MINUTES AUGUST 2, 2021

REGULAR COUNCIL MEETING

PARMA COUNCIL CHAMBERS 7:04 P.M.

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

COUNCIL MEMBERS PRESENT:

DEBORAH LIME

LARRY NAPOLI KRISTIN L. SABAN KAMMY SHUMAN ALLAN DIVIS

ROY J. JECH LINDA A. KOHAR

COUNCIL MEMBERS EXCUSED:

MARK CASSSELBERRY

VITO DIPIERRO

Mr. Ramser – Mr. Chairman, 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, Communications and Community Relations Director Carolyn Kovach, Recreation Commissioner Mickey Vittardi, Chief of Staff Rich Summers and Clerk of Council Kenneth A. Ramser.

INVOCATION

The Invocation was given by Father John Nakonachny from St. Vladimir Ukrainian Orthodox Cathedral.

PLEDGE OF ALLEGIANCE

VOICE VOTE:

RESOLUTION NO. 133-21

8/2/21

BY: K.L. SABAN, A. DIVIS, M. CASSELBERRY, V. DIPIERRO, R.J. JECH, L.A. KOHAR, D. LIME, L. NAPOLI, K. SHUMAN

A RESOLUTION HONORING AND RECOGNIZING ANDREW BOYKO MEMORIAL SCHOLARSHIP RECIPIENTS 2021

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Resolution No. 133-21. Motion carried. Resolution and certificates were presented to the recipients.

Certificates were presented to the graduates from the Parma Citizens Police Academy.

Council recessed at 7:33 P.M. to continue with Committee Meetings and reconvened the Council Meeting at 8:41 P.M.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated you have before you the Minutes from the Regular Council Meeting and Tax Budget Hearing from July 6, 2021, and the Minutes from the Special Council Meeting held on July 16, 2021. 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

Councilman Divis – Stated, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Zygmund Prystasz. 6420 Sequoia Drive. The requests are for "Area" Variances of Section 1153.03(a) Single Family House Districts – Accessory Uses and Buildings.

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

Request from the Ohio Division of Liquor Control for a Transfer of a D5 Permit from RAN 0310 LLC, 1st Fl & Bsmt, 5278 Pearl Rd, Parma, Ohio 44129. To 5278 Pearl LLC, DBA Kevs Place 5278 Pearl Rd, Parma, Ohio 44129. Mailed on July 21, 2021 Responses must be postmarked no later than August 12, 2021.

Mr. Brennan – Said Liquor Permit was referred to Council and Safety Director.

Motion made by Councilwoman Saban seconded by Councilwoman Lime to adopt the opioid litigation. Motion carried.

Card received from Father Jacob Bearer thanking Council for the invitation to give the Invocation.

FIRST READING:

ORDINANCE NO. 129-21

8/2/21

BY: D. LIME, A. DIVIS

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY REGIONAL PLANNING COMMISSION TO CONDUCT A CITY-WIDE PARKING STUDY IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY.

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

ORDINANCE NO. 137-21

8/2/21

BY: R.J. JECH

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBERS 451-41-001 AND 451-41-008, LOCATED ON BROADVIEW ROAD FROM OFFICE BUILDING/SINGLE FAMILY DISTRICT TO RETAIL BUSINESS DISTRICT, IN THE CITY OF PARMA

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

RESOLUTION NO. 138-21

8/2/21

BY: K.L. SABAN

(By Request – Auditor)

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFIYING THEM TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY.

Mr. Brennan – Said Resolution will be referred to the Finance Committee.

ORDINANCE NO. 139-21

8/2/21

BY: K.L. SABAN

(By Request – Auditor)

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF PARMA, OHIO, DURING THE PERIOD FROM JANUARY 1, 2022, TO AND INCLUDING DECEMBER 31, 2022, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 140-21

8/2/21

BY: K.L. SABAN

(By Request – Auditor)

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF PARMA, OHIO, DURING THE PERIOD FROM JANUARY 1, 2022, TO AND INCLUDING MARCH 31, 2022, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 141-21

8/2/21

BY: K.L. SABAN

(By Request – Auditor)

AN ORDINANCE REQUESTING AND AUTHORIZING THE CUYAHOGA COUNTY FISCAL OFFICER TO MAKE TAX ADVANCES TO CERTAIN DESIGNATED OFFICERS OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 142-21

8/2/21

BY: K.L. SABAN

(By Request – Auditor)

A RESOLUTION PERMITTING THE CITY AUDITOR, OR THE BOARD OR OFFICER HAVING SUPERVISION OR MANAGEMENT OF THE PROPERTY, TO UTILIZE THE INTERNET AUCTION FOR SURPLUS ITEMS IN THE 2022 CALENDAR YEAR, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Resolution will be referred to the Finance Committee.

ORDINANCE NO. 143-21

8/2/21

BY: V. DIPIERRO

(By Request – Human Resources Director)

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT "A" OF ORDINANCE NO. 348-04 TO AMEND THE SALARY RANGE OF "FSS ADMINISTRATOR" WITHIN THE PUBLIC HOUSING AGENCY, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 144-21

8/2/21

BY: D. LIME

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH GANLEY CHEVROLET, TO PURCHASE SIX (6) 2021 CHEVROLET TAHOE POLICE PURSUIT VEHICLES (PPV) FOR THE PARMA POLICE DEPARTMENT, UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 145-21

8/2/21

BY: R.J. JECH

By Request – Building Commissioner)

AN ORDINANCE TO AMEND SECTION 1153.03 "ACCESSORY USES AND BUILDINGS" WITHIN CHAPTER 1153 "SINGLE-FAMILY HOUSE DISTRICTS" REVISING THE PARKING AREA ALLOWABLE ON RESIDENTIAL PROPERTIES IN THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 106-21

BY: R.J. JECH

AN ORDINANCE TO AMEND SECTION 1189.09 "FRONT YARD LINE EXCEPTIONS" IN CHAPTER 1189 "FRONT YARDS" OF PART ELEVEN "PLANNING AND ZONING CODE" OF THE PARMA CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY

Motion made by Councilman Divis seconded by Councilwoman Saban to refer Ordinance No. 106-21 back to the Planning Committee. Motion carried.

SECOND READING SUSPENSION:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 120-21 on three different days be dispensed with?

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; motion carried.

ORDINANCE NO. 120-21

7/6/21

7/6/21

BY: K.L. SABAN

(By Request – Law Director)

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN PUBLIC STREETS, ROADS, BOULEVARDS AND PLACES IN THE CITY OF PARMA, OHIO, BY PROVIDING STREET LIGHTING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Jech to amend Ordinance No. 120-21 as follows: In Section 1, line 6 the blank shall read \$1,596,800.18.

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 120-21 as amended.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 120-21 is adopted as amended.

THIRD READING:

ORDINANCE NO. 99-20

7/6/20

BY: L.A. KOHAR

(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE IMPROVEMENTS FOR THE SOUTH CANTERBURY CULVERT WHICH IS UNDER SOUTH CANTERBURY ROAD BETWEEN 6380 AND 6397 SOUTH CANTERBURY IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Jech to amend Ordinance No. 99-20 as follows: By inserting in the blank in Section 1 line 2 Triad Engineering and Contracting Co. and in line 4 \$180,999.00. Further moved to waive Rule 52 and place Ordinance No. 99-20 on third reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 99-20 as amended.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar. No:

None; Ordinance No. 99-20 is adopted as amended.

ORDINANCE NO. 105-21

6/7/21

BY: D. LIME

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH STEPHEN CAMPBELL ASSOCIATES (SCA), SOLE SOURCE PROVIDER FOR THE PURCHASE OF AN EVENTIDE NEXLOG 740 RECORDING SYSTEM AND APPLICATION SOFTWARE FOR THE COMMUNICATIONS CENTER, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 105-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 105-21 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 108-21, Ordinance No. 128-21, Ordinance No. 131-21, Resolution No. 132-21, Resolution No. 134-21, Resolution No. 135-21 and Ordinance No. 136-21 on three different days be dispensed with?

Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

None; motion carried. No:

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 108-21, Ordinance No. 128-21, Ordinance No. 131-21, Resolution No. 132-21, Resolution No. 134-21, Resolution No. 135-21 and Ordinance No. 136-21 be placed on final passage?

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; motion carried.

ORDINANCE NO. 108-21

8/2/21

By: D. LIME, L. NAPOLI, K. L. SABAN, A. DIVIS, R. J. JECH

> AN ORDINANCE PLACING A TEMPORARY MORATORIUM, NOT TO EXCEED SIX (6) MONTHS, ON DRUG REHABILITATION FACILITIES WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 108-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 108-21 is adopted.

ORDINANCE NO. 128-21

8/2/21

By: K.L. SABAN, D. LIME, L. NAPOLI, A. DIVIS, R. J. JECH

(By Request – Building Commissioner)

AN ORDINANCE PLACING A TEMPORARY MORATORIUM, NOT TO EXCEED SIX (6) MONTHS, ON CARWASH ESTABLISHMENTS WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 128-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 128-21 is adopted.

ORDINANCE NO. 131-21

8/2/21

8/2/21

By: K.L. SABAN

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2021 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked for an explanation from the Auditor regarding the principal payments?

Auditor Day – Stated that the principal payments were for the payments on the notes. Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 131-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 131-21 is adopted.

RESOLUTION NO. 132-21

By: K.L. SABAN

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S CASH TRANSFERS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Jech to amend Resolution No. 132-21 by accepting revised Exhibit "A". Motion carried.

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Resolution No. 132-21 as amended.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Resolution No. 132-21 is adopted as amended.

RESOLUTION NO. 134-21 8/2/21

By: K.L. SABAN

(By Request – Auditor)

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

Councilwoman Lime – Asked for an explanation regarding why there were so many post certs with no PO?

Auditor Day – Stated that there were contract extensions with Great Lakes and McConnell Ready Mix. He explained that there was a PO but no BOC that being the reason for the post cert.

Service Director Higgins – Stated that the remaining post certs for the Service Department were emergency situations.

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Resolution No. 134-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Resolution No. 134-21 is adopted.

RESOLUTUION NO. 135-21

8/2/21

By: A. DIVIS, R.J. JECH, L.A. KOHAR, D. LIME, L. NAPOLI, K.L. SABAN, K. SHUMAN (By Request – Senior Center Director)

A RESOLUTION SUPPORTING THE DONNA SMALLWOOD ACTIVITIES CENTER AND PARMA OFFICE ON AGING APPLICATION FOR A 5310 NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) VEHICLE GRANT, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Resolution No. 135-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Resolution No. 135-21 is adopted.

ORDINANCE NO. 136-21

8/2/21

BY: A. DIVIS, K. SHUMAN, L. NAPOLI (By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO FILE AN APPLICATION AND TO ENTER INTO A CONTRACT WITH THE OHIO PUBLIC WORKS COMMISSION (OPWC) ON BEHALF OF THE CITY OF PARMA, FOR THE KRUEGER AVENUE SEWER IMPROVEMENT PHASE I, SEPTIC ABANDONMENT ON VALLEY VILLAS DRIVE, YORK AND STATE ROADS, AND THE GREEN ACRES DRIVE SEWER IMPROVEMENT PROJECTS IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Councilman Napoli – Stated that he appreciated the comments and requests for help from the residents. Also, that he is pleased that this is finally getting taken care of.

Motion made by Councilman Jech seconded by Councilwoman Lime to adopt Ordinance No. 136-21.

Yes: Lime, Napoli, Saban, Shuman, Divis, Jech, Kohar.

No: None; Ordinance No. 136-21 is adopted.

PUBLIC SESSION

	No one wished to speak.		
August	MISCELLANEOUS BUST Mayor DeGeeter - no comment. Safety Director Weinreich – Reminded everyone the 28, 2021, from 11 – 2 pm. Auditor Day – no comment. Law Director Dobeck – no comment. Treasurer Mastroianni – no comment. Service Director Higgins – no comment.	y Director Weinreich – Reminded everyone that the Safety Fair will be held on 021, from 11 – 2 pm. or Day – no comment. Director Dobeck – no comment. urer Mastroianni – no comment.	
Safety and tea	Councilwoman Lime – Asked that all fellow Council Fair prior to it starting to take a group picture. She ar down.	members remember to come to the	
Motion made by Councilwoman Lime seconded by Councilman Jech to dispense with the remainder of Round Robin. Motion carried.			
REPORT ON ABSENT MEMBERS Motion made by Councilman Jech seconded by Councilwoman Saban to excuse Councilmen Casselberry and Dipierro from said meeting. Motion carried.			
ADJOURNMENT Motion made by Councilman Jech seconded by Councilwoman Lime to adjourn said meeting at 9:10 P.M. Motion carried.			
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, August 2, 2021.			
Ì	/s/Kenneth A. Ramser Kenneth A. Ramser Clerk of Council	/s/Sean P. Brennan Sean P. Brennan President of Council	