

# City of Seven Hills

Record of Minutes of

COUNCIL MEETING HELD April 11, 2016

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This Regular Council Meeting was called to order by Council President Matthew A. Trafis at 8:47 p.m. with the Pledge of Allegiance.

## **ROLL CALL**

Present and accounted for were Mayor Dell'Aquila, Director of Law Pignatiello, Councilman-at-Large Barth, Councilman-at-Large Kraynak, Councilman-at-Large Trafis, Ward 1 Councilman Biasiotta, Ward 2 Councilman Fraundorf, Ward 3 Councilman Kukral, Ward 4 Councilman Petro, and Director of Public Service and Properties Lovece. Absentee was Building Commissioner Moro.

## **READING AND DISPOSAL OF JOURNAL**

**MOTION** by Mr. Fraundorf, seconded by Mr. Barth, to accept the Minutes of the Special Council Meeting held February 16, 2016, as printed.

Roll Call: all yea

**MOTION CARRIED**

## **CONSENT AGENDA**

**MOTION** by Mr. Fraundorf, seconded by Mr. Kukral, to accept the Consent Agenda of April 11, 2016, 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, March 21, 2016, and the minutes from that meeting are forthcoming. Mr. Trafis stated that the Committee will hold its next regular meeting on Monday evening, April 18, 2016.

### **Public Works**

Public Works Committee Chairman Petro stated that the Public Works Committee last met on Monday evening, April 4, 2016, and the minutes from that meeting are on file with the Clerk of Council.

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## **Community Services**

Community Services Committee Chairman Barth stated that the Committee also last met on Monday evening, April 4, 2016, and the minutes from that meeting are forthcoming. Mr. Barth stated that the Committee will hold its next regular meeting on Monday evening, May 2, 2016.

## **Police and Fire**

Police and Fire Committee Chairman Kraynak stated that the Committee last met on Monday evening, March 21, 2016, and the minutes from that meeting are on file with the Clerk of Council. Mr. Kraynak stated that the Committee will hold its next regular meeting on Monday evening, April 18, 2016.

## **Parks and Recreation**

Parks and Recreation Committee Chairman Kukral stated that the Committee last met on Monday evening, March 21, 2016, and the minutes from that meeting are forthcoming. Mr. Kukral stated that the Committee will hold its next regular meeting on Monday evening, April 18, 2016.

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

Rules, Ordinances, and Ethics Committee Chairman Biasiotta stated that the Committee last met on Monday evening, April 4, 2016. Mr. Biasiotta stated that the Committee will hold its next meeting in Special Session on Monday evening, April 18, 2016. Mr. Biasiotta stated he was currently working on the minutes from the April 4, 2016 meeting.

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

Finance, Civil Service, and Personnel Committee Chairman Fraundorf stated that the Committee last met on Monday evening, April 4, 2016, 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, April 18, 2016.

## **APPOINTMENTS AND CONFIRMATIONS**

There were no appointments or confirmations.

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

There were no communications, petitions, or claims.

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

There were no questions or comments from the audience.

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## **ORDINANCES AND RESOLUTIONS**

**Ordinance No. 27-2016** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A TWO-YEAR AGREEMENT (May 1, 2016 through April 30, 2018) ON BEHALF OF THE CITY OF SEVEN HILLS WITH THE CITY OF BROADVIEW HEIGHTS FOR THE PROVISION OF DISPATCHING AND JAIL SERVICES TO THE CITY OF SEVEN HILLS; APPROPRIATING AN AMOUNT NOT TO EXCEED \$13,000.00 PER MONTH FOR DISPATCH SERVICE AND \$85.00 PER PRISONER DAY OR FRACTION THEREOF FOR JAIL SERVICES.

**MOTION** by Mr. Kraynak, seconded by Mr. Petro, to read Ordinance No. 27-2016 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 27-2016 was read by full title only for its third and final reading.

**MOTION** by Mr. Kraynak, seconded by Mr. Petro, to pass Ordinance No. 27-2016.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 27-2016 IS DECLARED PASSED.**

**Ordinance No. 28-2016** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH OHM ADVISORS OF BRECKSVILLE, OHIO, IN AN AMOUNT NOT TO EXCEED \$5,000.00, FOR THE PURPOSE OF PROVIDING SERVICES TO PREPARE BID DOCUMENTS AND PUBLICLY BID THE 2016 CITY OF SEVEN HILLS ROAD MAINTENANCE PROGRAM.

**MOTION** by Mr. Biasiotta, seconded by Mr. Kukral, to read Ordinance No. 28-2016 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 28-2016 was read by full title only for its third and final reading.

**MOTION** by Mr. Biasiotta, seconded by Mr. Kukral, to pass Ordinance No. 28-2016.

**Council President Trafis** stated:

“I’d like to mention that recently the City of Seven Hills executed their opt-out clause with OHM Advisors, and we will be pursuing a new engineering firm for our City. So, we will be voting ‘no’ on this particular ordinance and we will not move forward with a road maintenance program with OHM.”

Roll Call: all nay

**MOTION DEFEATED**

**ORDINANCE NO. 28-2016 IS DECLARED DEFEATED.**

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**Ordinance No. 29-2016** – 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 2016 FALL FESTIVAL AND CHILI COOK-OFF AND CRAFT SHOW.

**MOTION** by Mr. Barth, seconded by Mr. Kraynak, to read Ordinance No. 29-2016 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 29-2016 was read by full title only for its third and final reading.

**MOTION** by Mr. Barth, seconded by Mr. Kraynak, to pass Ordinance No. 29-2016.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 29-2016 IS DECLARED PASSED.**

**Ordinance No. 30-2016** – AN ORDINANCE TO AMEND SECTION 121.09, RULES OF COUNCIL, RULE 1, MEETINGS, SUBSECTION (e)2, ABSENCES FROM 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 INCREASING THE AMOUNT FORFEITED FOR UNEXCUSED ABSENCES.

**MOTION** by Mr. Petro, seconded by Mr. Frandorf, to read Ordinance No. 30-2016 by title only for its third and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 30-2016 was read by full title only for its third and final reading.

**MOTION** by Mr. Petro, seconded by Mr. Fraundorf, to pass Ordinance No. 30-2016.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 30-2016 IS DECLARED PASSED.**

**MOTION** by Mr. Fraundorf, seconded by Mr. Kukral, to amend Ordinance No. 32-2016 by adding the words “**and declaring an emergency**” to the title, and by adding the emergency clause to Section 4.

Roll Call: all yea

**MOTION CARRIED**

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**Amended Ordinance No. 32-2016** – AN ORDINANCE AMENDING ORDINANCE NO. 113-2015, PASSED BY COUNCIL ON NOVEMBER 9, 2015, WHICH AUTHORIZED AND DIRECTED THE MAYOR TO ACCEPT THE CONTRACT, TERMS, AND AGREEMENT WITH WEB-BASED ARBITERPAY AND AUTHORIZED AN ADMINISTRATOR FOR SAID PROGRAM FOR THE PURPOSE OF SCHEDULING AND PAYING REFEREES FOR YOUTH BASKETBALL FEDERATION PROGRAMS; AND ALSO AUTHORIZED AN AMOUNT NOT TO EXCEED \$7,300.00 FOR SAID SERVICE FOR THE PERIOD COVERING THE BALANCE OF THE YEAR 2015 AND JANUARY 1, 2016 THROUGH DECEMBER 31, 2016; FOR THE PURPOSE OF INCLUDING PAYMENT TO THE REFEREES OF THE YOUTH BASKETBALL FEDERATION TOURNAMENT GAMES; AND AMENDING THE AUTHORIZED AMOUNT NOT TO EXCEED \$9,600.00 FOR SAID SERVICES; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Fraundorf, seconded by Mr. Kukral, to read Amended Ordinance No. 32-2016 by title only for its second and final reading.  
Roll Call: all yea **MOTION CARRIED**  
Amended Ordinance No. 32-2016 was read by full title only for its second and final reading.

**MOTION** by Mr. Fraundorf, seconded by Mr. Kukral, to pass Amended Ordinance No. 32-2016 as an emergency measure.  
Roll Call: all yea **MOTON CARRIED**

**AMENDED ORDINANCE NO. 32-2016 IS DECLARED PASSED.**

**Ordinance No. 33-2016** – AN ORDINANCE TO AMEND CHAPTER 107, PUBLIC NOTICE AND PUBLIC MEETINGS, AS CONTAINED IN TITLE ONE, GENERAL PROVISIONS, OF PART ONE, ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF SEVEN HILLS, OHIO, FOR THE PURPOSE OF ADDING NEW SECTION 107.08, ENTITLED ‘PUBLIC MEETING DECORUM’.

**Ordinance No. 33-2016 was read by full title only for its second reading.**

**Amended Ordinance No. 34-2016** – AN ORDINANE TO AMEND SECTION 121.09, RULES OF COUNCIL, RULE 26, DECORUM, SUBSECTION (b), AUDIENCE/RESIDENTS, 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 ADDING A NEW SUBSECTION 121.09(b)(4) REGARDING AUDIENCE/RESIDENT PUBLIC COMMENT.

**Amended Ordinance No. 34-2016 was read by full title only for its second reading.**

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**Ordinance No. 36-2016** – AN ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$4,000.00 FOR A CHANGE ORDER TO ORDINANCE NO. 55-2014, PASSED BY COUNCIL ON APRIL 14, 2014, WHICH AUTHORIZED AN INITIAL AMOUNT OF \$40,000.00 FOR ENTERING INTO AN AGREEMENT WITH ADP, INC., OF ROSELAND, NEW JERSEY, FOR THE PROCUREMENT OF PAYROLL, TAX FILING, BENEFITS ADMINISTRATION, AND OTHER DATA PROCESSING SERVICES FOR THE PERIOD COVERING MARCH 27, 2014 THROUGH MARCH 27, 2017; SAID ADDITIONAL EXPENDITURE DUE TO AN INCREASE IN EMPLOYMENT; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Mr. Barth, to read Ordinance No. 36-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 36-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Biasiotta, seconded by Mr. Barth, to pass Ordinance No. 36-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 36-2016 IS DECLARED PASSED.**

**Ordinance No. 37-2016** – AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE ADDITIONAL AMOUNT OF \$843.00 TO AMENDED ORDINANCE NO. 125-2015, PASSED BY COUNCIL ON DECEMBER 28, 2015, FOR PROFESSIONAL SERVICES FOR THE 1095/1094 MANDATED REPORTING AS A RESULT OF THE AFFORDABLE CARE ACT; AUTHORIZING A TOTAL AMOUNT NOT TO EXCEED \$4,295.00 FOR SAID SERVICE; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Kukral, seconded by Mr. Petro, to read Ordinance No. 37-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 37-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Kukral, seconded by Mr. Petro, to pass Ordinance No. 37-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 37-2016 IS DECLARED PASSED.**

The Fiscal Officer's Certificate pertaining to Ordinance No. 38-2016 from Acting Director of Finance Joseph Hotchkiss, dated April 11, 2016, was read by the Clerk of Council.

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**Ordinance No. 38-2016** – AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$685,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF IMPROVING DONNA RAE DRIVE, EAST DARTMOOR AVENUE, EAST ENGLEWOOD DRIVE, EDUCATIONAL PARK DRIVE AND ST. JOSEPH DRIVE BETWEEN CERTAIN TERMINI BY RECONSTRUCTING CURBS, CURB RAMPS, DRIVEWAY APPROACHES, UNDERDRAINS AND SECTIONS OF THE PAVEMENT BASE, WHERE NECESSARY, ADJUSTING AND REHABILITATING MANHOLES AND CATCH BASINS, PREPARING THE SURFACE AND RESURFACING, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Fraundorf, seconded by Mr. Kraynak, to read Ordinance No. 38-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 38-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Fraundorf, seconded by Mr. Kraynak, to pass Ordinance No. 38-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 38-2016 IS DECLARED PASSED.**

**The Fiscal Officer's Certificate pertaining to Ordinance No. 39-2016 from Acting Director of Finance Joseph Hotchkiss, dated April 11, 2016, was read by the Clerk of Council.**

**Ordinance No. 39-2016** – AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$750,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF IMPROVING PINNACLE PARK DRIVE AND OLD ROCKSIDE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING, RECONSTRUCTING AND REHABILITATING THE PAVEMENT BASE, CURBS, A BOX CULVERT AND OTHER DRAINAGE IMPROVEMENTS, DRIVEWAY APPROACHES AND SIDEWALKS, ADJUSTING RADIUS CUTBACKS, MANHOLES AND CATCH BASINS, PREPARING THE SURFACE, SURFACING AND RESURFACING AND INSTALLING TRAFFIC SIGNALS AND SIGNALIZATION, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, AND ACQUIRING REAL ESTATE AND INTERESTS IN REAL ESTATE IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Mr. Petro, to read Ordinance No. 39-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 39-2016 was read by full title only for its first and final reading.

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**MOTION** by Mr. Biasiotta, seconded by Mr. Petro, to pass Ordinance No. 39-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 39-2016 IS DECLARED PASSED.**

**The Fiscal Officer's Certificate pertaining to Ordinance No. 40-2016 from Acting Director of Finance Joseph Hotchkiss, dated April 11, 2016, was read by the Clerk of Council.**

**Ordinance No. 40-2016** – AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$735,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF IMPROVING THE CITY'S SANITARY SEWER SYSTEM BY CONSTRUCTING THE HEMLOCK CREEK WATERESHED SANITARY SEWER PROJECT, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO, TO PROVIDE SANITARY SEWERAGE FACILITIES TO SERVE PROPERTIES ON CHERRY LANE, HILLSIDE ROAD, MARY LANE, NORTH MARY LANE, SOUTH MARY LANE, NEMET DRIVE, OAK LANE, SEVEN HILLS BOULEVARD, SHADY LANE, AND TWILIGHT DRIVE; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Kukral, seconded by Mr. Fraundorf, to read Ordinance No. 40-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 40-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Kukral, seconded by Mr. Fraundorf, to pass Ordinance No. 40-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 40-2016 IS DECLARED PASSED.**

**The Fiscal Officer's Certificate pertaining to Ordinance No. 41-2016 from Acting Director of Finance Joseph Hotchkiss, dated April 11, 2016, was read by the Clerk of Council.**

**Ordinance No. 41-2016** – AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$450,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY PART OF THE CITY'S PORTION OF THE COST OF IMPROVING BROADVIEW ROAD AND CIVIC DRIVE BETWEEN CERTAIN TERMINI, IN COOPERATION WITH THE CITY OF PARMA AND THE OHIO DEPARTMENT OF TRANSPORTATION AND OTHERWISE, BY PREPARING THE SURFACE,

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RESURFACING AND CONSTRUCTING AND RECONSTRUCTING CURB RAMPS, WHERE NECESSARY, CONSTRUCTING AND RECONSTRUCTING CONCRETE SIDEWALKS AND DRIVEWAY APPROACHES AND REPLACING CURBS, WHERE NECESSARY, AND GRADING AND OTHERWISE PREPARING THE SURFACE, INSTALLING DECORATIVE BRICK SIDEWALK PAVEMENT AND MATERIALS AND APPURTENANT SIDEWALK FURNISHINGS, CONSTRUCTING A RETAINING WALL OR WALLS, WHERE NECESSARY, AND PLANTING SHADE TREES AND PROVIDING RELATED LANDSCAPING, DRAINAGE IMPROVEMENTS AND LIGHTING, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Barth, seconded by Mr. Kraynak, to read Ordinance No. 41-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 41-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Barth, seconded by Mr. Kraynak, to pass Ordinance No. 41-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 41-2016 IS DECLARED PASSED.**

**Ordinance No. 42-2016** – AN ORDINANCE TO APPROPRIATE THE SUM NOT TO EXCEED \$28,000.00 FOR THE PURCHASE OF ASPHALT BY REQUIREMENT CONTRACT FOR THE DEPARTMENT OF PUBLIC SERVICE AND PROPERTIES; DETERMINING AND ACCEPTING THE CONSORTIUM BID OF KOKOSING MATERIALS, INC., OF FREDERICKTOWN, OHIO, TO BE THE BEST CONSORTIUM BID THEREFORE; AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF SAID ASPHALT; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Petro, seconded by Mr. Biasiotta, to read Ordinance No. 42-2016 by title only for its first and final reading,

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 42-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Petro, seconded by Mr. Biasiotta, to pass Ordinance No. 42-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 42-2016 IS DECLARED PASSED.**

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**Ordinance No. 43-2016** – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE CITY OF SEVEN HILLS, OHIO, WITH RICHARD L. BOWEN + ASSOCIATES, INC., OF CLEVELAND, OHIO, TO PROVIDE PROFESSIONAL ENGINEERING AND ARCHITECTURAL SERVICES AS REQUESTED BY THE CITY.

**Ordinance No. 43-2016 was read by full title only for its first reading.**

**Ordinance No. 44-2016** – AN ORDINANCE AUTHORIZING THE SUBMISSION OF A CONSENT JUDGMENT ENTRY TO THE CUYAHOGA COUNTY COMMON PLEAS COURT IN THE CASE OF *PERRICO PROPERTY SYSTEMS, INC., et al. v. CITY OF SEVEN HILLS*; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Kukral, seconded by Mr. Barth, to read Ordinance No. 44-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Ordinance No. 44-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Kukral, seconded by Mr. Barth, to pass Ordinance No. 44-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**ORDINANCE NO. 44-2016 IS DECLARED PASSED.**

**Resolution No. 28-2016** – A RESOLUTION APPROVING AND ACCEPTING A UTILITY EASEMENT GRANTED TO THE CITY OF SEVEN HILLS, OHIO, BY KENNETH A. STIMETZ, FOR THE INSTALLATION, CONSTRUCTION, AND MAINTENANCE OF UTILITIES, TOGETHER WITH ALL APPURTENANCES, ON PERMANENT PARCEL NO. 552-09-025 (7136 Oak Lane); APPROPRIATING THE SUM NOT TO EXCEED \$4,100.00 FOR THE ACQUISITION OF SAID EASEMENT; AND DECLARING AN EMERGENCY.

**MOTION** by Mr. Biasiotta, seconded by Mr. Fraundorf, to read Resolution No. 28-2016 by title only for its first and final reading.

Roll Call: all yea

**MOTION CARRIED**

Resolution No. 28-2016 was read by full title only for its first and final reading.

**MOTION** by Mr. Biasiotta, seconded by Mr. Fraundorf, to adopt Resolution No. 28-2016 as an emergency measure.

Roll Call: all yea

**MOTION CARRIED**

**RESOLUTION NO. 28-2016 IS DECLARED ADOPTED.**

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## **COUNCIL OPEN TO THE AUDIENCE**

There were no questions or comments from the audience.

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

**Mayor Dell'Aquila** gave the following report:

Thank you, Mr. President – just very briefly.

I just want to remind everyone we have an upcoming follow-up meeting with the other communities who are looking at the deer issue. I hope to have some additional information to present to Council, hopefully by the next Caucus on that issue. But, as you are aware, this is one of the items on which we are receiving several contacts from our residents wanting to know where things stand. So, hopefully, I'll be in a position to provide some additional information to Council at the next Caucus meeting. Thank you.

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

**Director of Law Pignatiello** had no formal report.

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

Paper shredding will take place tomorrow located behind City Hall from 1:00 p.m. to 7:00 p.m. All are invited to this free service. This is funded with grant money from the Cuyahoga County Solid Waste District.

Next thing, I want to thank three Service Department workers – **Tom Sech, Joe Lippucci, and Todd Stimetz** – as they performed repairs to, and in fact totally renovated, one of the Police locker rooms at City Hall, and repairs to the Gym ceiling. They did electrical work, dry wall, taping, painting, and other finishing work. These were areas that were damaged when the roof was put on the building a couple years back. The roofer did some things – or didn't do some things – and we received insurance money for that. Now both things are repaired equally or better than they were before the damages.

Thank you.

**Building Commissioner Moro** was not present.

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## MISCELLANEOUS

### Mr. Biasiotta:

Thank you, Mr. President. For those of you watching at home and for those in the audience, there's a Military Appreciation Seminar at the Midtown Parma Cuyahoga County Library. They detail a lot of State benefits that are available to Seven Hills residents. So, if you are honorably discharged, I urge you to stop up. There will be a free meal, a haircut, and Representatives from the State of Ohio to tell you about all kinds of programs that you may be eligible for.

The North Park volunteer clean-up that was scheduled for this past Saturday was canceled due to the weather. The make-up date will be May 7<sup>th</sup>. Please contact me or Tony Terry if you'd like to join the team at North Park.

Thank you, Mr. President.

Mr. Barth had no miscellaneous comments.

Mr. Kraynak had no miscellaneous comments.

### Mr. Kukral:

Thank you, Mr. President – a couple of things.

The food drive is going on again. Tony Terry said that the pantry is getting kind of low, so if you have any items to bring up to contribute to the pantry, it would be very helpful to help Seven Hills residents.

We're having an informational meeting for 305 homeowners here Wednesday evening at 7:00 p.m. for the Hemlock Creek Project. If you don't know about it, you're not included in that project. So be happy that you're not getting that letter. Wednesday night, if you are interested in sewer stuff and you want to know what's going on with that project, be here – it's probably going to be a pretty big crowd.

Finally, the camera issue. I don't know if it worked. I think maybe it stopped a little bit after we started. I'd just like to remind everybody up here on this dais, until I click the 'stop broadcast' button, everything you say will get picked up very sensitively through your microphones. So, if you have any private discussions, walk away right after this. But if we didn't get it recorded tonight, we'll get the bugs worked out. Just like anything tech-wise, you have to figure it out. So, we'll get it fixed.

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**Council President Trafis** added, "Thank you Councilman Kukral. As soon as this meeting is over, please run to turn that off!"

**Mr. Petro:**

Mr. Chairman, I have one item. In talking in Caucus today, the Law Department and the Service Director are working on trying to rectify the rubbish cart situation. So, it's an ongoing process. Hopefully we can resolve it favorably for the City. Thanks.

**Mr. Fraundorf:**

Thank you, Mr. President. My comment is to the ladies and gentlemen in the audience and on the dais, and as well to people at home who are viewing this on their iPad or iPhone or computers. This truly is a historic day for Seven Hills. This is the first live broadcast of a Council Meeting. I think it's very exciting. So any of you watching, and those of you here, you can be proud to say that you're part of history here in Seven Hills.

**Council President Trafis:**

I have a few things.

First of all, I'm very excited, too, for this live broadcast of the meeting. Councilman Kukral worked pretty hard on getting this accomplished, and it's going to be a great thing for the City in the long term.

I have a couple of variance requests from the Zoning Board of Appeals. They held a meeting on April 6, 2016. We discussed the variance requests briefly in the Caucus Room.

At the April 6, 2016 Zoning Board of Appeals Meeting, the Board made the following motion regarding a variance request heard:

"That the Board grant Gary and Diana Zuzindlak, property owners of 1024 Starlight Drive, a variance to Ordinance No. 1143.08(b)(2) to allow the current homeowner's recreational vehicle (a boat), 17-feet in length to be parked or stored forward of the front building line and on the driveway of the home from April 1<sup>st</sup> to October 31<sup>st</sup> each year.

Roll Call: 5 yea, 0 nay

Motion Carried"

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## **Council President Trafis** (continued):

**MOTION** by Mr. Trafis, seconded by Mr. Petro, to concur with the findings of the Zoning Board of Appeals of April 6, 2016, in granting the variance request of Gary and Diana Zuzindlak of 1024 Starlight Drive, to allow the parking or storage of the homeowner's boat forward of the front building line on the driveway from April 1<sup>st</sup> to October 31<sup>st</sup> of each year.  
Roll Call: all yea **MOTION CARRIED**

Also at the April 6, 2016 Zoning Board of Appeals Meeting, the Board made the following motion regarding a variance request heard:

“That the Board grant James Dukes, property owner of 7571 Edgewood Lane, a 9-foot variance to Ordinance No. 963.02(b)(1) to construct a 12-foot x 16-foot shed 19-feet from the side yard lot line.”

**MOTION** by Mr. Trafis, seconded by Mr. Petro, to concur with the findings of the Zoning Board of Appeals of April 6, 2016, in granting the variance request of James Dukes of 7571 Edgewood Lane concerning the construction of a 12-foot x 16-foot shed 19-feet from the side yard lot line.  
Roll Call: all yea **MOTION CARRIED**

I'd like to make a couple of comments on the meeting we had regarding the Rockside Road Development. We had a public presentation on April 6, 2016 which was given to residents. When we initially set this up we asked the Holiday Inn, who generously donated their space, to set up 300 chairs. We actually had to bring in another 250 chairs, and it was still standing room only. So we had about 600 residents at this meeting. A presentation was given to keep residents informed of very initial and preliminary plans – of course, in the name of transparency. It is the desire of all Elected Officials and the Developers to get resident input in identifying areas of importance and concern to all.

The project is primarily a multi-alternative living development. It consists of living space, and the plans are high level apartments, which would be under a professional management company, owner-occupied townhouses, a senior campus, primarily with three separate buildings, and the area would also be supplemented with amenities facing Rockside Road of approximately 40,000 square feet of retail space, along with a hotel. Included in the retail space would be up to four restaurants and an array of service related stores. The retail area will be of a Crocker Park type architecture, and include open space for community events. It is certainly not a project that is like Crocker Park. It will not create the volume of traffic that a major retail complex brings.

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## **Council President Trafis** (continued):

There is a lot to be done to make this project a reality. Some of the items include, but of course are not limited to financial justification, traffic studies, sewer studies – sanitary and storm – wetland evaluations, demographic studies, geographic and topography studies, and City of Seven Hills requirements, such as the planned unit development. The City of Seven Hills requires intricate and detailed reviews by our Building Department, Finance Department, Law Department, Engineering Department, Service Department, and City Council. Also included will be many open meetings and discussions with the Planning Commission, possibly the Zoning Board of Appeals, and of course City Council.

I'm very excited and hopeful that this project will move forward to benefit the City. There very well could be a lot of benefit to all the parties involved. And I'm excited to be working on this process in the upcoming future.

Finally, I forgot to mention this in the Caucus Room. There has been discussion for quite some time about how City Hall needs to update and upgrade the phone system. Everybody has been wondering how we would pay for that. The good news is that money has already been borrowed from the capital improvement fund a while ago, and there is a little bit over \$100,000.00 already set aside for the upgrade of the phone system.

This is very important because it has been an issue for a while, it's slowing the progress of our employees at City Hall, and residents have a difficult time calling in to City Hall. As a matter of fact, I got a phone call from a resident today, former Councilman Nino Seritti, complaining that he is calling City Hall and getting disconnected. So this is something that we need to work on.

Service Director Stewart Lovece has kind of taken the reigns on this one. As a matter of fact I saw an email that I was copied on from Stewart asking Building Commissioner Moro when the delivery date for the bid package would be. I haven't seen an email back on that, but I trust that Stewart will continue moving forward on this. Thank you, Stewart, for getting involved and making this happen. It is an important thing for the City.

**Service Director Lovece** replied, "You're welcome."

That's all I have.

I guess I'll make a motion to adjourn.

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**MOTION** by Mr. Trafis, seconded by Mr. Petro, to adjourn the meeting.  
Roll Call: all yea **MOTION CARRIED**

**The April 11, 2016 Council Meeting was adjourned at 9:45 p.m.**

\_\_\_\_\_  
Matthew A. Trafis, President of Council

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

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