

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

This Regular Council Meeting was called to order by Council President Michael C. Barth at 8:07 p.m. with the Pledge of Allegiance.

## ROLL CALL

Present and accounted for were Mayor Dell'Aquila, Director of Law Pignatiello, Director of Finance Johnson, Councilman-at-Large Barth, Councilwoman-at-Large Lecznar, Councilman-at-Large Trafis, Ward 1 Councilman Bryda, Ward 2 Councilman Fraundorf, Ward 3 Councilman Snitzky, and Ward 4 Councilwoman Ernst. Absentee was Building Commissioner Moro.

## ELECTION OF PRESIDENT OF COUNCIL

**MOTION** by Mr. Barth, seconded by Mr. Snitzky, to nominate **Michele K. Ernst** to the position of **President of Council**.

**Mr. Trafis** stated:

"This is big news for this City. Nobody as far as I know was expecting this nomination tonight. I'm very conflicted about this. At this point in time I don't think that a member of Council with only one year of experience should be Council President. I just don't think there's enough experience there – and I'll leave my comments at that."

**Mr. Snitzky** stated:

"I will say what I said in the Caucus Room. I judge people by what I perceive as their confidence. Mr. Barth came to me and said that he didn't think he wanted to do this anymore and indicated he wanted somebody else to do it, who was competent to do it. In the short time I've known Michele I have seen her as a voice of moderation and compromise, and she's highly competent. She has a real knowledge of City Ordinances. She's very proficient with the rules and the writing and rewriting of rules and ordinances. And I have a lot of confidence in her being the President of Council. And I would like to see her in that position."

**Mrs. Ernst** stated:

"I'd like to say that I'm taking this position because we need a new voice on Council. We don't need the distractions of Mike being a lightning rod. I have run meetings in my job at AT&T – when I was still working I ran meetings for the last sixteen years. So, no – I have not been on Council very long, but I can run a Council Meeting and I am not aligned with any particular group in the City. I think we need people who are not on one side or the other. I have voted both sides on this Council since I have been part of Council."

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mr. Trafis** added:

“I have one more thing to add. Over the past three years that I’ve been on Council, Councilman Barth and I haven’t always agreed on things. But one thing we could always do was talk and communicate. We would speak to each other on the phone when needed, and we got along. Over the past few months, it has gotten to the point with Councilwoman Ernst that she will barely look at me, talk to me, and without communication in a City, that’s a big problem. That’s a very, very big concern for me. And I get snickered at, as I am now, and I’m just not comfortable. And I’m sorry, Michele, that I can’t vote for you. But without a certain amount of decorum and respect and communication, I don’t think that this position should go to you at this point.”

**Mrs. Ernst** replied:

“I don’t really want to turn this into a debate, but I have shown nothing but decorum in Council. The snickering tends to go in more than one direction. And, no, I have not talked – I have not chatted – with Councilman Trafis. We have talked when it was work related. And I will continue to do that.”

**Council President Barth** stated:

“I was saving me for last, so if there’s no more.....Before this election, I knew I had more than just a simple majority to be elected President of Council, but I chose not to be nominated. This was a very difficult decision for me, but as long as I have served on Council I have done what I thought best for the City, and tonight is no different. When I first came on Council I had no personal agenda – and I still don’t. I did so for one reason. To use my experience in the public sector to help the City of Seven Hills and to serve its residents. Anyone who has been involved over the last nine years can attest to the changes I have made in our government and the contributions I have made to the City and this community. I have always tried to remove myself from the political feuding that has plagued this City for the last twelve years. I tried to stay focused on City government and do what I could to avoid the political infighting and backstabbing. I always put my personal feelings aside and did what I thought was best for Seven Hills. Unfortunately there are some on this Council who cannot do that. I enjoy being Council President, and it’s difficult for me to step down. But as contradictory as it may sound, I have chosen not to serve as President in an election year. Why? Because I honestly believe that this year’s Mayoral election is crucial to the future of this City. If Mayor Dell’Aquila decides to run, his reelection matters more than me sitting in this chair. It is no secret that I’m a supporter of the Mayor and we work extremely well together. The results of the last three years are evidence of that. I will continue to work with him and the new Council President for the betterment of the City.”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Council President Barth** (continued):

“The Mayor has done much for this City, so it will be very difficult to attack his record. So, instead, his opponents will try to distract the voters with phony issues and personal attacks. Because I support him it appears I have been targeted as one of those distractions, and already some have painted this Council as being controlled by him and I. That is simply not the case, and that’s an insult to everyone on this dais. I will not allow myself as Council President to be a target or lightning rod by those opposed to the Mayor. Instead I throw my support and vote to Michele Ernst, one of Council’s brightest stars. I have watched Councilwoman Ernst over the years and have found her to be a very hard worker, very competent, and fiercely independent. She, like I, will do what she feels is best for the City. There’s not a political bone in her, and I am more than confident she will continue to work hard and serve this City well. The Council is in good hands, and I wish her all the best. In closing, I would like to thank all those who served with me and supported me over the last three years. Thank you to Caryl Lecznar, who served as my Council President Pro Tem – and Law Director Pignatiello for his work and preparation of the legislation. A very, very special thank you to Teri Matson and Carol Sekerak who served as Council Clerks during my Presidency. They have been wonderful, and really know the job. They say behind every successful man there is a woman. Well, I was very fortunate to have two of them.”

Roll Call: Barth, yea; Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, nay.

6 yea, 1 nay

**MOTION CARRIED**

*Councilman Barth congratulated Mrs. Ernst on her election to President of Council.*

*Councilman Barth turned the gavel over to newly-elected President of Council Michele Ernst to Chair the remainder of the Council meeting.*

**President of Council Ernst received a congratulatory round of applause from members of the audience and those present.**

## **ELECTION OF PRESIDENT OF COUNCIL PRO TEM**

**MOTION** by Mr. Fraundorf, seconded by Mr. Trafis, to nominate **Matthew A. Trafis** to the position of **President of Council Pro Tem**.

Roll Call: Barth, nay; Bryda, nay; Ernst, nay; Fraundorf, yea;  
Lecznar, nay; Snitzky, nay; Trafis, yea.

2 yea, 5 nay

**MOTION DEFEATED**

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mrs. Ernst, seconded by Mr. Bryda, to nominate **Michael C. Barth** to the position of **President of Council Pro Tem**.

**Mr. Snitzky** stated:

“We had some serious discussions about this prior to this meeting, and at the request of Council President Ernst, we considered Mike Barth to serve as Council President Pro Tem because of his years of experience in the public sector and his management experience in the public sector, and his ongoing projects that he has with the City is something that she values and wants to have a continued relationship as Pro Tem. So based upon her wishes, I would like to see Mike Barth as Council President Pro Tem.”

**Council President Ernst** stated:

“I would like to say that I look to Mike’s experience as Council President to make the transition to my Presidency as seamless as possible. I think Mr. Barth did a very good job as Council President during his terms and has chosen to step down rather than become that lightning rod for the vocal minority in the City. We have a lot of work ahead of us, and I really applaud Mike for choosing not to run for President so that we can continue with this work without all the distractions.”

**Mr. Barth** stated:

“I just want to thank you, Council President Ernst, for the nomination and the kind words. If elected, I look forward to working with you for the betterment of the City. I was hoping that the political maneuvering that I referred to earlier would stop, but some still have to put their political agendas ahead of the good of the City by opposing your first initiative of nominating your second in command. That’s too bad.”

Roll Call: Barth, yea; Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, nay.  
6 yea, 1 nay

**MOTION CARRIED**

*President of Council Ernst congratulated Mr. Barth on his election to President of Council Pro Tem.*

*Mr. Barth thanked Council for being elected to President of Council Pro Tem.*

*Council President Ernst stated that Council would now continue with the next item on the Agenda this evening.*

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

## **READING AND DISPOSAL OF JOURNAL**

**MOTION** by Mr. Fraundorf, seconded by Mrs. Lecznar, to accept the Minutes of the Regular Council Meeting held December 8, 2014, as printed.

**Mr. Fraundorf** stated:

“These minutes were not quite as lengthy as the last minutes we received, but lengthy enough!”

Roll Call: all yea

**MOTION CARRIED**

## **CONSENT AGENDA**

**MOTION** by Mrs. Lecznar, seconded by Mr. Fraundorf, to accept the Consent Agenda of December 22, 2014, as printed, if there is no division of the question.

Roll Call: all yea

**MOTION CARRIED**

## **RESOLUTIONS OF COMMENDATION**

There were no Resolutions of Commendation.

## **REPORTS OF COMMITTEES**

### **Planning, Zoning, and Economic Development**

Planning, Zoning, and Economic Development Committee Chairman Trafis stated that the Committee last met on Monday evening, December 15, 2014, and the minutes from that meeting are on file with the Clerk of Council. Mr. Trafis said that the Committee will hold its next regular meeting on Tuesday evening, January 20, 2015.

### **Public Works**

Public Works Committee Chairman Bryda stated that the Committee last met on Monday evening, December 1, 2014, and the minutes from that meeting are on file with the Clerk of Council. Mr. Bryda said that the Committee will hold its next regular meeting on Monday evening, January 5, 2015.

### **Community Services**

Community Services Committee Chairman Fraundorf stated that the Committee last met on Monday evening, December 1, 2014, and the minutes from that meeting are on file with the Clerk of Council. Mr. Fraundorf stated that the Committee will hold its next regular meeting on Monday evening, January 5, 2015.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

---

## **Police and Fire**

Police and Fire Committee Chairman Snitzky stated that the Committee last met on Monday evening, December 15, 2014, and the minutes from that meeting are on file with the Clerk of Council. Mr. Snitzky stated that the Committee will hold its next regular meeting on Tuesday evening, January 20, 2015.

## **Parks and Recreation**

Parks and Recreation Committee Chairperson Lecznar stated that the Committee last met on Monday evening, December 15, 2014, and the minutes from that meeting are on file with the Clerk of Council.

## **Rules, Ordinances, and Ethics**

Rules, Ordinances, and Ethics Committee Chairperson Ernst stated that the Committee last met on Monday evening, December 1, 2014, and the minutes from that meeting are on file with the Clerk of Council. Mrs. Ernst stated that the Committee will hold its next regular meeting on Monday evening, January 5, 2015.

## **Finance, Civil Service, and Personnel**

Mrs. Lecznar stated that she chaired the regular Finance, Civil Service, and Personnel Committee meeting held on Monday evening, December 15, 2014 for Chairman Barth who was absent, and the minutes from that meeting are on file with the Clerk of Council.

## **APPOINTMENTS AND CONFIRMATIONS**

**Mayor Dell'Aquila** made the following comments:

“As Council and perhaps some members of the audience may be aware, the Administration has been involved in an extensive and diligent search since the middle of November to find a replacement for our Service Director who resigned due to some issues with the retirement plan that we all are aware of. In that time period we have interviewed perhaps something on the order of ten and maybe up to twelve different potential candidates in order to find the very best highly qualified individual. I first want to thank Council for your indulgence in allowing me to introduce the candidate that I am about to nominate to you this evening, along with the request that his nomination be confirmed this evening if we have the majority vote to do so. The concern that I have is that we are about to enter a holiday season of a couple of weeks, and I think it's prudent and mandated, I think, that we have a representative of the City who is administering the service functions that we know are so critical, particularly at this time of the year when a snow storm can impact the City quite dramatically in a very short period of time.”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mayor Dell'Aquila** (continued):

"The gentleman I'm about to nominate has spent 31 years in the City of Seven Hills Service Department. He has during that time period been a Foreman in the Service Department. Up until recently he was in the private sector and has now chosen to throw his hat in the ring for our consideration to bring him in the available Service Director's position. I have found him to be, and I hope Council agrees with this, dedicated to the residents of our City and fully understanding of the responsibilities of the position. He's ready to commit himself to the many hours over holidays, weekends, evenings, and all hours of the day and night that the job will demand of him. I think you have already seen that he comes in with a wide assortment – and I don't think I'm wrong in characterizing him as a wealth of different ideas – and I really look forward to having the opportunity for our residents, if he is indeed confirmed this evening, to see what a competent, fine selection I know he will turn out to be. So without further ado at this time I would like to nominate for your consideration **Mr. Jack Moga** to serve as our Director of Public Service and Properties.

**MOTION** by Mr. Bryda, seconded by Mr. Barth, to confirm and accept the appointment of **JACK MOGA** to the position of **Director of Public Service and Properties** of the City of Seven Hills.

Roll Call: all yea

**MOTION CARRIED**

**The appointment of Jack Moga to the position of Director of Public Service and Properties is hereby approved.**

**Mayor Dell'Aquila** continued:

"Thank you everybody. If I may, and this would be up to Council, if you are interested in inviting Mr. Moga to the podium to introduce himself to the audience, I think he might want to avail himself of that opportunity."

**Council President Ernst** replied:

"Yes – I would actually like to invite you, Mr. Moga, to the dais if you would like to join us. Please tell us a little bit about yourself."

***Service Director Jack Moga left his seat in the audience, and took his place on the dais as a newly-appointed member of the Mayor's Administration.***

**Jack Moga** made the following comments:

"My name is Jack Moga – I'm married and have three kids. I've been with the City 31 years, I retired, and worked with the private sector for ODOT, City of Cleveland. I was a heavy equipment operator for strategic materials, and with Local 18. I'd like to introduce myself to everybody, and I want to open up the doors for communication with all of you here and the residents as far as things that we need to prioritize, possibly for better communication."

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mr. Moga** concluded:

“I’m a check and balance type of guy, and I think everybody’s voice needs to be heard. And so with that I’d like to welcome myself to all of you.”

*Service Director Jack Moga received a welcoming round of applause from Council, the Administration, and from everyone present.*

**Council President Ernst** congratulated Mr. Moga on his appointment to Director of Public Service and Properties saying that Council was looking forward to working with him.

## **COMMUNICATIONS, PETITIONS, AND CLAIMS**

There were no communications, petitions, or claims.

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

**Ed Maslowski, 1035 Joy Oval**, made the following comments:

“By legislation – is it correct that I would talk about legislation that is lacking, legislation that is needed?”

**Council President Ernst** replied, “No. This portion of the meeting is for comment regarding legislation that is on the agenda tonight only. Later in the meeting you will be recognized to speak on general items.”

## **ORDINANCES AND RESOLUTIONS**

**Ordinance No. 151-2014** – AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR PROFESSIONAL SERVICES WITH PUBLIC FINANCE AND ENERGY ADVISORS, LLC, IN CONNECTION WITH THE FINANCING, PROCUREMENT, AND IMPLEMENTATION OF ENERGY CONSERVATION AND CERTAIN OTHER RELATED IMPROVEMENTS TO CITY HALL, THE RECREATION CENTER, THE FIRE STATION, AND THE SERVICE GARAGE, AND THE MEASUREMENT, VERIFICATION, AND INSURING OF ENERGY AND OPERATIONAL SAVINGS RELATED THERETO.

**MOTION** by Mr. Snitzky, seconded by Mr. Trafis, to read Ordinance No. 151-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 151-2014 was read by full title only for its third and final reading.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mr. Snitzky, seconded by Mr. Trafis, to pass Ordinance No. 151-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 151-2014 IS DECLARED PASSED.**

**Ordinance No. 152-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE DISTRICT ADVISORY COUNCIL, CUYAHOGA COUNTY HEALTH DISTRICT, FOR THE PURPOSE OF PROVIDING PUBLIC HEALTH SERVICES.

**MOTION** by Mr. Trafis, seconded by Mr. Snitzky, to read Ordinance No. 152-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 152-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Trafis, seconded by Mr. Snitzky, to pass Ordinance No. 152-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 152-2014 IS DECLARED PASSED.**

**Ordinance No. 153-2014** – AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$4,388.00 FOR A ONE-YEAR SILVER PLAN SERVICE AGREEMENT FOR THE TELRAD 400 PHONE SYSTEM USED BY THE CITY OF SEVEN HILLS COMMUNITY COMPLEX (CITY HALL); SAID AGREEMENT TO BE ENTERED INTO WITH RAYTEC SYSTEMS OF STOW, OHIO.

**MOTION** by Mr. Bryda, seconded by Mrs. Ernst, to read Ordinance No. 153-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 153-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Bryda, seconded by Mrs. Ernst, to pass Ordinance No. 153-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 153-2014 IS DECLARED PASSED.**

**Ordinance No. 154-2014** – AN ORDINANCE TO APPROPRIATE A SUM NOT TO EXCEED \$696.00 FOR THE ANNUAL MAINTENANCE AGREEMENT FOR THE FIRE STATION NORTEL PHONE SYSTEM USED BY THE CITY OF SEVEN HILLS FIRE DEPARTMENT; SAID AGREEMENT TO BE ENTERED INTO WITH RAYTEC SYSTEMS OF STOW, OHIO.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mr. Barth, seconded by Mrs. Ernst, to read Ordinance No. 154-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 154-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Barth, seconded by Mrs. Ernst, to pass Ordinance No. 154-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 154-2014 IS DECLARED PASSED.**

**Ordinance No. 155-2014** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH BELENKY, INC., OF AKRON, OHIO, FOR THE PURPOSE OF PURCHASING A WASHER EXTRACTOR (UNIMAC 40-POUND EXTRACTOR MODEL UCN040HNFX208/220-240/60/1/3), WITH APPURTENANCES, FOR WASHING FIREFIGHTING TURNOUT GEAR, TO BE USED BY THE CITY OF SEVEN HILLS FIREFIGHTERS, AND APPROPRIATING THE SUM NOT TO EXCEED SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) FOR SAID PURCHASE.

**MOTION** by Mr. Snitzky, seconded by Mr. Trafis, to read Ordinance No. 155-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 155-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Snitzky, seconded by Mr. Trafis, to pass Ordinance No. 155-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 155-2014 IS DECLARED PASSED.**

**Ordinance No. 156-2014** – AN ORDINANCE TO AMEND SECTION 121.09, RULES OF COUNCIL, RULE 1 MEETINGS, SUBSECTION (a), REGULAR MEETINGS, AS CONTAINED IN SECTION 121.09, THE RULES OF COUNCIL, OF CHAPTER 121, COUNCIL, OF TITLE THREE, LEGISLATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF REMOVING DUPLICATE VERBIAGE.

**MOTION** by Mr. Fraundorf, seconded by Mrs. Lecznar, to read Ordinance No. 156-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 156-2014 was read by full title only for its third and final reading.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mr. Fraundorf, seconded by Mrs. Lecznar, to pass Ordinance No. 156-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 156-2014 IS DECLARED PASSED.**

**Ordinance No. 157-2014** – AN ORDINANCE TO AMEND SECTION 121.09, RULES OF COUNCIL, AS CONTAINED IN CHAPTER 121, COUNCIL, OF TITLE THREE, LEGISLATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF AMENDING RULE 10 STANDING COMMITTEES, SUBSECTION (a), APPOINTMENT TO STANDING COMMITTEES, TO AUTHORIZE A COMMITTEE CHAIRMAN TO CALL SPECIAL COMMITTEE MEETINGS.

**MOTION** by Mrs. Ernst, seconded by Mr. Barth, to read Ordinance No. 157-2014 by title only for its third and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Ordinance No. 157-2014 was read by full title only for its third and final reading.

**MOTION** by Mrs. Ernst, seconded by Mr. Barth, to pass Ordinance No. 157-2014.  
Roll Call: all yea **MOTION CARRIED**

**ORDINANCE NO. 157-2014 IS DECLARED PASSED.**

**Ordinance No. 158-2014** – AN ORDINANCE TO AMEND SECTION 125.02(a), DIRECTOR OF SENIOR AND COMMUNITY SERVICES, AS CONTAINED IN CHAPTER 125, MAYOR, OF TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF AMENDING THE DIRECTOR OF SENIOR AND COMMUNITY SERVICES POSITION TO AN APPOINTED FULL-TIME OR PART-TIME POSITION THAT WILL BE SUBJECT TO CONFIRMATION BY A MAJORITY OF MEMBERS ELECTED TO COUNCIL.

**MOTION** by Mr. Trafis, seconded by Mr. Fraundorf, to table Ordinance No. 158-2014.  
Roll Call: all yea **MOTION CARRIED**

**Ordinance No. 158-2014 was tabled.**

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Ordinance No. 159-2014** – AN ORDINANCE TO AMEND SECTION 130.01(a), ESTABLISHMENT, DIRECTOR OF HUMAN RESOURCES, AND TO AMEND SECTION 130.03, COMPENSATION OF THE DIRECTOR OF HUMAN RESOURCES, AS CONTAINED IN CHAPTER 130, DEPARTMENT OF HUMAN RESOURCES, OF TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, FOR THE PURPOSE OF AMENDING THE POSITION OF DIRECTOR OF HUMAN RESOURCES TO A FULL-TIME OR PART-TIME POSITION.

**MOTION** by Mr. Barth, seconded by Mrs. Ernst, to table Ordinance No. 159-2014.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 159-2014 was tabled.**

**Ordinance No. 160-2014** – 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 ADDING PART-TIME COMPENSATION ON A PRO-RATED BASIS FOR THE POSITIONS OF DIRECTOR OF SENIOR AND COMMUNITY SERVICES AND DIRECTOR OF HUMAN RESOURCES.

**MOTION** by Mrs. Lecznar, seconded by Mr. Bryda, to table Ordinance No. 160-2014.

Roll Call: all yea

**MOTION CARRIED**

**Ordinance No. 160-2014 was tabled.**

**Ordinance No. 161-2014** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN ANNUAL PROFESSIONAL SERVICE CONTRACT WITH THE PART-TIME PROGRAM INSTRUCTORS (P. Palmer, A. Toth, S. Laurenzi, T. Verderber, C. Quintana, M. McAdams, and N. Krist), AT THE CITY OF SEVEN HILLS COMMUNITY RECREATION COMPLEX FOR THE PURPOSE OF PROVIDING VARIOUS CLASSES AT THE CITY OF SEVEN HILLS RECREATION CENTER FOR THE PERIOD COVERING JANUARY 1, 2015 THROUGH DECEMBER 31, 2015.

**MOTION** by Mr. Bryda, seconded by Mr. Snitzky, to read Ordinance No. 161-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 161-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Bryda, seconded by Mr. Snitzky, to pass Ordinance No. 161-2014.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 161-2014 IS DECLARED PASSED.**

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Ordinance No. 162-2014** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A PREVENTATIVE MAINTENANCE SERVICE AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH HEALTH & FITNESS EQUIPMENT CENTERS OF EASTLAKE, OHIO, FOR PERFORMING MAINTENANCE SUPPORT OF THE CITY OF SEVEN HILLS RECREATION CENTER’S FITNESS AND WEIGHT EQUIPMENT; AND APPROPRIATING THE SUM NOT TO EXCEED ONE THOUSAND ONE HUNDRED NINETY-FIVE DOLLARS (\$1,195.00) FOR SAID SERVICE.

**MOTION** by Mr. Barth, seconded by Mr. Fraundorf, to read Ordinance No. 162-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 162-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Barth, seconded by Mr. Fraundorf, to pass Ordinance No. 162-2014.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 162-2014 IS DECLARED PASSED.**

**Ordinance No. 163-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WESTLAND HEATING AND AIR CONDITIONING OF WESTLAKE, OHIO, FOR THE PURPOSE OF PREVENTATIVE MAINTENANCE ON THE HVAC EQUIPMENT FOR ONE YEAR AT THE CITY OF SEVEN HILLS RECREATION CENTER IN AN AMOUNT NOT TO EXCEED \$2,400.00 FOR SAID SERVICE.

**MOTION** by Mr. Bryda, seconded by Mr. Snitzky, to read Ordinance No. 163-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 163-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Barth, seconded by Mr. Snitzky, to pass Ordinance No. 163-2014.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 163-2014 IS DECLARED PASSED.**

**Ordinance No. 164-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CONTINENTAL FIRE & SECURITY, INC., OF INDEPENDENCE, OHIO, FOR THE PURPOSE OF PREVENTATIVE MAINTENANCE FOR THE FIRE & SPRINKLER ALARM SYSTEMS AT THE COMMUNITY RECREATION CENTER FOR ONE YEAR COMMENCING JANUARY 1, 2015 THROUGH DECEMBER 31, 2015; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$2,700.00 FOR SAID SERVICE.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mr. Trafis, seconded by Mrs. Ernst, to read Ordinance No. 164-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 164-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Trafis, seconded by Mrs. Ernst, to pass Ordinance No. 164-2014.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 164-2014 IS DECLARED PASSED.**

**Amended Ordinance No. 165-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WJS CONSTRUCTION OF OLMSTED TOWNSHIP, OHIO, FOR THE PURPOSE OF UPGRADING THE MEN’S AND WOMEN’S LOCKER ROOMS AT THE CITY OF SEVEN HILLS RECREATION COMPLEX, WITH APPURTENANCES, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$9,943.00 FOR SAID SERVICE.

**MOTION** by Mrs. Lecznar, seconded by Mr. Fraundorf, to read Amended Ordinance No. 165-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Amended Ordinance No. 165-2014 was read by full title only for its third and final reading.

**MOTION** by Mrs. Lecznar, seconded by Mr. Fraundorf, to pass Amended Ordinance No. 165-2014.

Roll Call: all yea

**MOTION CARRIED**

**AMENDED ORDINANCE NO. 165-2014 IS DECLARED PASSED.**

**Mr. Fraundorf** stated:

“As a point of order, I have seen there is an error, and I would like to amend Ordinance No. 166-2014. The Ordinance currently reads *November 1, 2014 through April 1, 2015*, but the contract reads *December 1, 2014 through April 1, 2015*.”

**MOTION** by Mr. Fraundorf, seconded by Mrs. Ernst, to amend Ordinance No. 166-2014 by changing the contract term from the date of November 1<sup>st</sup> to **December 1, 2014** which is listed in Line 4 of the title of the Ordinance.

**Mr. Trafis** stated, “Now that I’m looking at that – and that’s a good catch, Tim – I suppose my question is for the Administration. Has this company started their snow service removal already when we had our last big storm in November?”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mayor Dell'Aquila** replied, "I would have to look into it. I don't have an answer at this point."

**Mr. Trafis** said, "Okay. Councilman Fraundorf, I would request that you withdraw that motion and that we table this to talk about it next week, or in two weeks."

**Mayor Dell'Aquila** said, "We do not have staffing to remove the snow at the Recreation Center. We can't expect the Recreation staff to do it – it doesn't come out of the Service Department. To not pass this would require that there would be no removal of the snow in the event we have a snowstorm."

**Mr. Trafis** said, "We don't have enough answers to vote on this in my opinion. Is there a motion pending right now?"

**Council President Ernst** replied, "Yes - there is a motion to amend to December 1, 2014."

**Mr. Trafis** said, "Okay, I'll make a motion after this one."

**Mrs. Lecznar** asked, "Can we get a legal opinion? Once we find out the actual dates, can we go back and correct the ordinance?"

**Law Director Pignatiello** replied, "Yes."

**Mr. Trafis** said, "That's fine, we can do that. But the question I still have is has this company already been doing work for the City? Is this like the carpet that just got installed at the Recreation Center that we didn't approve?"

**Council President Ernst** said, "Initially the Ordinance read November 1<sup>st</sup>, when we talked about this with Jen from the Recreation Center. I do remember that."

**Mr. Snitzky** said, "I think Stewart was involved."

**Council President Ernst** said, "Stewart indicated that Todd could not do it because the Recreation Center opens before Todd comes in, and there would be overtime required to do that."

**Mr. Barth** said, "I suggest we pass the ordinance as is with November 1<sup>st</sup>, and then possibly the date can be changed on the contract. Law Director Pignatiello – can that be done?"

**Law Director Pignatiello** replied, "Sure – you can amend the contract."

**Clerk of Council Sekerak** stated, "The contract is correct reading December 1<sup>st</sup>. It's a typo on the actual ordinance title. The contract reads December 1<sup>st</sup>."

**Council President Ernst** said, "Well, but we had snowstorms in November. They requested that we start this before those snowstorms. So we have a motion to amend the Ordinance to December 1<sup>st</sup>. Would you like to withdraw that request?"

**Mr. Fraundorf** said, "I think we should correct the ordinance."

**Council President Ernst** said, "But we don't know whether they actually did snow removal for us in November."

**Mr. Fraundorf** said, "The contract reads December."

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Clerk of Council Sekerak** stated, "Council can pass the ordinance and always come back with another ordinance to amend it if necessary."

**Council President Ernst** said, "We will amend it to December 1<sup>st</sup>. The motion is to amend the Ordinance to December 1, 2014 – which then matches the contract."

**Mr. Barth** said, "Then I would think we can come back with another ordinance."

**Council President Ernst** replied, "Yes. According to the Law Director we can do that."

Roll Call: all yea

**MOTION CARRIED**

**Amended Ordinance No. 166-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GERALD HAIRSTON, dba A CUT ABOVE THE REST LANDSCAPING & SNOW LLC, OF BROADVIEW HEIGHTS, OHIO, FOR THE PURPOSE OF PROVIDING SNOW REMOVAL ON THE CITY OF SEVEN HILLS RECREATION COMPLEX GROUNDS FROM DECEMBER 1, 2014 THROUGH APRIL 1, 2015, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$3,751.00 FOR SAID SERVICE.

**MOTION**

by Mr. Fraundorf, seconded by Mr. Barth, to read Amended Ordinance No. 166-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Amended Ordinance No. 166-2014 was read by full title only for its third and final reading.

**MOTION**

by Mr. Fraundorf, seconded by Mr. Barth, to pass Amended Ordinance No. 166-2014.

**Mr. Trafis** stated:

"This is the second time in probably a month that there are unanswered questions about things happening at the Recreation Center. We just dealt with carpet that was installed without City Council's approval. Now we don't know if this company has already started doing their work without City Council approval. Mayor, I'm asking you to start getting our Recreation Director to these meetings on a regular basis so we have answers to questions when they come up."

**Mayor Dell'Aquila** replied:

"Mr. Trafis, I would indicate to you that this does not bear my name – this bears your name, and the other members of Council. It's gone through three readings. It seems to me a little bit disingenuous that it comes up now when it could have come up in three prior meetings, or when it went through committee. So I'd ask you to pay more attention – please."

**Mr. Trafis** said:

"Moving forward I'm going to ask the Mayor right now to have all his Directors at the meetings – Recreation Director, Fire Chief, Police Chief. We continuously have questions that aren't being answered. Please get these administrators to our meetings."

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

---

**Mayor Dell'Aquila** said:

“The Directors do come to meetings. That’s the purpose of the Committee process. Again, this has gone through three different readings. It seems a little odd to me that it comes up at the last minute.”

Roll Call: Barth, yea; Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, nay.

6 yea, 1 nay

**MOTION CARRIED**

**AMENDED ORDINANCE NO. 166-2014 IS DECLARED PASSED.**

**Ordinance No. 167-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH COVERALL HEALTH-BASED CLEANING SYSTEM FOR THE PURPOSE OF PROVIDING CUSTODIAL SERVICES FOR THE CITY OF SEVEN HILLS RECREATION AND FITNESS COMPLEX FROM JANUARY 1, 2015 THROUGH DECEMBER 31, 2015; AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$19,104.00 FOR SAID SERVICE.

**MOTION** by Mr. Fraundorf, seconded by Mrs. Ernst, to read Ordinance No. 167-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 167-2014 was read by full title only for its third and final reading.

**MOTION** by Mr. Fraundorf, seconded by Mrs. Ernst, to pass Ordinance No. 167-2014.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 167-2014 IS DECLARED PASSED.**

**Ordinance No. 168-2014** – AN ORDINANCE TO AMEND SECTION 148.051, COMMUNITY RECREATION COMPLEX MEMBERSHIP FEES, AS CONTAINED IN TITLE FIVE, ADMINISTRATIVE, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF INCREASING RECREATION COMPLEX MEMBERSHIP FEES.

**MOTION** by Mrs. Lecznar, seconded by Mr. Bryda, to read Ordinance No. 168-2014 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 168-2014 was read by full title only for its third and final reading.

**MOTION** by Mrs. Lecznar, seconded by Mr. Bryda, to pass Ordinance No. 168-2014.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mr. Trafis** stated:

“This particular ordinance is about increasing the membership fees for our Recreation Center. The past year we’ve been hearing repeatedly that our Recreation Center is going to be close to breaking even or actually breaking even, which is a great feat – it’s a terrific thing that is happening. I could understand raising the rates for members if the Recreation Center was running a big deficit. At this time, though, I don’t think that we should be asking our residents for more money when the Recreation Center is doing quite well and is probably going to be financially stable for this year and future years. One thing that I would suggest that we could do to keep our membership levels at a higher rate is that when a current member’s membership is ready to expire we send out just a simple reminder postcard and let them know that they need to come back and that their membership is falling off. I think that would help retain a lot of people. My membership, and actually Councilman Fraundorf’s membership is up, and we were notified as we walked in the door last week that we were expiring. I didn’t know that. So, let’s start marketing that place and stop charging our residents more than we need to.”

**Mrs. Ernst** stated:

“I would like to state that according to the Recreation Director we have never raised the rates on this. And while, yes, we are getting close to breaking even, we also have maintenance that needs to be done on the Recreation Center. We amended one of our ordinances to reduce the amount of work they were doing in the locker rooms because of financial issues. So, I think that it is time to raise them. It was not a large increase.”

Roll Call: Barth, yea; Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, nay.

6 yea, 1 nay

**MOTION CARRIED**

**ORDINANCE NO. 168-2014 IS DECLARED PASSED.**

**Amended Ordinance No. 171-2014** – AN ORDINANCE TO AMEND THE APPROPRIATIONS OF THE CITY OF SEVEN HILLS, OHIO, FOR THE YEAR ENDING DECEMBER 31, 2014; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Barth, seconded by Mrs. Lecznar, to read Amended Ordinance No. 171-2014 by title only for its second and final reading.

Roll Call: all yea

**MOTION CARRIED**

Amended Ordinance No. 171-2014 was read by full title only for its second and final reading.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**MOTION** by Mr. Barth, seconded by Mrs. Lecznar, to pass Amended Ordinance No. 171-2014 as an emergency measure.  
Roll Call: all yea

**MOTION CARRIED**

**AMENDED ORDINANCE NO. 171-2014 IS DECLARED PASSED.**

**Amended Ordinance No. 172-2014** – AN ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE YEAR ENDING DECEMBER 31, 2015; AND DECLARING AN EMERGENCY.

**MOTION** by Mrs. Ernst, seconded by Mr. Fraundorf, to read Amended Ordinance No. 172-2014 by title only for its second and final reading.  
Roll Call: all yea  
Amended Ordinance No. 172-2014 was read by full title only for its second and final reading.

**MOTION CARRIED**

**MOTION** by Mrs. Ernst, seconded by Mr. Fraundorf, to pass Amended Ordinance No. 172-2014 as an emergency measure.  
Roll Call: all yea

**MOTION CARRIED**

**AMENDED ORDINANCE NO. 172-2014 IS DECLARED PASSED.**

**Ordinance No. 173-2014** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE FINANCE DIRECTOR TO FACILITATE THE AUCTIONING OF A 2005 FORD CROWN VICTORIA (Vin#2FAFP71W65X123351), A 2008 FORD CROWN VICTORIA (Vin#2FAFP71V88X150112), A 2009 FORD CROWN VICTORIA (Vin#2FAHP71V59X131673), A 2009 FORD CROWN VICTORIA (Vin#2FAFP71W06X135299), AND A 2005 FORD F350 (Vin#1FTWF31Y95EA31448), AT THE GREATER CLEVELAND AUTO AUCTION LOCATED AT 5801 ENGLE ROAD, CLEVELAND, OHIO, WITH THE PROCEEDS OF SAID AUCTION BEING DEPOSITED INTO THE APPROPRIATE CITY FUND; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Snitzky, seconded by Mr. Barth, to read Ordinance No. 173-2014 by title only for its first and final reading.

Roll Call: all yea

Ordinance No. 173-2014 was read by full title only for its first and final reading.

**MOTION CARRIED**

**MOTION** by Mr. Snitzky, seconded by Mr. Barth, to pass Ordinance No. 173-2014 as an emergency measure.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mr. Snitzky** stated:

“I just want to say that it’s gratifying to see that we are finally getting rid of these old police vehicles. It’s a long time coming now that we’ve got some new vehicles coming and in service. We are finally auctioning off the old Crown Vics.”

**Mrs. Lecznar** stated:

“Just to clarify. These are cars that have gone through their usefulness. We spent more money put into them and trying to fix them than we’re actually getting out of them, so this is the way we have to do it – auction them off as basically junk.”

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 173-2014 IS DECLARED PASSED.**

**Resolution No. 42-2014** – A RESOLUTION AUTHORIZING THE CITY OF SEVEN HILLS TO ACCEPT GRANT MONIES AWARDED IN THE TOTAL AMOUNT OF \$150,000.00 FROM THE COUNTY OF CUYAHOGA THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY FOR SAID PROJECT; AND DECLARING AN EMERGENCY.

**MOTION**

by Mr. Trafis, seconded by Mr. Fraundorf, to read Resolution No. 42-2014 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Resolution No. 42-2014 was read by full title only for its first and final reading.

**MOTION**

by Mr. Trafis, seconded by Mr. Fraundorf, to adopt Resolution No. 42-2014 as an emergency measure.

**Mrs. Lecznar** stated:

“I just want to let everyone know that this is a block grant that our engineering firm obtained for us. We can use it only for blighted areas or an older development. That’s why Ordinance No. 174-2014 lists portions of Ward 1 that are in the worst condition. This money will help us to do those streets next year.”

**Mr. Barth** stated:

“Can I correct the word *blighted* – because I live on that street. Too graphic.”

**Council President Ernst** stated:

“It’s actually a low-income area and there are a lot of seniors. It can only be used in the neighborhood that is North of Rockside Road.”

**Mr. Barth** stated he would be recusing himself from this vote and from Ordinance No. 174-2014.”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

Roll Call: Barth (recused); Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, yea.

6 yea, 0 nay (Barth recused)

**MOTION CARRIED**

**RESOLUTION NO. 42-2014 IS DECLARED ADOPTED.**

**Ordinance No. 174-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA, OHIO, IN ORDER TO IMPROVE THE AREAS DESIGNATED IN THE 2014 CITY OF SEVEN HILLS IMPROVEMENT TARGET AREA (CHATHAM AND ESSEX DRIVE RESURFACING FROM BELMONT TO DORSET) WITH FUNDS AWARDED TO THE CITY THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Bryda, seconded by Mrs. Ernst, to read Ordinance No. 174-2014 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 174-2014 was read by full title only for its first and final reading.

**MOTION** by Mr. Bryda, seconded by Mrs. Ernst, to pass Ordinance No. 174-2014 as an emergency measure.

**Mr. Barth** stated:

“I’d just like to expand on what Councilwoman Lecznar said. Chatham and Essex are just two of the very few amount of streets in Seven Hills that are eligible for this block grant funding. Again, I will be recusing myself from this vote because I do live on Essex.”

Roll Call: Barth (recused); Bryda, yea; Ernst, yea; Fraundorf, yea;  
Lecznar, yea; Snitzky, yea; Trafis, yea.

6 yea, 0 nay (Barth recused)

**MOTION CARRIED**

**ORDINANCE NO. 174-2014 IS DECLARED PASSED.**

**Ordinance No. 175-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH APEX PEST CONTROL SERVICE, INC., OF OAKWOOD VILLAGE, OHIO, TO PROVIDE PEST CONTROL SERVICES FROM NOVEMBER 1, 2014 THROUGH DECEMBER 31, 2015 FOR CITY HALL AND THE POLICE ANNEX, THE FIRE STATION, AND THE SERVICE GARAGE BUILDINGS, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$940.00 FOR SAID SERVICE.

**Ordinance No. 175-2014 was read by full title only for its first reading.**

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

---

**Ordinance No. 176-2014** – AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH APEX PEST CONTROL SERVICE, INC., OF OAKWOOD VILLAGE, OHIO, TO PROVIDE PEST CONTROL SERVICES FOR THE RECREATION COMPLEX FROM NOVEMBER 1, 2014 THROUGH DECEMBER 31, 2015, AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$480.00.

**Ordinance No. 176-2014 was read by full title only for its first reading.**

## **COUNCIL OPEN TO THE AUDIENCE**

**Jerry Riaman, 1044 Joy Oval**, made the following comments:

“The comments I have I would like to direct to our Mayor if I may. At least initially. Mr. Mayor, you recently have been quoted in the Sun Post stating that the residents of Seven Hills do not understand the rezoning process. Is that true?”

**Mayor Dell’Aquila** responded:

“That it’s quoted that way? In this instance I believe that there was a lot of misunderstanding.....I’m sorry, may I speak Council President?”

**Council President Ernst** replied:

“Normally we don’t allow discourse here. If you want to have conversation with Council we suggest you come to Caucus Meetings.”

**Mr. Riaman** said, “Well, we had a Caucus Meeting and we were thrown out.”

**Council President Ernst** stated, “We were discussing personnel issues today. The meetings on the first and third Mondays are the longer Caucus Meetings. That is the better time to have discussion between the Mayor and Council Members. You are welcome to make your statement tonight.”

**Mr. Riaman** said, “I just made my statement and I’m unable to get a response. So, that’s no help, is it?”

**Council President Ernst** said, “This is the formal Council Meeting.”

**Mr. Riaman** replied:

“We’ll be back. I just made a statement. What I want him to do – he, our illustrious Mayor -- is to respond to the statement that was quoted in the Parma Post and that is that the residents of our City do not understand the rezoning process. So the bunch of dummies, like I, would like a response to that statement, Mr. Mayor. That good enough?”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

---

**Tom Jaros, 224 Crescent Ridge Drive** made the following comments:

“I need an answer to this. We were in the Caucus Meeting and we were asked to leave. Our understanding was that we would be told when Executive Session was over and when we could come back in. Was that meeting adjourned and we didn’t know it? Was Caucus adjourned and we didn’t know it?”

**Council President Ernst** replied, “Yes, Caucus was adjourned – at the end of the Executive Session – because we were past the time to come into our formal Council Meeting tonight.”

**Mr. Jaros** continued:

“Well we can’t hear in there. And when you get a lot of people you **really** can’t hear. So, we didn’t know that. We were waiting to be invited back in, which is what I told Councilman Snitzky, that he apparently didn’t relay to you guys. But, anyhow, the shell game was interesting tonight. Thank all of you for the little ‘*I’m not the Prez.....I’m the Pro Tom.....I’m the whatever.*’. Mike – you and Caryl Lecznar and the Mayor stood by and watched. No matter where you go in this operation, we’re going to remember. You and Lecznar lied to us. We’re going to remember you abused Russ Schneider. And no matter where you are, we’re going to find you, so good luck with the shell game. It’s not going to work for us.”

**Ron Grahek, 1172 John Glenn Drive,** made the following comments:

“There’s a house on John Glenn three doors away from me that has been foreclosed on. I want Council to know that the house is now owned by the bank and that somebody should check into it. I don’t want to see that house sit there for the next year, vacant, and not vandalized. Thank you.”

## **MISCELLANEOUS**

**Mr. Bryda:**

Just want to remind everyone that there will be no Council Meetings next Monday due to it being the fifth Monday of the month.

I’d like to wish everyone a Merry Christmas and Happy New Year!

**Mr. Trafis:**

I’ll just say Merry Christmas to all of our residents, and have a great New Year!

**Mrs. Lecznar:**

Merry Christmas and *Wesolych Swiat Bozego Narodzenia i Szczesliwego Nowego Roku* for all our Polish friends.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mr. Fraundorf:**

I'd like to wish everyone a Merry Christmas and a Happy New Year. And *Boze Narodzenia!*

**Mr. Trafis** said, "You have to type that out Carol!"

**Mrs. Sekerak** replied, "Here we go -- I have to look it up!"

**Mrs. Lecznar** stated, "It's Polish!"

*Mr. Fraundorf continued with lengthy holiday greetings spoken in German which the Clerk of Council was unable to even attempt to translate into English!!!*

**Mrs. Sekerak** begged, "Don't say anymore, please!"

**Mr. Snitzky:**

Peace and Good Will to All Men! This is the season of change. And I'm hoping that maybe some things will change and we'll get along a little better next year. Hope Springs Eternal. Merry Christmas to Everybody!

**Mr. Barth:**

For those of you that don't know, it was a very busy year for this Council, and a very productive year. I think the Clerk will attest that this was probably a record year for legislation. I think we're setting a record on my way out of the Council Presidency.

Council President Ernst did a great job tonight. I didn't get comfortable in that chair for at least six months. It's tough sitting up there in the beginning.

**Council President Ernst** commented, "And who said I was comfortable?"

It's going to take a while.

One other thing. I found Councilman Trafis' comments considering the Council Presidency election somewhat confusing. He said he wouldn't vote for Mrs. Ernst as Council President because it was her first year, so then I guess that applies to Councilman Fraundorf and Councilman Bryda. He has already stated he wouldn't vote for me. He has voted against Councilwoman Lecznar twice. Councilman Snitzky isn't interested. So I guess the only person Councilman Trafis would vote for is himself. And that's fine.

I'd just like wish everybody a Very Merry Christmas. It's been a very interesting year. I've made a lot of friends this year. And I wish everyone a Very Prosperous and Good Luck in the New Year.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Council President Ernst:**

I'd like to wish everybody a Merry Christmas and Happy New Year!

**REPORTS FROM THE DIRECTORS OF DEPARTMENTS AND OTHER OFFICIALS**

**Director of Finance Johnson** had no formal report.

**Director of Law Pignatiello:**

As of today, me and my wife have a teenager in the house. My oldest son turned 13 today – that's my older son – I also have a 9-year-old. I'd like to wish Richard Anthony a Happy Birthday, and wish everybody else a Merry Christmas.

And I'd also like to congratulate you, Michele, and Mike on your new positions.

**Director of Public Service and Properties Moga:**

I don't have anything to report at this time, but I'm looking forward to serving Council and the residents of Seven Hills.

I'd also like to say Merry Christmas to all.

**Building Commissioner Moro** was not present.

**REPORTS AND COMMUNICATIONS FROM THE MAYOR-SAFETY DIRECTOR**

**Mayor Dell'Aquila** made the following comments:

I have a few different comments.

First of all, I want to say congratulations to you. I think you have already aptly demonstrated your skill at handling this meeting. I look forward to working with you in the future.

I guess congratulations also to Councilman Barth. I know that there are some remaining fairly sizable issues that we've been working on, and I look forward to working both with our new Council President and Council President Pro Tem to move those things forward.

As we enter the Budgetary Process in the coming months – weeks, hopefully, not months – but sooner than later, I hope. We have in the last couple of weeks received some very good news about the status of our General Fund. It appears that at least for the 2014 calendar period we are going to be – in the short term anyway --- in substantially better shape than we thought.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mayor Dell'Aquila** (continued):

I want to thank Council for your support of our new Service Director, Jack Moga. I look forward to working with you, Jack.

Congratulations also to Council for – and I believe you set a record here this year – passed legislation. When I was on Council for a number of years we did set some records, but with some of the numbers I see here, I think you basically blew us out of the water.

There was a question raised about the residents and understanding or not understanding the rezoning process. I will take the opportunity here to address a little bit of that. Yes, it was quoted in the Gazette actually. And what I intended by that is that when there is a misunderstanding, people tend to fill that misunderstanding in with false assumptions. There was a question, and I believe the gentleman who was at the podium actually asked the question, whether I was an investor. That there would be some conceivable way that I would sit here on this dais as an investor. It's outlandish beyond the point of being ridiculous. Sir, it has nothing to do with people's intelligence, but it has everything to do with people's motivations. There were a number of other questions that came up that illustrated to me that people did not come to these meetings. There were Planning Commission Meetings. There were Council Meetings. Notices went out. I know Councilman Bryda sent out something like 180 different emails to people within his ward. No one shows up at these meetings. Then they came after the process and they were challenging every aspect of it and it was evident that they didn't really fully understand what had happened previously. So that was the intent. A number of other comments were made. I will defer mentioning those. I found some of them very troubling.

We actually have some very good news. I have seated to my right Mr. Gene Esser, who is the principal of Krock Esser Engineering, our new City Engineers. And as you may know, Seven Hills is one of the local communities being required by Ohio EPA to replace its septic systems with sanitary sewers. We have in our latest and largest project, the Hemlock Creek Project, approximately 308 houses which will require replacement of the indicated mandate. The project is presently scheduled to begin construction anywhere after 2016. My Administration has been diligently seeking grant money to offset the expense of this and other projects in the City. Our new hired engineers from Krock Esser applied on our behalf to the County District One Public Works Integrating Committee (DOPWIC) for help in paying for this project, but it did not score high enough to be funded. We asked Engineer Jim Sickels, who is with Krock Esser, to appeal that ruling, and he obtained additional information and provided that to DOPWIC for their consideration. He and I then attended the DOPWIC hearing on December 18<sup>th</sup> of this year at which a final decision was made regarding 57 funding applications which were received from a number of different communities and agencies throughout the County. We learned in that meeting that a total of six appeals were filed, but that Seven Hills was the only appeal that was granted.

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

**Mayor Dell'Aquila** (continued):

We received additional scoring points that placed Seven Hills and this project among the fifteen projects to receive funding in 2015. I'm very pleased to inform Council and members of the audience that the Hemlock Creek Project received funding approval for 30% of the project cost, in this case \$2.8 million. This will help considerably in offsetting the financial impact of this project, but would not have succeeded without a lot of effort and attention to detail.

As we move forward we will continue to seek additional funding help. Rest assured that we will continue to place the same emphasis in seeking more funding for our residents. I want to thank everyone for all of your work on this as well as the other one I'm about to talk about, and particularly single out Krock Esser Engineering and its staff for everything that they did.

The other one that you just heard Council talk about, or actually voted on, that is Resolution No. 42-2014 and the actual ordinance for implementation of the project is Ordinance No. 174-2014. This also would not have happened without the work of Krock Esser Engineering. We found out about the availability of these funds very late in the year – August – and there was a misstatement made about blight. This is the result of the area North of Rockside, by a couple of tenths of a percentage point – being considered a lower income area. It's due to the fact that we have so many retired people North of Rockside that don't pay taxes – income taxes anyway. So, therefore, they are living on savings, social security, etc., but what that does is create an opportunity for us to apply for federal block grant money – which we did. There were a number of different things – and I also want to thank everybody on Council for everything you did. This would not have happened except for the efforts of everybody you see up here.

We qualify for a \$150,000 block grant that has to be used exclusively North of Rockside Road. And as a result of the engineering studies, we identified the two streets North of Rockside that require the most work at this point. The next building season we will be applying that money as you saw in Ordinance No. 174-2014 to the resurfacing of Chatham and Essex Drive.

I just want to echo everybody else's comments here. A little more civility would be appreciated.

I wish everybody a Happy Holiday Season!

**Council President Ernst** concluded:

“Thank you, Mr. Mayor. This has been a very long meeting, and so I'm going to keep my closing comments to a minimum. I want to thank everybody that showed their support for me by voting me into Council President. I will do my best job in this position.”

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD December 22, 2014

---

---

**MOTION** by Mrs. Lecznar, seconded by Mr. Fraundorf, to adjourn the meeting.  
Roll Call: all yea **MOTION CARRIED**

**The December 22, 2014 Council Meeting was adjourned at 9:34 p.m.**

\_\_\_\_\_  
Michele K. Ernst, President of Council

Attest: \_\_\_\_\_  
Carol L. Sekerak, Clerk of Council

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