANCE NO. 76-2023 IS DECLARED PASSED

MOTION by Mr. Morrow, seconded by Mr. Kiriazis to suspend the rules under the Charter and read Resolution No. 11-2023 by title only for its first and final reading.
Roll Call: all yeas **MOTION CARRIED**

Resolution No. 11-2023 –A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO MAKE PROPERTY TAX ADVANCE PAYMENTS TO THE CITY DURING CALENDAR YEAR 2024, PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY. **First Reading**

MOTION by Mr. Morrow, seconded by Mr. Kiriazis to approve the emergency clause found in Section 3 of Resolution No. 11-2023.
Roll Call: all yeas **MOTION CARRIED**

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

MOTION by Mr. Morrow, seconded by Mr. Kiriazis to adopt Resolution No. 11-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

RESOLUTION 11-2023 HAS BEEN ADOPTED

MOTION by Mr. Costanzo, seconded by Mr. Martin to suspend the rules under the Charter and read Resolution No. 12-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

Resolution No. 12-2023— A RESOLUTION OF NECESSITY TO LEVY A RENEWAL TAX IN EXCESS OF THE TEN-MILL LIMITATION AND DECLARING AN EMERGENCY (Ohio Revised Code Sections 5705.03, 5705.19, and 5705.25) AND DECLARING AN EMERGENCY. **First Reading**

MOTION by Mr. Costanzo, seconded by Mr. Martin to approve the emergency clause found in the last section of Resolution No. 12-2023.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Costanzo, seconded by Mr. Martin to adopt Resolution No. 12-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

RESOLUTION 12-2023 HAS BEEN ADOPTED

MOTION by Mr. Snitzky, seconded by Mr. Kiriazis to suspend the rules of the Council and read Ordinance No. 79-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

Ordinance No. 79-2023-AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS WITH OHIO COUNCIL 8 AND LOCAL 3557 CLERICAL-TECHNICAL CHAPTER, AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, AFL-CIO, FOR THE PURPOSE OF MEMORIALIZING WAGE NEGOTIATIONS WITH VARIOUS CITY EMPLOYEES; AND DECLARING AN EMERGENCY.

MOTION CARRIED

MOTION by Mr. Snitzky, seconded by Mr. Kiriazis to approve the emergency clause found in Section 3 of the Ordinance.

Roll Call: all yeas

MOTION CARRIED

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

MOTION by Mr. Snitzky, seconded by Mr. Kiriazis to pass Ordinance No. 79-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 79-2023 IS DECLARED PASSED

COUNCIL OPEN TO THE AUDIENCE -There were none.

REPORTS AND COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR-had no report.

REPORTS FROM THE DIRECTORS OF DEPARTMENTS AND OTHER OFFICIALS

Director of Finance Petrunyak-had no report.

Director of Law Moore: The Law Department report is on file in the Clerk of Council office.

City Engineer Schmitzer - had no report.

Building Commissioner Grassi reported that throughout the month of November the Building Department processed 65 new permit approvals. He stated that we registered 15 new contractors who could work in the city, and we responded to 28 new property maintenance violations. There were no new submissions for the December 6, 2023, Planning Commission meeting. The Zoning Board of Appeals will meet on Wednesday December 13, 2023, at 7:00 pm., and there is one variance request on the agenda thank you and have a pleasant evening.

MISCELLANEOUS

Mr. Kiriazis stated that he had one floor motion that he had to make this is coming from the Building Department that we waiver the sewer service or rental charge as provided for in Section 729.08 be waived for the five parcels identified in the request these are part of the Hemlock Creek Project and these properties are owned by the Northeast Ohio Sewer District. Mr. Kiriazis asked if there were any questions.

Motion by Mr. Kiriazis, seconded by Mr. Morrow to waive the fees for the rental charge.

Roll Call: all yeas

MOTION CARRIED

Mr. Costanzo had no comments.

Mr. Elliott had no comments.

City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD NOVEMBER 28, 2023

Mr. Morrow had no comments.

Mr. Martin had no comments.

Mr. Snitzky stated that he hoped everyone had a good Thanksgiving. He said that today a lot of people experienced winter driving back in Cleveland today for the first time, and he would tell you to be careful. Mr. Snitzky explained that he saw more wrecks in one day than he saw in the entire year, so be sure to take it easy out there, and thank you very much.

Mr. Kiriazis Had no comments.

ADJOURNMENT

Motion by Mr. Kiriazis seconded by Ms. Kelly to adjourn at 7:35 p.m.,

Roll Call: all yeas

MOTION CARRIED

Phil Kiriazis, President of Council

ATTEST: _____
Evelyn K. Gelbman, Clerk of Council

DATE: _____

Transcribed December 8, 2023