

City of Seven Hills

Record of Minutes of the

REGULAR COUNCIL MEETING HELD - MARCH 14, 2023

Council President Kiriazis called the March 14, 2023, Regular Council Meeting to order at 6:46 P.M.

PLEDGE OF ALLEGIANCE

1. 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 Kulju, Ward 1 Councilman Kiriazis, 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. Snitzky to excuse Ward 2 Councilman Martin, Council President Pro Tem Kelly, seconded by Mr. Kiriazis. Mr. Kiriazis, seconded By Mr. Kulju.

ROLL CALL: all yeas.

MOTION CARRIED

2. **READING AND DISPOSAL OF JOURNAL**-Mr. Kulju stated that having read the minutes of the Regular Council meeting of February 28, 2023 and November 15, 2022, he found no errors or omissions, and if there is no division of the question, I will make a motion to accept the minutes as submitted.

MOTION by Kulju seconded by Kiriazis to accept the minutes for the February 28, 2023, and November 15, 2022, Regular Council Meeting

ROLL CALL: all yeas.

MOTION CARRIED

3. **CONSENT AGENDA** - There were no submissions.

4. **RESOLUTIONS OR COMMENDATIONS** - There were none.

5. REPORTS OF COMMITTEES

Planning, Zoning, and Economic Development

Planning, Zoning, and Economic Development Committee Chair Snitzky stated that previous minutes from previous meetings have been submitted. Mr. Snitzky said that the Committee will hold its next regular meeting on March 28, 2023.

Public Works

Public Works Committee Chair Kulju said that the Public Works Committee met this evening, March 14th. Our next meeting will be on April 11, 2023, and the minutes from that meeting will be on file with the Clerk of Council.

Community Services

Chairwoman Kelly reported the last meeting was this evening and the minutes are pending. She stated that our next meeting will be on April 11, 2023

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Police and Fire

Chairman Elliott said our last meeting was this evening, and the minutes are on file with the Clerk of Council. He reported that our next meeting will be on April 11, 2023.

Parks and Recreation

Community Services Chair Morrow stated that our last meeting was on February 28, 2023, and the meeting minutes are on file with the Clerk of Council. he said that the Committee will hold its next regular meeting on March 28, 2023.

Rules, Ordinances and Ethics

Rules, Ordinances, and Ethics Committee Chair Snitzky stated that the committee last met on February 28, 2023, the minutes are on file with the Clerk of Council and our next meeting will be on Tuesday, March 28, 2023.

Finance, Civil Service, and Personnel

Finance, Civil Service and Personnel Committee Chair Kiriazis stated that the Committee last met this evening March 14, 2023, and the minutes from that meeting are pending. Mr. Kiriazis said that the Committee will hold its next regular meeting on March 28, 2023.

6. **APPOINTMENTS AND CONFIRMATIONS** - There were no appointments or confirmations.

7. **COMMUNICATIONS, PETITIONS, AND CLAIMS** - There were none.

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

9. **ORDINANCES AND RESOLUTIONS**

- a. **Ordinance No. 07-2023** -- AN ORDINANCE TO AMEND THE APPROPRIATIONS OF THE CITY OF SEVEN HILLS FOR THE YEAR ENDING DECEMBER 31, 2023.

Third Reading.

MOTION by Mr. Snitzky, seconded by Mr. Morrow to suspend the rules of the Charter and read Ordinance No. 07-2023 by title only for its third and final reading.

Roll Call: all yeas.

MOTION CARRIED

MOTION by Mr. Snitzky, seconded by Morrow to pass Ordinance No. 07-2023.

Roll Call: all yeas.

MOTION CARRIED

ORDINANCE NO. 07-2023 IS DECLARED PASSED.

PRESENTING A FIREWORKS DISPLAY FOR THE CITY OF SEVEN HILLS HOMEDAYS 2023. AND APPROPRIATING A SUM NOT TO EXCEED \$14,000.00 FOR SAID SERVICE.

ORDINANCE NO. 12-2023 WAS READ FOR ITS SECOND READING.

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- c. **Ordinance No. 13-2023** - - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH GARY PEARLMAN, DR. AWESOME INC., FOR THE PURPOSE OF ENTERTAINMENT FOR THE CITY OF SEVEN HILLS' HOMEDAYS 2023 AND APPROPRIATING A SUM NOT TO EXCEED \$500 SAID SERVICE. **Second Reading**

ORDINANCE NO. 13-2023 WAS READ FOR ITS SECOND READING.

- d. **Ordinance No. 16-2023** - - AN ORDINANCE TO APPROPRIATE A SUM OF \$190,000.00 FOR OUTSIDE LEGAL COUNSEL (VARIOUS VENDORS) FOR THE YEAR 2023; AND DECLARING AN EMERGENCY.

First Reading.

MOTION by Mr. Kulju, seconded by Mr. Morrow to suspend the rules of Council and read Ordinance No. 16-2023 by title only for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

MOTION by Kulju, seconded by Mr. Morrow to approve the emergency clause in Section 3 of the Ordinance.

Roll Call: all yeas

MOTION CARRIED

MOTION by Kulju, second Morrow to pass Ordinance 16-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 16-2023 WAS READ FOR ITS SECOND READING.

- e. **Ordinance No. 17-2023** - - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH JACKSON, DIEKEN & ASSOCIATES, OF WESTLAKE, OHIO, AND APPROPRIATING A SUM NOT TO EXCEED \$142,000.00 FOR THE FURNISHING OF COMPREHENSIVE MUNICIPAL LIABILITY AND CYBER INSURANCE RENEWAL EFFECTIVE APRIL 1, 2023, THROUGH MARCH 31, 2024; AND DECLARING AN EMERGENCY.

First Reading.

MOTION by Kelly, seconded by Kiriazis to approve the emergency clause in Section four of the Ordinance. The emergency clause is needed for timing because this contract starts on April 1, 2023. Roll Call: all yeas.

MOTION CARRIED

MOTION by Kelly, second Kiriazis to adopt Ordinance 17-2023 as an emergency measure. Roll Call: all yeas

MOTION CARRIED

MOTION by Snitzky, second Elliott to suspend the rules of Council and read Ordinance No. 2018-2023 by title only for its first and final reading.

- f. **Ordinance No. 18-2023** - - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO WITH

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HUMMEL CONSTRUCTION FOR THE SEVEN HILLS PARKS PHASE 3 IMPROVEMENTS (PROJECT No. 21121); APPROPRIATING AN AMOUNT NOT TO EXCEED \$451,480.00 FOR SAID SERVICES; AND DECLARING AN EMERGENCY.

First Reading.

MOTION by Snitzky, second Elliott to approve the emergency clause in the last section of the Ordinances simply because we are in the construction season, and we want to get going on it.

Roll Call: all yeas

MOTION CARRIED

MOTION by Snitzky, second Elliott to adopt 18-2023 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

10. **COUNCIL OPEN TO THE AUDIENCE-** Jack Thrane - 6462 Crossview Road, asked Council President Kiriazis if our City keeps an active list of sex offenders. Mr. Kiriazis responded I will have to defer to the Law Director. Law Dir. Moore explained the county keeps a record of that I am not sure if the cities keep a record of that. Mr. Thrane asked what about our city. Law Dir. Moore responded our city is still a part of the county if you access the Sheriff's office you can look by street address by putting in a zip code.

Mr. Thrane asked why isn't that public knowledge. Mr. Kiriazis responded when a sex offender moves into a neighborhood the county must send a notice out to anybody within so many feet or a mile of that location. Mr. Thrane explained he is curious being a resident of the city where these people are and why don't I know where they are. Chief Salloum responded all this information is public information they are required to register with the Sheriff's office they are the ones who must maintain that listing, and they are the ones who are responsible for mailing that information out just go to the Sheriff's website or we might have a link to that on the Police Department website page all of that information is public and it is maintained on their website. Mr. Vane asked if you feel that you owe no responsibility to the residents to know where these people are if they are in our city.

Chief Salloum responded we can't post them on a wall. Mr. Thrane asked why not? Chief Salloum responded I don't believe we are allowed. Mr. Thrane asked if they have rights where we cannot know where they are. Law Dir. Moore responded the information that you want is right at your fingertips through the Cuyahoga County Sheriff's Department they have a registry, and they have a bunch of information on there and you can search that registry and find out anything that you want to know. Chief Salloum explained he believes that there is a link to the Sheriff's office on the Seven Hills Police Department website. Mr. Thrane asked if we are aware of these people being in our city. Law Director Moore responded they are supposed to be registered because if the court orders somebody to do this it doesn't mean that they do it, but that is why the probation officers in the probation department do a great job with that it is something that is regularly being done and it is taken very seriously. Mr. Thrane said thank you for the information. Mr. Kiriazis asked if there was anybody else who wanted to make a comment.

Holly Strick, 5741 Skyline stated that she is a neighbor of Mr. Orwig, and her property also borders the volleyball court. She said that it has been a while since she has been here, but she wanted to say

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that I feel the same way that Patrick does. He has expressed at the meetings that I have not been able to attend. Ms. Strick said that any consideration that you folks can help us out with would be greatly appreciated. Councilman Elliott responded that I asked this question to Mr. Orwig two weeks ago, if we put something else in that spot are you going to be ok with it? Say we put all the equipment for the playground would that be better. Ms. Strick responded if it were the playground equipment it would be easier if it were something else. It would depend on what it is it is just a matter of how much noise it generates and the nature of the noise when you hear young men in their 20's and every other word is the "F" word at the top of their lungs.

Ms. Strick explained the windows are all closed, and the air conditioner is on and I must turn up the tv, and I can still hear it. She further explained that she is the furthest in my home, and it is obnoxious, and she does not have a problem with the playground noise because the kids are here and gone it is not the same kind of noise. Ms. Strick stated to Councilman Elliott I hope that answers your question it would also depend on how close it is and it would be nice if it would be 30 feet away from the fence line as well if you guys did do anything just because it is so close it is like constantly having people in your back yard. She explained even when there are sports related activities like the little league games right now, they are playing two doors down from me is like being at Chuck E Cheese at peak hour. Ms. Strick further explained last year my best friend brought her dog over and she was helping me rearrange stuff in my screened in porch in the backyard, and I have a deck that goes around it, so we had the dog tied to the deck he is just a little guy a Shih Tzu.

Ms. Strick explained that one of the soccer coaches came early to set up and he was standing over where the current pavilion is, so they were maybe there for five minutes, and Angel was barking for five minutes not near the fence line near my house. She further explained if it had been longer, I would have brought her in because she does not want to piss off all her neighbors, and the coach yelled in our direction get that dog to shut the hell up. Ms. Strick pointed out when there is so much activity going around and so many people it is like constantly having a party in your backyard, so that is part of my issue with the noise as well, because that is what is currently happening when the kids are playing their little league game, they are right up on my neighbor's fences leaning up against the fence there is literally no buffer zone as well. Mr. Elliott asked how long you have lived in that house. Ms. Strick responded I grew up in that house and when I was growing up there was just the baseball and some playground equipment, and then for awhile it was in some disrepair I inherited the house from my parents four years ago, and I had been staying with my mom who was older and had some health issues.

Ms. Strick explained that the house belonged to her parents, and she moved there four years ago, and she had stayed with her mom so she kind of lived with her for almost ten years before she passed four years ago, and the old volleyball court was not a problem it was far enough away, and there wasn't a lot of little league stuff going on. She further explained it was always quiet so when I moved in, I thought this is awesome I got my retirement home that I grew up in with a beautiful screened in porch and a nice backyard, a nice area to look at where kids are playing, but it is so much different, and it has changed in the last couple of years. Mr. Elliott responded, I believe you hit the head on the nail when you said the parks used to be in disrepair under this administration they are no longer in

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disrepair we are literally fixing them up so people can go back to the parks, so little kids in the city have a place to play I used to coach at that park years ago I coached football and everything else there. He pointed out that it fell into disrepair, and we stopped having games and stuff that is not happening anymore, because parents and little kids in the city want to play ball, that is part of this. Mr. Elliott stated it is hard to switch a volleyball court around because no one used the old volleyball court because it was horrible but now it is nice, and people are going to be able to play there.

Mr. Elliott said if the ballfield is nice people are going to play there, I know Councilwoman Kelly and Councilman Morrow have been doing some research the last couple of weeks, so I am going to let them take it away because now is the time to discuss it. Councilman Morrow explained that he has done a lot of research, and basically from my perspective I am trying to go off of facts and see where we are at city wide, as well.

REPORTS AND COMMUNIICATIONS FROM THE MAYOR/SAFETY DIRECTOR – no report.

REPORTS FROM THE DIRECTORS AND OTHER OFFICIALS:

- a. Director of Finance Petrunyak - no report.
- b. Director of Law Moore - no report.
- c. Director of Public Service & Properties Johnson - no report.
- d. City Engineer - no report.
- e. Building Commissioner Grassi – Bldg. Comm. Grassi reported that he had a brief update from the Building Department this evening the Building Department software update has started, and the office staff is currently receiving virtual training on the system. He stated that the annual building reports have been completed and they have been filed with the Ohio Board of Building Standards. Bldg. Comm. Grassi said the Zoning Board of Appeals will meet tomorrow March 14th at 7:00 P.M., and there is one variance request on the agenda, and currently two requests have been submitted for the April meeting. He reported that the Planning Commission met last week and there was one submission on the agenda permission was withdrawn by the applicant for the revisions and will be resubmitted at a future date.

13. MISCELLANEOUS COMMENTS-COUNCIL

Ms. Kelly – no comments.

Mr. Kiriazis – no comments.

Mr. Kulju – no comments.

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Mr. Martin – no comments

Mr. Morrow – no comments.

Mr. Snitzky – no comments.

Mr. Elliott – Thanked Finance Director Petrunyak for his help in identifying the rental properties in the City.

Chief Salloum and Law Director Moore for their help with the Child Endangerment Law.

Chief Meklemburg for his work on securing the Epi Pens for our community.

Mr. Snitzky - no comments.

14.. ADJOURNMENT

Mr. Kiriazis asked if there was any other business. There being none he asked for a motion to adjourn.

MOTION by Mr. Kiriazis, seconded by Martin to adjourn at 6:53 p.m.

ROLL CALL: all yeas.

MOTION CARRIED

Phil Kiriazis, President of Council

Attest: _____
Judith Goslin, Clerk of Council

Date: _____

Transcribed 6/20/23