

CITY OF SEVEN HILLS

A G E N D A

COUNCIL MEETING OF MARCH 24, 2014

PLEDGE OF ALLEGIANCE

1. ROLL CALL
2. READING AND DISPOSAL OF JOURNAL
 - a. Minutes of the **Regular** Council Meeting held March 10, 2014
 - b. Minutes of the **Special** Council Meeting held March 15, 2014
 - c. Minutes of the **Special** Council Meeting held March 17, 2014
3. CONSENT AGENDA
 - a. CONSENT AGENDA **NO. 1 - March 24, 2014**
 - b. CONSENT AGENDA **NO. 2 - March 24, 2014**
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. 13-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TECHNICAL SERVICE SUPPORT AGREEMENT ON BEHALF OF THE CITY WITH PHYSIO-CONTROL, INC., FOR PERFORMING ANNUAL TECHNICAL SERVICE SUPPORT OF THE FIRE DEPARTMENT'S LIFEPAK 12 AND LIFEPAK 15 DEFIBRILLATOR/MONITORS, AED 1000 AND BATTERY SUPPORT SYSTEMS, AND APPROPRIATING THE SUM NOT TO EXCEED \$5,336.00 FOR SAID SERVICE.

Third Reading.

- b. **Ordinance No. 14-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TECHNICAL SERVICE SUPPORT AGREEMENT ON BEHALF OF THE CITY WITH PHYSIO-CONTROL, INC., FOR PERFORMING ANNUAL TECHNICAL SERVICE SUPPORT OF THE POLICE DEPARTMENT'S AED UNITS LOCATED IN THE POLICE DEPARTMENT AND THE POLICE VEHICLES, AND APPROPRIATING THE SUM NOT TO EXCEED \$927.00 FOR SAID SERVICE. **Third Reading.**

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- c. **Ordinance No. 15-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TECHNICAL SERVICE SUPPORT AGREEMENT ON BEHALF OF THE CITY WITH PHYSIO-CONTROL, INC., FOR PERFORMING ANNUAL TECHNICAL SERVICE SUPPORT OF THE RECREATION CENTER'S LIFEPAK 500 AED UNIT AND BATTERY SUPPORT SYSTEM, 1 LIFEPAK 1000 AED UNIT, AND BATTERY SUPPORT SYSTEM, AND APPROPRIATING THE SUM NOT TO EXCEED \$679.00 FOR SAID SERVICE. **Third Reading.**

- d. **Ordinance No. 16-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TECHNICAL SERVICE SUPPORT AGREEMENT ON BEHALF OF THE CITY WITH PHYSIO-CONTROL, INC., FOR PERFORMING ANNUAL TECHNICAL SERVICE SUPPORT OF THE AED UNIT LOCATED AT CITY HALL, AND APPROPRIATING THE SUM NOT TO EXCEED \$309.00 FOR SAID SERVICE. **Third Reading.**

- e. **Ordinance No. 17-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TECHNICAL SERVICE SUPPORT AGREEMENT ON BEHALF OF THE CITY WITH PHYSIO-CONTROL, INC., FOR PERFORMING ANNUAL TECHNICAL SERVICE SUPPORT OF THE AED UNIT LOCATED AT THE SEVEN HILLS SERVICE GARAGE, AND APPROPRIATING THE SUM NOT TO EXCEED \$309.00 FOR SAID SERVICE. **Third Reading.**

- f. **Ordinance No. 21-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$136,458.00, PLUS DELIVERY CHARGE, FOR THE PURCHASE OF TWO (2) HENDERSON MODEL MUNIBODY 10' STAINLESS STEEL DUMP BODIES FOR USE IN THE SERVICE DEPARTMENT OF THE CITY OF SEVEN HILLS, OHIO, SAID PURCHASE TO BE MADE FROM HENDERSON TRUCK EQUIPMENT - OHIO, THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING CONTRACT (ODOT 065-14). **Second Reading.**

- g. **Amended Ordinance No. 22-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$28,316.50, PLUS DELIVERY CHARGE, FOR THE PURCHASE OF ONE (1) 2014 FORD F350 PICK-UP WITH CREW CAB, WITH APPURTENANCES, FOR USE IN THE SERVICE DEPARTMENT OF THE CITY OF SEVEN HILLS, OHIO, SAID PURCHASE TO BE MADE FROM WALT SWEENEY THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING CONTRACT (Index GDC093); AND DECLARING AN EMERGENCY. **Second Reading.**

- h. **Amended Ordinance No. 23-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$50,615.00, PLUS DELIVERY CHARGE, FOR THE PURCHASE OF TWO (2) 2014 FORD F350 PICK-UP TRUCKS (FULL SIZE, 4WD, REGULAR CAB, 12,800 LBS., LONG BED), WITH APPURTENANCES, FOR USE IN THE SERVICE DEPARTMENT OF THE CITY OF SEVEN HILLS, OHIO, SAID PURCHASE TO BE MADE FROM WALT SWEENEY THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING CONTRACT (Index GDC093); AND DECLARING AN EMERGENCY. **Second Reading.**

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- i. **Ordinance No. 24-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$9,250.00 FOR THE PURCHASE OF ONE (1) SNOW PLOW, WITH APPURTENANCES, FOR USE IN THE SERVICE DEPARTMENT OF THE CITY OF SEVEN HILLS, OHIO, SAID PURCHASE TO BE MADE FROM HENDERSON TRUCK EQUIPMENT - OHIO, THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING CONTRACT (ODOT-065-14). **Second Reading.**

- j. **Ordinance No. 25-2014** - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ECONOMIC DEVELOPMENT JOB CREATION AND JOB RETENTION AGREEMENT WITH PROFICIO MORTGAGE VENTURES. **Second Reading.**

- k. **Ordinance No. 26-2014** - 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 2014 HOMEDAYS. **Second Reading.**

- l. **Ordinance No. 27-2014** - 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 2014 FALL FESTIVAL & CHILI COOK-OFF CRAFT SHOW.
Second Reading.

m. **Ordinance No. 28-2014** - 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 WINTER CRAFT SHOW AND VFW CHILDREN'S CHRISTMAS PARTY ON DECEMBER 7, 2014. **Second Reading.**

n. **Ordinance No. 29-2014** - AN ORDINANCE TO AMEND CHAPTER 505, ANIMALS AND FOWL, CROSS REFERENCES; AMEND SECTION 505.01, DOGS AND OTHER ANIMALS RUNNING AT LARGE; AMEND SECTION 505.021(A)(F), IMPOUNDING AND DISPOSITION OF ANIMALS; AMEND SECTION 505.0211(F), VICIOUS DOGS; AMEND 505.0212, REMOVAL, IMPOUNDMENT, AND DESTRUCTION OF VICIOUS ANIMALS; AMEND 505.022, DANGEROUS, WILD, AND UNDOMESTICATED ANIMALS, INSECTS, OR PETS PROHIBITED; AMEND 505.04, ABANDONING ANIMALS; AMEND 505.05, KILLING OR INJURING ANIMALS; AMEND 505.07, CRUELTY TO ANIMALS GENERALLY; AMEND 505.12, COLORING RABBITS OR BABY POULTRY; SALE OR DISPLAY OF POULTRY; REPEALING SECTION 505.023, EQUINES, AS CONTAINED IN CHAPTER 505, ANIMALS AND FOWL, OF PART FIVE, GENERAL OFFENSES CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO.
Second Reading.

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o. **Ordinance No. 30-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$155,374.00, PLUS DELIVERY CHARGE, FOR THE PURCHASE OF TWO (2) 2014 INTERNATIONAL 7400 SFA 4X2 10-TON TRUCKS, WITH APPURTENANCES, PLUS DELIVERY CHARGE, FOR USE IN THE SERVICE DEPARTMENT OF THE CITY OF SEVEN HILLS, OHIO, SAID PURCHASE TO BE MADE FROM RUSH TRUCK CENTERS THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES OFFICE OF STATE PURCHASING CONTRACT (ODOT CO-OP CONTRACT 023-13). **Second Reading.**

p. **Amended Ordinance No. 31-2014** - AN ORDINANCE TO AMEND CHAPTER 125, MAYOR, AS CONTAINED IN PART FIVE, ADMINISTRATIVE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, BY

ADDING A NEW SECTION 125.021, "MAYOR'S EXECUTIVE ASSISTANT".
Second Reading.

- q. **Amended Ordinance No. 32-2014** - AN ORDINANCE TO AMEND SECTION 125.02, ASSISTANT TO THE MAYOR/SENIOR CITIZENS COORDINATOR, AS CONTAINED IN CHAPTER 125, MAYOR, OF PART FIVE, ADMINISTRATIVE, OF THE COFIDIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO.
Second Reading.

- r. **Ordinance No. 33-2014** - 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, OHIO, FOR THE PURPOSE OF ESTABLISHING COMPENSATION AND AMENDING TITLES OF POSITIONS.
Second Reading.

- s. **Ordinance No. 34-2014** - AN ORDINANCE AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT WITH THE CITY'S INSURANCE CARRIER; AUTHORIZING THE MAYOR TO ENTER INTO A SETTLEMENT AND RELEASE AGREEMENT WITH COUNCILMAN MATT TRAFIS; AND DIRECTING THE FINANCE DIRECTOR TO PAY \$5,000.00 FOR ATTORNEY FEES INCURRED BY COUNCILMAN MATT TRAFIS IN DEFENSE OF THE ALLEGATIONS AGAINST HIM IN *DAVID BENTKOWSKI V. THE CITY OF SEVEN HILLS, ET.AL*, CUYAHOGA COUNTY COURT OF COMMON PLEAS, CASE NO. 13CV803270. **Third Reading.**

- t. **Ordinance No. 35-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH JACKSON-DIEKEN & ASSOCIATES, INC., OF WESTLAKE, OHIO, AND APPROPRIATING A SUM NOT TO EXCEED \$80,842.00, FOR THE FURNISHING OF COMPREHENSIVE MUNICIPAL LIABILITY COVERAGE; AUTOMOBILE LIABILITY & PHYSICAL DAMAGE COVERAGE; PUBLIC OFFICIALS ERRORS & OMISSIONS COVERAGE, INCLUDING EMPLOYMENT PRACTICES LIABILITY; POLICE PROFESSIONAL LIABILITY COVERAGE; PROPERTY (Building & Contents) COVERAGE; INLAND MARINE COVERAGE; BROAD FORM CRIME COVERAGE; EDP COVERAGE; UMBRELLA COVERAGE; AND BOILER COVERAGE; THROUGH U.S. SPECIALTY INSURANCE COMPANY; AND DECLARING AN EMERGENCY.
First Reading.

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- u. **Ordinance No. 36-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY WITH WARWICK VOICE AND DATA TECHNOLOGIES OF BROADVIEW HEIGHTS,

OHIO, TO PROVIDE THE SETUP OF A NEW VIRTUAL SERVER ENVIRONMENT FOR THE CITY OF SEVEN TO FACILITATE THE UPGRADE OF THE CURRENT 2003 SERVERS TO THE LATEST MICROSOFT SERVER 2013 PLATFORM, WITH APPURTENANCES, AND ONGOING SUPPORT OF THE SYSTEM, AND APPROPRIATING THE SUM NOT TO EXCEED \$29,500.00 FOR SAID SERVICE; AND DECLARING AN EMERGENCY. **First Reading.**

- v. **Ordinance No. 37-2014** - AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$13,119.56, PLUS DELIVERY CHARGE, FOR THE PURCHASE OF EIGHT (8) OPTIPLEX 3010MT COMPUTERS, THREE (3) AC511 STEREO SOUNDBARS, FOUR (4) OPTIPLEX 7010MT, AND THREE (3) DELL AC511 STEREO SOUNDBARS, WITH APPURTENANCES, FOR USE IN VARIOUS DEPARTMENTS OF THE CITY, SAID PURCHASE TO BE MADE FROM DELL COMPUTERS (STATE CONTRACT #40305); AND DECLARING AN EMERGENCY. **First Reading.**
- w. **Ordinance No. 38-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN ANNUAL PROFESSIONAL SERVICE CONTRACT WITH CHRIS KOPY, D.B.A. BODIES IN MOTION FITNESS, LLC, FOR THE PURPOSE OF PROVIDING ADULT FITNESS PROGRAMS AT THE RECREATION CENTER FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014; AND DECLARING AN EMERGENCY. **First Reading.**
- x. **Ordinance No. 39-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY WITH THE STATE OF OHIO, DEPARTMENT OF TRANSPORTATION, FOR BRIDGE INSPECTION PROGRAM SERVICES; AND DECLARING AN EMERGENCY. **First Reading.**
- y. **Ordinance No. 40-2014** - AN ORDINANCE TO APPROPRIATE THE SUM OF \$22,988.00 FOR THE FURNISHING OF THE COUNCIL ROOM AND COMMUNITY ROOM SOUND SYSTEM, AND APPURTENANCES; DETERMINING AND ACCEPTING THE BID OF XTEND TECHNOLOGIES OF BROADVIEW HEIGHTS, OHIO, TO BE THE LOWEST AND BEST BID THEREFORE; AND AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT FOR SAID PROJECT. **First Reading.**
- z. **Ordinance No. 41-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY WITH THE BOARD OF EDUCATION OF THE PARMA CITY SCHOOL DISTRICT OF PARMA, OHIO, TO PROVIDE TRANSPORTATION FOR RECREATIONAL PROGRAMS SPONSORED BY THE CITY THROUGH ITS RECREATION COMPLEX FROM JANUARY 1, 2014 THROUGH AND INCLUDING DECEMBER 31, 2014; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$4,100.00 FOR SAID SERVICE. **First Reading.**

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- aa. **Ordinance No. 42-2014** - AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY DISTRICT BOARD OF HEALTH FOR THE PURPOSE OF MONITORING AND TESTING MS4 OUTFALL LOCATIONS AS REQUIRED BY THE CITY'S NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT FOR STORM WATER, AND APPROPRIATING FUNDS NOT TO EXCEED \$3,250.00 FOR SAID SERVICE FOR THE YEAR 2014 REPORT PERIOD. **First Reading.**

- bb. **Ordinance No. 43-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY WITH STRYKER EMS EQUIPMENT OF PORTAGE, MICHIGAN, FOR THE PURPOSE OF PURCHASING TWO (2) MODEL 6506 POWER PRO AMBULANCE COTS, WITH APPURTENANCES, AND TWO (2) MODEL 6390 POWER LOADS, WITH APPURTENANCES, FOR USE IN THE CITY'S FIRE DEPARTMENT RESCUE SQUADS, AND APPROPRIATING THE SUM NOT TO EXCEED \$82,394.44 FOR SAID PURCHASE. **First Reading.**

- cc. **Ordinance No. 44-2014** - AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY WITH HORTON EMERGENCY VEHICLES OF GROVE CITY, OHIO, FOR THE PURPOSE OF INSTALLING THE MODEL 6506 POWER PRO AMBULANCE COTS, WITH APPURTENANCES, IN FIRE DEPARTMENT MEDIC #2 AND MEDIC #7; AND APPROPRIATING A SUM NOT TO EXCEED \$4,876.00 FOR SAID SERVICE. **First Reading.**

- dd. **Ordinance No. 45-2014** - AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH emsCHARTS, INC., FOR THE PURPOSE OF ALLOWING THE CITY OF SEVEN HILLS FIRE DEPARTMENT PERSONNEL TO UTILIZE emsCHARTS SOFTWARE PRODUCTS TO ASSIST THEM IN CREATING, MAINTAINING, ACCESSING, MANAGING, AND REPORTING PRE-HOSPITAL MEDICAL AND OPERATIONAL INFORMATION. **First Reading.**

- ee. **Ordinance No. 46-2014** - AN ORDINANCE TO APPROVE, ADOPT, AND ENACT THE FEBRUARY, 2014 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; AND TO PUBLISH THE ENACTMENT OF NEW MATTER. **First Reading.**

- ff. **Ordinance No. 47-2014** - AN ORDINANCE TO AMEND PART FIFTEEN, TAXATION CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, BY ADDING NEW CHAPTER 1533, ENTITLED "TRANSIENT OCCUPANCY TAX". **First Reading.**

- gg. **Ordinance No. 48-2014** - AN ORDINANCE TO AMEND THE APPROPRIATIONS OF THE CITY OF SEVEN HILLS, OHIO, FOR THE YEAR ENDING DECEMBER 31, 2014; AND DECLARING AN EMERGENCY. **First Reading.**

- hh. **Amended Resolution No. 9-2014** - A RESOLUTION OF THE CITY OF SEVEN HILLS, OHIO, EXPRESSING THE MAYOR'S AND COUNCIL'S APPROVAL AND SUPPORT OF THE PROPOSED 2014-2018 CAPITAL BUDGET. **Third Reading.**

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- 10. COUNCIL OPEN TO THE AUDIENCE

- 11. MISCELLANEOUS

- 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. Acting City Engineer
 - e. Building Commissioner

- 13. REPORTS AND COMMUNICATIONS FROM THE MAYOR/SAFETY DIRECTOR

- 14. ADJOURNMENT

Carol L. Sekerak
Clerk of Council