

FEBRUARY 5, 2018
MINUTES OF REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:55 P.M.

The Regular Council Meeting was called to order by President of Council Sean P. Brennan presiding:

COUNCIL MEMBERS PRESENT:

JEFFREY CROSSMAN
VITO DIPIERRO
ALLAN DIVIS
DENNIS M. KISH
DEBORAH LIME
LARRY NAPOLI
KRISTIN L. SABAN
BRIAN BROCHETTI
MARK CASSELBERRY

Mr. Ramser - Mr. President, the Roll of Council has been called, and I find a quorum of Council members present. The following officials and department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Director of Human Resources Renee Guy, Community Development Director Erik Tollerup and Clerk of Council Kenneth A. Ramser.

INVOCATION

The Invocation was given by Clerk of Council Kenneth A. Ramser.

PLEDGE OF ALLEGIANCE

VOICE VOTE:

RESOLUTION NO. 19-18 2/5/18 L-19-18
BY: **D. LIME**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS,
D. KISH, L. NAPOLI, K. SABAN

A RESOLUTION RECOGNIZING PARMA AS THE PACZKI CAPITAL OF OHIO
FEBRUARY 13, 2018

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 19-18. Motion carried.

LEGISLATIVE COMMENT:

D. Farley -1809 Grantwood Dr. - Asked what the set back is when a new house is built?
P. Deichmann - Stated that it is shown on the plat which is based on the zoning code.
D. Farley - Stated that the diagram shows one of the houses will be built only 4 - 5 ft from the street.

P. Deichmann - The plat must be approved by the Planning Commission which is a separate step.

AMENDMENT TO THE CALENDAR

Motion made by Councilwoman Lime seconded by Councilman Casselberry to amend the Calendar by adding Ordinance No. 13-18 to second reading. Motion carried.

DISPOSAL OF JOURNAL

Mr. Brennan - Stated that you have before you the Minutes of the Regular Council Meeting of December 18, 2017 and the Minutes of the Regular Council Meeting of January 22, 2018. Asked if there were any additions or corrections to the Minutes? Stated hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Mr. Ramser - Stated that the following annual reports will be available in the Council Office for anyone to view.

- 2017 Annual Report - Parma Auxiliary Police
- 2017 Annual Report - The Donna Smallwood Activities Center and Office on Aging
- Human Service Specialist 2017 Annual Report - The Donna Smallwood Activities Center and Office on Aging

Communication from the Ohio Division of Liquor Control for the transfer of a D5 and D6 liquor license from PJ Rose Enterprises Inc to West 48 Bar LLC, 5409 State Road 1st FL & BSMT. Mailed on 01/30/2018. Responses must be postmarked no later than 03/02/2018.

Mr. Brennan - Said Liquor Permit to be sent to the Safety Director and Ward 4 Council.

Councilman Divis - Stated that the Planning Committee of Council met to consider the Notice of Proposal to Vary for the Applicant Gregory & Marjorie Yurosko, 7331 York Rd., Parma 44134. PPN 456-10-018

The request is for an "Area" variance of the City of Parma Codified Ordinances of Section 1153.03(c) (2) – SINGLE-FAMILY HOUSE DISTRICTS – ACCESSORY USES & BUILDINGS – REGULATIONS. Any owner of recreational equipment may park or store such equipment, not in excess of 24' in overall length on property owned by him. The proposal is to park 30' motor home on hard surface concrete drive at 7331 York Rd. This variance would result in allowing additional 6' for overall length of recreational equipment to be stored on property.

Motion made Councilman Divis seconded by Councilman Casselberry to Grant the Variance, as recommended by the Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

Councilman Divis - Stated that the Planning Committee of Council met to consider the Notice of Proposal to Vary for the Applicant William Mason of Masich Highland, LLC 7603 Old Rockside Rd., Independence, OH. PPN is 446-18-008

The request is for an "Area" variance of the City of Parma Codified Ordinances of Section 1187.01(a) – AREA REGULATIONS – AREA DISTRICT REGULATIONS. Minimum lot size required by Code with sanitary sewer (Zoning SF A 1): 60'wide x 150'deep and 9,000 sq. ft. in area. The proposed lot size of 65' x approximately 103.78' and approximately 6,746 sq. ft. in area for parcels in new subdivision. The vacant land is bounded by Broadview Road to the east,

Roanoke Drive to the north and Staunton Drive to the south. This variance would result in approximately 46.22' less lot depth and approximately 2,254 sq. ft. less in area in SF A-1 residential district. The stipulations are (1) the lot sizes to be 75' x 104', (2) the lot size minimums to be 7,800 sq. feet in area and that (3) the street is a dedicated street.

Motion made by Councilman Divis seconded by Councilman Casselberry to Grant the Variance with the stipulations (1) the lot sizes to be 75' x 104', (2) the lot size minimums to be 7,800 sq. feet in area and that (3) the street is a dedicated street, as recommended by the Board of Zoning Appeals and the Planning Committee of Council.

Yes: Dipierro, Divis, Kish, Brochetti, Casselberry.

No: Crossman, Lime, Napoli, Saban. Motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

FIRST READING:

BY: B. BROCHETTI ORDINANCE NO. 16-18 2/5/18 L-16-18
(By Request - Service Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 52-17 RELATIVE TO THE 2017-2018 CWD BACKFILL PAVEMENT REPAIR PROGRAM, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance will be referred to the Finance Committee.

BY: B. BROCHETTI ORDINANCE NO. 18-18 2/5/18 L-18-18

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBERS 457-15-022, 457-15-002 AND 457-15-023, LOCATED ON W. 130th STREET NEAR SPRAGUE ROAD, FROM RETAIL BUSINESS AND SINGLE FAMILY (C-1) AND (A-1) TO RETAIL BUSINESS (C-1) IN THE CITY OF PARMA

Mr. Brennan - Said Ordinance will be referred to the Planning Committee and Planning Commission.

SECOND READING:

BY: J. CROSSMAN RESOLUTION NO. 1-18 1/22/18 L-1-18

A RESOLUTION TO DESIGNATE THE CLERK OF COUNCIL AND THE CHIEF DEPUTY CLERK OF COUNCIL AS THE DESIGNEES OF THE COUNCIL OF THE CITY OF PARMA TO ATTEND THE REQUIRED PUBLIC RECORDS TRAINING AS MANDATED BY STATE LAW, AND DECLARING AN EMERGENCY

Motion made by Councilman Crossman seconded by Councilman Casselberry to refer Resolution No. 1-18 back to Governmental Operations Committee. Motion carried.

ORDINANCE NO. 2-18

1/22/18

L-2-18

BY: A. DIVIS
(By Request - Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO HIRE AN ARCHITECT TO PREPARE PLANS AND COST ESTIMATES FOR THE FUTURE OFFICES OF THE PARMA LAW DEPARTMENT AT THE MUNICIPAL FACILITY LOCATED AT 7335 RIDGE ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 2-18 back to the Finance Committee. Motion carried.

ORDINANCE NO. 4-18

1/22/18

L-4-18

BY: K. SABAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH MACKAY ENGINEERING & SURVEYING COMPANY FOR PROFESSIONAL DESIGN SERVICES FOR THE BROADROCK COURT AND OLD ROCKSIDE ROAD SANITARY SEWER PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 4-18 back to the Finance Committee. Motion carried.

RESOLUTION NO. 5-18

1/22/18

L-5-18

BY: M. CASSELBERRY
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 441-17-021, 4418 PERSHING AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to refer Resolution No. 5-18 back to the Public Safety Committee. Motion carried.

RESOLUTION NO. 6-18

1/22/18

L-6-18

BY: J. CROSSMAN, L. NAPOLI, K. SABAN
(By Request - Service Director)

A RESOLUTION TO EXEMPT CERTAIN PARCELS OF LAND FROM SPECIAL ASSESSMENTS FOR STREET LIGHTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Resolution No. 6-18 back to the Finance Committee. Motion carried.

ORDINANCE NO. 7-18

1/22/18

L-7-18

BY: D. LIME
BY: (By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH TIM LALLY CHEVROLET, INC., TO PURCHASE TWO (2) 2018 CHEVROLET IMPALAS FOR THE PARMA POLICE DEPARTMENT, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 7-18 back to the Finance Committee. Motion carried.

RESOLUTION NO. 8-18

1/22/18

L-8-18

BY: J. CROSSMAN, L. NAPOLI, K. SABAN
(By Request - City Engineer)

A RESOLUTION TO EXEMPT CERTAIN PARCELS OF LAND, UPON MEETING CERTAIN CRITERIA, FROM SPECIAL ASSESSMENTS FOR THE MAINTENANCE OF SANITARY SEWERS, STORM SEWERS, AND WATER MAINS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Resolution No. 8-18 back to the Finance Committee. Motion carried.

ORDINANCE NO. 9-18

1/22/18

L-9-18

BY: K. SABAN, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH EUTHENICS INC. FOR PROFESSIONAL DESIGN SERVICES FOR THE RESURFACING OF BROADVIEW ROAD FROM WEST RIDGEWOOD DRIVE TO SNOW ROAD AND THE BRIDGE OVER WEST CREEK TO BROOKPARK ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 9-18 back to the Finance Committee. Motion carried.

ORDINANCE NO. 10-18

1/22/18

L-10-18

BY: D. KISH
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH KS ASSOCIATES FOR PROFESSIONAL DESIGN SERVICES FOR THE SOUTH CANTERBURY CULVERT REPLACEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 10-18 back to the Finance Committee. Motion carried.

RESOLUTION NO. 11-18 1/22/18 L-11-18

BY: K. SABAN
(By Request - City Engineer)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE BROOKDALE AVENUE AND BROADVIEW ROAD IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Resolution No. 11-18 back to the Finance Committee. Motion carried.

ORDINANCE NO. 13-18 1/22/18 L-13-18

BY: D. LIME
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH CLEVELAND COMMUNICATIONS, SOLE SOURCE PROVIDER, FOR A THREE (3) YEAR PERIOD FOR MAINTENANCE AND SERVICES TO THE CITY OF PARMA'S RADIO SYSTEM, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 13-18 back to the Finance Committee. Motion carried.

THIRD READING:

ORDINANCE NO. 251-17 12/18/17 L-251-17

BY: B. BROCHETTI
(By Request - Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 251-17 by filling in the blank in Section 1 line 2 with Trident Insurance Services, a Subsidiary of the Argonaut Insurance Group, through McGowan Governmental Underwriters and in line 3 with \$109,547.00. Further move to waive Rule 52 and place Ordinance No. 251-17 on Third Reading as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 251-17 as amended.

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.

No: None; Ordinance No. 251-17 is adopted as amended.

BY: B. BROCHETTI
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SPECIAL MULTI-PERIL INSURANCE INCLUDING CONTENTS AND BOILERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 252-17 by filling in the blank in Section 1 line 2 with Trident Insurance Services, a Subsidiary of the Argonaut Insurance Group, through McGowan Governmental Underwriters and in line 4 with \$90,441.00. Further move to waive Rule 52 and place Ordinance No. 252-17 on Third Reading as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 252-17 as amended.

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.
No: None; Ordinance No. 252-17 is adopted as amended.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 15-18 and Ordinance No. 17-18 on three different days be dispensed with?

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.
No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 15-18 and Ordinance No. 17-18 be placed on final passage?

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.
No: None; motion carried

BY: B. BROCHETTI
(By Request - Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 15-18.

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.
No: None; Resolution No. 15-18 is adopted.

BY: A. DIVIS, L. NAPOLI, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS FOR THE

RESURFACING OF PLEASANT VALLEY ROAD FROM STATE ROAD TO
BROADVIEW ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Lime seconded by Councilman Casselberry to adopt Ordinance No. 17-18.

Yes: Crossman, Dipierro, Divis, Kish, Lime, Napoli, Saban, Brochetti, Casselberry.

No: None; Ordinance No. 17-18 is adopted.

PUBLIC SESSION

Mr. Yanek - 6215 Yorktown Dr - Thanked the four Council members that voted no for the Variance.

Anthony Szpak - 6215 Jamestown Dr. - Asked why the other Council members did not respect Councilman Crossman's Ward and vote no.

Resident - Stated that for the last month he has been emailing and calling concerning the Variance. Asked why he did not hear back from all of the Council members?

Resident - Discussed the demolition of 7516 Dresden and passed out information to Council and the Administration.

MISCELLANEOUS BUSINESS

Mayor DeGeeter - Reminded everyone of the Budget meeting on February 6, 2018.

Public Safety Director Weinreich - No comment.

Public Service Director Higgins - No comment.

Auditor Day - No comment.

Law Director Dobeck - No comment.

Treasurer Mastroianni - No comment.

Motion made by Councilman Crossman seconded by Councilwoman Saban to suspend Round Robin. Motion carried.

ADJOURNMENT

Motion made by Councilman Crossman seconded by Councilman Napoli to adjourn said meeting at 8:31 P.M. Motion carried.

CERTIFICATION

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, February 5, 2018.

/s/ Kenneth A. Ramser

KENNETH A. RAMSER
CLERK OF COUNCIL

/s/ Sean P. Brennan

SEAN P. BRENNAN
PRESIDENT OF COUNCIL