

City of Seven Hills

Record of Minutes of the

REGULAR COUNCIL MEETING HELD - DECEMBER 13, 2022

Council President Kiriazis called the December 15, 2022, Regular Council Meeting to order at 8:08 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 2 Councilman Martin, Ward 3 Councilman Snitzky, Ward 4 Councilman Dell'Aquila, Director of Public Services and Properties Johnson.

MOTION by Mr. Kiriazis, second by Mr. Snitzky to excuse Building Commissioner Grassi and Engineer Schmitzer from tonight's meeting.

ROLL CALL: all yeas

MOTION CARRIED

MOTION by Mr. Kiriazis, seconded by Mr. Kelly to go into Executive Session for employee organization.

ROLL CALL: all yeas

MOTION CARRIED

At 8:09 p.m. All Council Members left the Council Chambers and assembled in the Caucus Room for Executive Session.

Mr. Kiriazis announced that we are returning from the Executive Session at 8:42 p.m., and we are now going to go to the election of the President of Council. The Council meeting reconvened at 8:43 P.M, with Law Director Moore assuming the Chair.

1a **ELECTION - PRESIDENT OF COUNCIL** - Law Director Moore asked if there were any nominations.

MOTION by Ms. Kelly, seconded by Mr. Snitzky to nominate Phil Kiriazis as President of Council for the coming one-year term.

ROLL CALL: all yeas

MOTION CARRIED

Law Director Moore congratulated the President of Council on a second term. Mr. Kiriazis responded and thanked Council for reelecting him as the President of Council.

Law Director Moore turned the meeting over to Council President Kiriazis to Chair.

1b **ELECTION - PRESIDENT OF COUNCIL PRO TEM**

MOTION by Kiriazis, seconded by Snitzky to nominate Council Pro Tem Ms. Kelly as President Council Pro Tem for the coming one-year term.

ROLL CALL: all yeas

MOTION CARRIED

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Rules, Ordinances and Ethics

Chairman Dell'Aquila reported that the Rules, Ordinances, and Ethics Committee met this evening,, and the next meeting will be on December 27, 2022.

Finance, Civil Service, and Personnel

Finance, Civil Service and Personnel Committee Chair Kiriazis stated that the Committee last met this evening December 13, 2022 and the minutes are pending. Mr. Kiriazis said that the Committee will hold its next regular meeting on December 27, 2022.

6. **APPOINTMENTS AND CONFIRMATIONS** - There were no appointments or confirmations.
7. **COMMUNICATIONS, PETITIONS, AND CLAIMS**- Clerk of Council Sekerak explained that she had a request from Mr. Patrick Orwig to read into the record the following communication, was sent Sunday, December 11, 2022. To Council my name is Patrick Orwig and my wife Jennifer, and I reside at 5733 Skyline Drive tonight will be the first meeting since mid to late last year that I have not attended a scheduled Council meeting due to a death in the family. My attendance has always been to learn and participate after I was surprised to learn about a volleyball court near my property as you have shown in presentations from the administration. I continue to seek the Council's attention regarding the inappropriate placement of the volleyball court at North Park, but Council says it is an administrative matter. The administration has stated that the placement will remain because there are higher priorities for the parks, and both the Mayor and I agree the Council is within its rights to direct the mayor to take other action.

Mr. Orwig explained that the court is too close to the residences, the statement is further relegated by a taller fence being proposed. He further explained that no consideration is given related to noise at 4,000 square feet from our property line. The court is over twice as large as well as less than half the distance to residences as was the original its placement is a pure hindrance to the enjoyment, appearance, and value of our homes. Mr. Orwig asked the Parks and Recreation Committee, or the Chairman meet with me regarding my alternative plan to review the matter with the parks director asking that they provide an alternative solution for the volleyball court replacement at North Park respectfully Patrick Orwig - 5733 Skyline Drive.

8. **COUNCIL OPEN TO THE AUDIENCE ON LEGISLATION ONLY**- There were none.
9. **ORDINANCES AND RESOLUTIONS**

MOTION by Mr. Snitzky, second by Mr. Martin to suspend the rules of Council and read Ordinance No. 21-2023 by title only for its first and final reading.

- a. **Ordinance No. 94-2022** - AN ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$50,000.00. FOR A CHANGE ORDER TO ORDINANCE NO. 126-2021 PASSED BY COUNCIL ON JANUARY 25, 2022, WHICH AUTHORIZED AN INITIAL AMOUNT OF \$140,000.00 FOR OUTSIDE

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ORDINANCE NO. 96-2022 IS DECLARED PASSED

ORDINANCE NO. 97-2022 Introduced by Mayor Biasiotta and Councilpersons Kiriazis, Kelly, Elliott, Martin, Snitzky and Dell'Aquila AN ORDINANCE AUTORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH STEWART LAND USE, LLC, FOR PROFESSIONAL SERVICES IN ASSISTING THE CITY WITH AMENDMENTS, ADDITIONS, OR DELETIONS IN THE CITY'S ZONING CODE, MAPS, AND PROCESSES; AUTHORIZING AN AMOUNT NOT TO EXCEED \$51,500.00 FOR SAID SERVICE; AND DECLARING AN EMERGENCY. First Reading.

MOTION by Mr. Kulju, second Mr. Martin to suspend the rules of Council and read Ordinance No. 97-2022 for its first and final reading.

Roll Call: all yeas

MOTION by Mr. Kulju, second Mr. Martin to approve the emergency clause in Section Four of the Ordinance

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Kulju, second Mr. Martin to pass 97-2022 as an emergency measure.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 97-2022 IS DECLARED PASSED

ORDINANCE NO. 98-2022 Introduced by Mayor Biasiotta and Councilpersons Kiriazis, Kelly, Kulju Elliott, Martin, Snitzky and Dell'Aquila AN ORDINANCE AMENDING ORDINANCE NO. 69-2022 PASSED BY COUNCIL OCTOBER 11, 2022, WHICH AUTHORIZED AND DIRECTED THE MAYOR TO ENTER INTO A FIVE-YEAR AGREEMENT WITH TWO ADDITIONAL ONE-YEAR RENEWAL TERMS WITH WASTE MANAGEMENT, FOR RESIDENTIAL REFUSE COLLECTION AND DISPOSAL, RECYCLING SERVICES AND DISPOSAL OF SOLID WASTE, FOR THE PURPOSE OF AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A FIRST AMENDMENT TO FORM OF CONTRACT WITH WASTE MANAGEMENT TO CORRECT AN INCONSISTENCY REGARDING THE METHOD TO EXERCISE FURTHER EXTENSION TERMS OF THE CONTRACT; AND DECLARING AN EMERGENCY. First Reading.

MOTION by Mr. Snitzky, second by Ms. Kelly to suspend the rules of Council and read Ordinance No. 98-2022 for its first and final reading.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Snitzky, second by Ms. Kelly to approve the emergency clause in Section Three of the Ordinance.

Roll Call: all yeas

MOTION CARRIED

MOTION by Mr. Snitzky, second by Ms. Kelly to pass Ordinance No. 98-2022.

Roll Call: all yeas

MOTION CARRIED

ORDINANCE NO. 98-2022 IS DECLARED PASSED

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going after the bond to cover expenses to put it back in place, and the Building Commissioner will keep us updated on the progress as it moves forward.

Mayor Biasiotta said there will be a pre-construction meeting for Raising Cane's before they break ground. He explained that there were no submissions for December for the Planning Commission, but there will be a work session on December 14, 2022, at 7:00 P.M. The December 14, 2022, Zoning Board of Appeals meeting has been canceled due to a lack of submissions, the next Zoning Board of Appeals will be January 11, 2023, at 7:00 P.M. Thank you for your attention, have a nice meeting, signed Building Commissioner Grassi.

- b. Law Director Moore reported that the Law Department's report is on file with the Clerk of the Council's office.
- c. Director of Public Service and Properties - No Report.
- d. City Engineer Schmitzer - No Report.
- e. Director of Law Petrunyak - No Report

13. MISCELLANEOUS COMMENTS FROM COUNCIL

- a. Mr. Kulju wished everyone a happy Christmas with their families and enjoy the peace and the love of the season.
- b. Councilman Elliott wished everyone a Merry Christmas and as far as the safety forces who will be working that evening, I will say a prayer for them because it is dangerous out there.
- c. Councilman Dell'Aquila wished everyone a Merry Christmas and he congratulated Council President Kiriazis and Council President Pro Tem Kelly.
- d. Councilman Martin congratulated the leadership team as we continue at the end of the year and into the new year. I want to thank the mayor and his staff and Council for supporting the gazebo project down there and how good it looks. It is a good-looking structure with good-looking lighting, and it is the start of our future as things progress over the years. He explained that grandparents can take their grandkids and get a good picture at night. You can bring your kids, or you can bring your significant other, but bring somebody and someone can take a picture. Councilman Martin wished everyone here a Merry Christmas and Happy Holidays to everyone who is in the public and I look forward to next year.
- e. Councilman Snitzky stated God bless our safety forces over the holidays, and Merry Christmas to all, and to all a good night.