

# *The Village of Northfield*

## REGULAR COUNCIL MEETING Agenda – February 14, 2018

**Pledge of Allegiance**

**Call to Order; Roll Call; Approval of Minutes**

**Presentation by Bill Wilk of Simple Recycling**

**Presentation of Petitions, Memorials and Remonstrances**

**Reports of Municipal Officers:**

Jesse J. Nehez, Mayor  
Tricia Ingrassia, Finance Director  
Richard Wasosky, Engineer  
Brad Bryan, Law Director

**Department Heads:**

John Zolcus, Police Chief  
Jason Buss, Fire Chief  
Jason Walters, Service/Building Superintendent

**Reports of Municipal Boards and Commissions:**

Alan Hipps, Planning Commission  
Mayor Nehez, Recreation Board

**Reports of Standing Committees:**

Nicholas Magistrelli, Finance  
Keith Czerr, Roads and Public Works  
Renell Noack, Health and Welfare  
Gary Vojtush, Wages and Working Conditions  
Jennifer Domzalski, Fire and Safety  
Alan Hipps, Buildings and Grounds

**Legislation:**

**2018-09** – An Emergency Ordinance Establishing Section 1268.12 of the Planning and Zoning Code Relating to Prohibited Window Frame Lighting in B-1, B-2, and B-3 Districts (Third Reading)

**2018-13** – An Emergency Resolution Authorizing the Mayor to Enter into a New Collective Bargaining Agreement with the OPBA Relating to the Police Lieutenant (First Reading)

**2018-14** – An Emergency Resolution Authorizing the Director of Finance to Transfer Funds Representing Uncashed Mayor's Court Refund Checks to the Village's Unclaimed Fund (First Reading)

**2018-15** – An Emergency Resolution Authorizing Certain Amendments to the 2018 Appropriation Resolution and/or Transferring Items Already Appropriated in that Resolution (First Reading)

**Old Business; New Business; Announcements; Adjournment**

**VILLAGE OF NORTHFIELD ORDINANCE NO. 2018-09  
AN EMERGENCY ORDINANCE ESTABLISHING SECTION 1268.12 OF THE  
PLANNING AND ZONING CODE RELATING TO PROHIBITED WINDOW FRAME  
LIGHTING IN B-1, B-2, AND B-3 DISTRICTS**

WHEREAS, the placement of light emitting diode or other similar types of bar, string, or strand lighting, whether white or another color, within or directly outside of window frames of business district buildings, are aesthetically displeasing and unduly distracting to motorists, patrons, and pedestrians; and

WHEREAS, the above types of lights debase the appearance of the properties upon which they are located and the surrounding businesses and neighborhoods; and

WHEREAS, the Mayor and Council wish to enact Section 1268.12 of the Codified Ordinances prohibiting businesses located in B-1, B-2, and B-3 Districts to place light emitting diode or other types of bar, string, or strand lighting, whether white or another color, within or directly outside of window frames of their buildings.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Council of the Village of Northfield hereby enacts Section 1268.12 of the Codified Ordinances as indicated in the attachment hereto.

SECTION 2. That the rest and remainder of the Codified Ordinances shall remain as presently drafted unless inconsistent herewith.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Ordinance were taken in an open meeting of this Council or any of its legal committees and/or were in compliance with all legal requirements.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that it will assist with maintaining the aesthetic appearance and safety of the Village's business districts and neighborhoods, and this Ordinance shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Nicholas Magistrelli, Pres. Pro-Tem of Council

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Jesse J. Nehez, Mayor

Approved as to Legal Form.

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Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Ordinance was duly and regularly passed by Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Tricia Ingrassia, Clerk of Council

**1268.12 PROHIBITED WINDOW AND WINDOW FRAME LIGHTING IN BUSINESS DISTRICTS.**

(a) In B-1, B-2, and B-3 Business Districts, light emitting diode or other similar types of bar, string, or strand lighting, whether white or another color, shall be prohibited from being placed within or directly outside of window frames of the building. The within prohibition does not apply to signs that are permitted by the Village's sign code or low power bulb type Christmas tree lights with at least a four inch gap between bulbs.

(b) Penalty. Any person, firm, entity, or company, including, but not limited to, the owner of the property, his or her authorized property manager or agent, or any tenant or occupant in control of the building space in question who violates or fails to comply with any provision of this section is guilty of a misdemeanor of the fourth degree. The institution of any penalties provided herein shall not preclude the Municipality from instituting any additional appropriate action or proceeding in a court of proper jurisdiction to require compliance with the provisions of this section.

**VILLAGE OF NORTHFIELD RESOLUTION NO. 2018-13  
AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A  
NEW COLLECTIVE BARGAINING AGREEMENT WITH THE OPBA RELATING TO  
THE POLICE LIEUTENANT**

WHEREAS, the Village's negotiating committee has reached an agreement with the OPBA and Police Lieutenant regarding the terms of a new collective bargaining agreement for the position of Police Lieutenant for the calendar years 2018-2020; and

WHEREAS, Council desires to authorize the Mayor to enter into the agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Council of the Village of Northfield hereby and herein authorizes the Mayor to enter into the new collective bargaining agreement with the OPBA relating to the position of Police Lieutenant for the calendar years 2018-2020 that is attached to this Resolution.

SECTION 2. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and/or were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that the Village is required to follow the State collective bargaining requirements with respect to the Police Department pursuant to the Village's Charter, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Nicholas Magistrelli, Pres. Pro-Tem of Council

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Jesse J. Nehez, Mayor

Approved as to Legal Form.

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Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Tricia Ingrassia, Clerk of Council

**VILLAGE OF NORTHFIELD RESOLUTION NO. 2018-14  
AN EMERGENCY RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO  
TRANSFER FUNDS REPRESENTING UNCASHED MAYOR'S COURT REFUND  
CHECKS TO THE VILLAGE'S UNCLAIMED FUND**

WHEREAS, the Village is required to remit funds representing checks that have not been claimed or cashed for certain periods of time to the Village's Unclaimed Fund; and  
WHEREAS, a Mayor's Court refund check was issued in 2016 but not cashed; and  
WHEREAS, Council desires to authorize the Director of Finance to transfer the requisite funds representing the amount of that check to the Village's Unclaimed Fund.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That Council hereby authorizes the Director of Finance to transfer the amount of \$16.00, representing the amount of uncashed Mayor's Court refund checks from the 2016 calendar year. A description of the check comprising the above amount is set forth in the attachment hereto.

SECTION 2. That all formal actions of this Council and any actions of its committees that resulted in those formal actions concerning and relating to the passage of this Resolution were taken in meetings open to the public and/or in compliance with law.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that this action is required by law, and this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Nicholas Magistrelli, President Pro-Tem of Council

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Jesse J. Nehez, Mayor

Approved as to Legal Form.

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Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Tricia Ingrassia, Clerk of Council

Name                      Amount                      Myr's. Ct. Acct. Check No.                      Date of Check

William Jameson      \$16.00                      #1059    7/26/16

**VILLAGE OF NORHTFIELD RESOLUTION NO. 2018-15**

**AN EMERGENCY RESOLUTION AUTHORIZING CERTAIN AMENDMENTS TO THE  
2018 APPROPRIATION RESOLUTION AND/OR TRANFERRING ITEMS ALREADY  
APPROPRIATED IN THAT RESOLUTION**

WHEREAS, as the result of certain occurrences, information, and expenditures, amendments to the year 2018 Appropriation Resolution and/or transfers of items already appropriated in the Appropriation Resolution are required.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That in order to provide for certain expenditures during the 2018 calendar year, Council hereby and herein authorizes the amendments to the Year 2018 Appropriation Resolution and transfers of items already appropriated in the Year 2018 Appropriation Resolution in the amounts and to the funds set forth in the attachment hereto that is incorporated herein by reference.

SECTION 2. That all formal actions of the Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that this action is required by state law and is necessary for the operation of the Village government, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Nicholas Magistrelli, President Pro-Tem of Council

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Jesse J. Nehez, Mayor

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Bradric T. Bryan, Director of Law

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Tricia Ingrassia, Clerk of Council