

AUGUST 6, 2018
REGULAR COUNCIL MEETING MINUTES
PARMA COUNCIL CHAMBERS
7:30 P.M.

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

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

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: 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 Carolyn Kovach, Recreation Commissioner Mickey Vittardi, Director of Human Resources Renee Guy, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

EXECUTIVE SESSION

Request from the Safety Director relative to OPBA Patrolman Contract (Proposed Ordinance No. 144-18) to have an Executive Session.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to go into Executive Session.

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

No : None. They recessed at 7:40 PM to go into Executive Session.

Executive Session ended at 7:55 PM and Council went into Regular Council Meeting at 8:06 PM.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan - Stated you have before you the Minutes from the Regular Council Meeting of July 2, 2018, and the Tax Budget Hearing of same date. Asked if there were any additions or correction to the Minutes? State hearing none, these Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS:

Mr. Ramser read the variances for: Ramy Michael, Tony Adams, Glenn H. Bridges-Tyler Properties, Wendy Harbaugh, Carmen Angelo, Lance Wanamaker as follows:

PROPOSAL TO VARY
Ramy Michael
For property at 6617 S. Canterbury
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Ramy Michael of 6370 Westminster for property located at 6617 S. Canterbury. PPN 440-23-020.

After discussion Mr. Yurkiw made the following recommendation:

"I make a motion to recommend to Parma City Council to DENY Ramy Michael, 6370 Westminster, 44129 who has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1153.03(b) (2) – SINGLE-FAMILY HOUSE DISTRICTS – ACCESSORY USES & BUILDINGS – REGULATIONS-PARKING AREAS. The amount of hard surface area for a driveway in residential front setback shall not exceed 32% of front setback area and width shall not exceed 16' wide on lot with 60' of effective frontage. Existing is 28'. Proposing to add additional 24' for overall total of 52' in driveway width for property at 6617 South Canterbury. This variance would result in allowing 36' additional driveway width. The PPN is 440-23-020. By denying the variance the essential character of the neighborhood would be substantially altered and the adjoining properties would suffer a substantial detriment as a result of the variance and the spirit and intent behind the Zoning requirement would be observed and substantial justice done by not granting this variance."

Mr. Ziefle second the motion. Mr. Yurkiw, Mr. Mastrobuono, Mr. Ziefle, and Mr. O'Connor voted yes.

PROPOSAL TO VARY
Tony Adams
For property at 6539 Roycroft Dr.
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Tony Adams property located at 6539 Roycroft Dr. PPN 449-24-028.

After discussion Mr. Ziefle made the following recommendation:

"I make a motion to recommend to Parma City Council to GRANT WITH STIPULATIONS to Tony Adams of Matland LLC, 6539 Roycroft Dr., 44129 who has requested a "Area" variance of the City of Parma Codified Ordinances of Section 1153.03(b)(2) – SINGLE FAMILY HOUSE DISTRICTS – ACCESSORY USES AND BUILDINGS-REGULATIONS-PARKING OF COMMERCIAL VEHICLES. Only one commercial vehicle not exceeding gross weight of 8,500 pounds or an overall height of 82 inches may be parked per dwelling unit. Must be in enclosed garage or on a hard surface driveway or turnabout to rear of front setback with restrictions of types of commercial vehicles. The proposal is to park commercial vehicles on concrete drive for property at 6539 Roycroft Drive. This variance would result in allowing for parking of a one-ton single axle dually; ½ ton pickup truck, enclosed trailer (6 x12), flat bed open trail (6 x 12) and a mini passenger van and no other commercial vehicles parked overnight on concrete drive. Also stipulated that no dispatching center is to be run on the property. The PPN is 449-24-028. By granting the variance the spirit and intent behind the Zoning requirement would be observed and substantial justice done."

Mr. Yurkiw second the motion. Mr. Ziefle, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Also be it noted that a variance(s) once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

PROPOSAL TO VARY
Glenn H. Bridges-Tyler Properties LLC
For property located at 5441 State Rd.
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Glenn H. Bridges, Tyler Properties, LLC for Precision Mechanical, 5441 State Rd. PPN 444-09-001, 002, 129, 130 & 131.

After discussion Mr. Yurkiw made the following recommendation:

"I make a motion to recommend to Parma City Council to GRANT to Glenn H. Bridges, Tyler Properties LLC, for Precision Mechanical, 5441 State Rd., 44134 has requested a "Area" variance of the City of Parma Codified Ordinances of Section 1170.06(c)-COMMERCIAL/OFFICE DISTRICTS-SCHEDULE OF LOT AREA, WIDTH AND COVERAGE REGULATIONS. Maximum lot coverage allowed is 30%. The request is for 43% lot coverage at property located at 5441 State Rd. This variance would result in allowing for 13% more lot coverage. The PPN is 444-09-001, 002, 129, 130 & 131.

Glenn H. Bridges, Tyler Properties LLC, for Precision Mechanical, 5441 State Rd., 44134 who has requested an "Area" variance of the City of Parma Codified Ordinance of Section 1199.05(c)-SCREENING AND BUFFERING=GENERAL PROVISIONS-NATURAL PLANTING REQUIREMENT. Where natural plants are used to provide landscaped buffer contiguous to side and rear property lines, such planting shall provide 80% summer opacity and 60% winter opacity when viewed from 2 to 10' above ground level. The proposal is for 7' high vinyl fence on property line to provide 62.5% opacity year round for property located at 5441 State Rd. This variance would result in allowing fence to provide allowable opacity. The PPN 444-09-001, 002, 129, 130 & 131. The essential character of the neighborhood would not be substantially altered and adjoining properties would not suffer a substantial detriment as a result of granting these variances and the spirit and intent behind the Zoning and Building requirements would be observed and substantial justice done by granting these variances."

Mr. Mastrobuono seconded the motion. Mr. Ziefle, Mr. Yurkiw, Mr. Mastrobuono, Mr. O'Connor voted yes.

Also be it noted that a variance(s) once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

PROPOSAL TO VARY
Wendy Harbaugh representing Dave Zwolenik
For property located at 12980 Sprague Rd.
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Dave Zwolenik, 12980 Sprague Rd. PPN 457-15-023/002/022.

After discussion Mr. Mastrobuono made the following recommendation:

"I make a motion to recommend to Parma City Council to GRANT to Dave Zwolenik of DZW 130 Properties, LLC, 12980 Sprague Road, 44130 who has requested an "Use" variance of the City of Parma Codified Ordinances of Section 1170.03 – COMMERCIAL/OFFICE DISTRICTS – SCHEDULE OF PERMITTED BUILDINGS AND USES. Miniature golf courses not included in permitted buildings and uses in Commercial/Office Districts schedule. Permitted only in Commercial/Manufacturing "B" Districts. The proposal is for a new miniature golf course in Retail Business District at 12980 Sprague Road. This variance would result in allowing of placement of new miniature golf course in Retail Business District. The PPN is 457-15-023/002/022. By granting the variance the essential character of the neighborhood would not be altered and the spirit and intent of the Zoning Board requirements would be observed and substantial justice done by granting the variance".

Mr. Ziefle seconded the motion. Mr. Ziefle, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Also be it noted that a variance(s) once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

PROPOSAL TO VARY
Carmen Angelo, Tri County Construction
For property located at 3209 Russell Ave.
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Carmen Angelo, 24957 Saddlehorn Circle. PPN 444-11-100.

After discussion Mr. Ziefle made the following recommendation:

"I make a motion to recommend to Parma City Council to GRANT with stipulation to Carmen Angelo, Tri County Construction, 24957 Saddlehorn Circle, Columbia Station, OH 44028 who has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1185.05(d) – HEIGHT REGULATIONS – HEIGHT DISTRICT EXCEPTIONS. An accessory building shall not exceed 15' in height at the highest point of the roof nor be more than one story in a residential district. The proposal is for garage to be 20'6" in height with second story at 3209 Russell Avenue. This variance would result in allowing 5'6" more in height for garage with second story. The PPN is 444-11-100. The stipulation is to reduce the height to 19'6". By granting this variance the owner's property would not suffer a substantial detriment, by granting this variance the characteristics of the neighborhood would not be substantially altered and by granting this variance the spirit and intent of the Zoning and Building requirements would be observed".

Mr. Mastrobuono seconded the motion. Mr. Ziefle, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Also be it noted that a variance(s) once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

PROPOSAL TO VARY
Lance Wanamaker
For property located at 12221 Plaza Dr.
August 28, 2018

The Parma Board of Zoning Appeals met on Tuesday, July 24, 2018 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Lance Wanamaker of Michael Baker International, Inc. PPN 441-37-006.

After discussion Mr. Ziefle made the following recommendation:

"I make a motion to recommend to Parma City Council to GRANT with the stipulation for Lance Wanamaker of Michael Baker International, Inc., 1111 Superior Ave East, Suite 2300, Cleveland, 44114 who has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1175.05(c) – RESEARCH MANUFACTURING DISTRICTS-YARDS REQUIRED-LOT AREA, WIDTH AND COVERAGE REQUIREMENTS. The proposal is for construction of new telecommunications critical facility for property at 12221 Plaza Dr., 44130. A 75' setback is required against residential. The Applicant is proposing a 30' setback. This variance would result in allowing only 45' setback next to residential district. The PPN is 441-37-006

Lance Wanamaker of Michael Baker International, Inc., 1111 Superior Ave East, Suite 2300, Cleveland, 44114 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1175.05(c) – RESEARCH MANUFACTURING DISTRICTS-OFF STREET PARKING FACILITIES. The proposal is for construction of new telecommunications critical facility for property at 12221 Plaza Dr., 44130. No parking shall be permitted in either a required front yard or a required rear yard when such rear yard is adjacent to a residential district, nor within 50' of a street line in any other yard, nor within 10' of any side or rear property line not abutting a residential district. The Applicant is proposing a 0' setback. This variance would result in allowing for 10' less setback next to non-residential district. The PPN is 441-37-006.

Lance Wanamaker of Michael Baker International, Inc., 1111 Superior Ave East, Suite 2300, Cleveland, 44114 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1109.05(a) (2)-WETLANDS SETBACK ESTABLISHMENT OF WETLAND SETBACKS. The proposal is for construction of new telecommunications critical facility for property at 12221 Plaza Dr., 44130. A 75' setback is required for category 2 wetlands. The Applicant is proposing 59' setback with a fence for category 2 wetland. This variance would result in 16' less setback with fence for category 2 wetland. The PPN is 441-37-006. The stipulation is that the design group and Cox get with the adjoining neighbors and work out a better buffer zone to their appreciation. By granting these variances the characteristic of the neighborhood would not be substantially alter. By granting these variances the spirit and intent of the zoning and building requirements would be observed".

Mr. Yurkiw seconded the motion. Mr. Ziefle, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Also be it noted that a variance(s) once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and

void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Mr. Brennan - The above variances shall be referred to the Planning Committee.

Communication received from a Farnsworth Dr. resident. This is attached at the end.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

FIRST READING:

RESOLUTION NO. 133-18 8/6/18 L-133-18

BY: L. NAPOLI
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 451-03-008, 6695 STATE ROAD, PARMA, OHIO, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Public Safety Committee.

RESOLUTION NO. 135-18 8/6/18 L-135-18

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

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

Mr. Brennan - Said legislation to be referred to the Finance Committee.

RESOLUTION NO. 136-18 8/6/18 L-136-18

BY: A. DIVIS, B. BROCHETTI
(By Request - City Engineer)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENT BETWEEN THE CITY OF PARMA AND THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS TO SHARE THE DESIGN AND CONSTRUCTION COSTS FOR RESURFACING OF YORK ROAD BETWEEN PLEASANT VALLEY AND PEARL ROADS IN THE CITIES OF PARMA AND PARMA HEIGHTS, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 140-18 8/6/18 L-140-18

BY: B. BROCHETTI
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A RESTATED WATER

SERVICE AGREEMENT FOR DIRECT SERVICE AND A MUNICIPAL UTILILTY DISTRICT AGREEMENT WITH THE CITY OF CLEVELAND, OHIO, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 141-18 8/6/18 L-141-18

BY: B. BROCHETTI
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ASSET TRANSFER AGREEMENT WITH THE CITY OF CLEVELAND, OHIO, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

RESOLUTION NO. 145-18 8/6/18 L-145-18

BY: J. CROSSMAN, L. NAPOLI, K.L. 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

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 148-18 8/6/18 L-148-18

BY: D. LIME
(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 ONE (1) 2019 CHEVROLET TAHOE POLICE VEHICLE FOR THE PARMA POLICE DEPARTMENT, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 151-18 8/6/18 L-151-18

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

AN ORDINANCE TO AMEND SECTION 145.01 "PERSONNEL WITHIN RANK" WITHIN CHAPTER 145 "DIVISION OF FIRE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 153-18 8/6/18 L-153-18

BY: K.L. SABAN
(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2018 SIDEWALK, CURB AND CATCH BASIN PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF RESIDENTIAL PUBLIC SIDEWALK, CURB AND CATCH BASIN, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 154-18 8/6/18 L-154-18

BY: D. LIME
(By Request - Community Services/Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2018 STREETScape IMPROVEMENT PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF COMMERCIAL CURB, PUBLIC SIDEWALK, CATCH BASIN AND TREE LAWN, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 155-18 8/6/18 L-155-18

BY: B. BROCHETTI
(By Request - Treasurer)

AN ORDINANCE TO AMEND SECTION 184.24 "PENALTIES AND INTEREST" OF CHAPTER 184 "MUNICIPAL INCOME TAX" AND SECTION 185.052 "DISHONORED CHECKS" OF CHAPTER 185 "GENERAL FEE SCHEDULE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

RESOLUTION NO. 156-18 8/6/18 L-156-18

BY: K.L. SABAN, A. DIVIS, L. NAPOLI, B. BROCHETTI, D.M. KISH, J. CROSSMAN
(By Request - City Engineer)

A RESOLUTION 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 BROADVIEW ROAD RESURFACING PROJECT FROM WEST RIDGEWOOD DRIVE TO BROOKPARK ROAD; WEST RIDGEWOOD DRIVE RESURFACING PROJECT FROM RIDGE ROAD TO STATE ROAD; VALLEY VILLAS/YORK ROAD/STATE ROAD SANITARY SEWER PROJECT; VARIOUS

HEADWALL REPLACEMENT PROJECTS (TOTAL OF SIX SITES); AND LOCAL DEBT SUPPORT WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 157-18 8/6/18 L-157-18
BY: K.L. SABAN, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF PARMA AND THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR THE LPA FEDERAL ODOT-LET BROADVIEW ROAD RESURFACING PROJECT FROM WEST RIDGEWOOD DRIVE TO BROOKPARK ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 158-18 8/6/18 L-158-18
BY: K.L. SABAN, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PROJECT AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO PROCEED WITH THE PROPOSED BROADVIEW ROAD PROJECT FROM WEST RIDGEWOOD DRIVE TO BROOKPARK ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 159-18 8/6/18 L-159-18
BY: B. BROCHETTI
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIVE YEAR LEASE/PURCHASE AGREEMENT WITH MURPHY TRACTOR AND EQUIPMENT FOR ONE (1) 2018 JOHN DEERE 60G COMPACT EXCAVATOR AND FELLING FT-161 DROP DECK (MINI EXCAVATOR TRAILER) FOR THE PARMA SERVICE DEPARTMENT, THROUGH SOURCEWELL, AT THE COOPERATIVE PURCHASE PRICE OF \$78,134.91, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 160-18 8/6/18 L-160-18
BY: B. BROCHETTI
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIVE YEAR LEASE/PURCHASE AGREEMENT WITH MURPHY TRACTOR AND EQUIPMENT

FOR (1) 2018 JOHN DEERE 310SL BACKHOE LOADER AND FELLING FT-30-2 LP DECKOVER TRAILER WITH ELECTRIC BRAKES FOR THE PARMA SERVICE DEPARTMENT, THROUGH SOURCEWELL, AT THE COOPERATIVE PURCHASE PRICE OF \$116,044.00, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

ORDINANCE NO. 161-18 8/6/18 L-161-18

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIVE YEAR LEASE/PURCHASE AGREEMENT WITH MURPHY TRACTOR AND EQUIPMENT FOR (1) 2018 JOHN DEERE 332G SKID STEER AND 2015 NPK PH2 HAMMER FOR THE PARMA SERVICE DEPARTMENT, THROUGH SOURCEWELL, AT THE COOPERATIVE PURCHASE PRICE OF \$64,108.24, AND DECLARING AN EMERGENCY

Mr. Brennan - Said legislation to be referred to the Finance Committee.

SECOND READING:

RESOLUTION NO. 124-18 7/2/18 L-124-18

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

A RESOLUTION AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO FILE AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) THROUGH THE COMMUNITY COST-SHARE PROGRAM FOR THE SOUTH CANTERBURY CULVERT REPAIR AND REPLACEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Lime to refer Resolution No. 124-18 back to the Finance Committee. Motion carried.

RESOLUTION NO. 125-18 7/2/18 L-125-18

BY: B. BROCHETTI
(By Request - City Engineer)

A RESOLUTION AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO FILE AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) THROUGH THE COMMUNITY COST-SHARE PROGRAM FOR THE SKYLARK CULVERT REPAIR AND REPLACEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Lime to refer Resolution No. 125-18 back to the Finance Committee. Motion carried.

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

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE SOUTH CANTERBURY CULVERT REPAIR AND REPLACEMENT PROJECT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Lime to refer Ordinance No. 129-18 back to the Finance Committee. Motion carried.

BY: B. BROCHETTI
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE SKYLARK CULVERT REPAIR AND REPLACEMENT PROJECT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Lime to refer Resolution No. 130-18 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 126-18 on three different days be dispensed with?

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

BY: B. BROCHETTI, D. LIME, M. CASSELBERRY, A. DIVIS, L. NAPOLI, K.L. SABAN
(By Request - Auditor)

AN ORDINANCE AUTHORIZING THE AUDITOR TO ENTER INTO A CONTRACT WITH HARRIS COMPUTER CORPORATION FOR AN UPGRADE TO THE CITY'S FINANCIAL AND PAYROLL SOFTWARE SYSTEM IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry, to amend Ordinance No. 126-18 by accepting a new Exhibit A. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt amended Ordinance No. 126-18.

Yes: Kish, Lime, Napoli, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.
No: None; Amended Ordinance No. 126-18 is adopted.

THIRD READING:

ORDINANCE NO. 203-17 10/2/17 L-203-17

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

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE ORCHARD PARK DRIVE STORM SEWER PROJECT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry, to amend Ordinance No. 203-17 by inserting in Section 1, first blank "CATTS Construction, Inc." and in the second blank "\$369,620.95". In Section 3, the funds shall come from Fund 451-451 Account 2110 and Fund 451-451 Account 62255 with the combined total to be \$369,620.95. Further waived Rule 52 and placed Amended Ordinance No. 203-17 on Third Reading. Motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 203-18 be placed on final passage?

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

No: None; motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry, to adopt Ordinance No. 203-17 as amended.

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

No: None; Amended Ordinance No. 203-17 is adopted.

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 accept Substitute Ordinance No. 2-18 which amends the language of the previous Ordinance No. 2-18 as stated in the substitute legislation. Further moved to waive Rule 52, have a roll call on Rule 45 and place Substitute Ordinance No. 2-18 on Third Reading for passage. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Substitute Ordinance No. 2-18.

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

No: None; Substitute Ordinance No. 2-18 is adopted.

RESOLUTION NO. 119-18 6/18/18 L-119-18

BY: K.L. SABAN
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 444-08-100,

3430 FORTUNE AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 119-18.

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

No: None; Resolution No. 119-18 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 134-18, Ordinance No. 137-18, Ordinance No. 138-18, Resolution No. 142-18, Resolution No. 143-18, Ordinance No. 144-18, Ordinance No. 146-18, Resolution No. 149-18, Ordinance No. 150-18 and Ordinance No. 152-18 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 134-18, Ordinance No. 137-18, Ordinance No. 138-18, Resolution No. 142-18, Resolution No. 143-18, Ordinance No. 144-18, Ordinance No. 146-18, Resolution No. 149-18, Ordinance No. 150-18 and Ordinance No. 152-18 be placed on final passage?

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

No: None; motion carried.

BY: B. BROCHETTI
(By Request - Auditor)

ORDINANCE NO. 134-18 8/6/18 L-134-18

AN ORDINANCE TO AMEND THE 2018 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 134-18.

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

No: None; Ordinance No. 134-18 is adopted.

BY: B. BROCHETTI, D.M. KISH, A. DIVIS, D. LIME
(By Request - Service Director)

ORDINANCE NO. 137-18 8/6/18 L-137-18

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH WEST ROOFING, INC., FOR REPAIRS IN THE CITY OF PARMA, PARKS AND RECREATION BUILDING, LOCATED AT 7335 RIDGE ROAD, PARMA, OHIO, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to amend Ordinance No. 137-18 by replacing the amount with "\$145,485.00" and place amended Ordinance No. 137-18 on Suspension of the Rules. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt amended Ordinance No. 137-18.

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

No: None; Amended Ordinance No. 137-18 is adopted.

ORDINANCE NO. 138-18 8/6/18 L-138-18

BY: B. BROCHETTI, D.M. KISH, A. DIVIS
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH WEST ROOFING, INC., FOR REPAIRS AT PARMA CITY HALL LOCATED AT 6611 RIDGE ROAD, PARMA, OHIO, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 138-18.

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

No: None; Ordinance No. 138-18 is adopted.

RESOLUTION NO. 142-18 8/6/18 L-142-18

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 Councilman Brochetti, seconded by Councilman Casselberry to amend Resolution No. 142-18 by accepting Exhibit A and place amended Resolution No. 142-18 on Suspension of the Rules. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt amended Resolution No. 142-18.

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

No: None; Amended Resolution No. 142-18 is adopted.

RESOLUTION NO. 143-18 8/6/18 L-143-18

BY: B. BROCHETTI
(By Request - Auditor)

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

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 143-18.

Lime: Stated why have P. O. s if they are not being used.

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

No: None; Resolution No. 143-18 is adopted.

ORDINANCE NO. 144-18 8/6/18 L-144-18

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

AN ORDINANCE APPROVING AND RATIFYING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION REPRESENTING THE PATROLMEN FOR THE PERIOD OF JANUARY 1, 2018, THROUGH DECEMBER 31, 2020, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 144-18.

Yes: Kish, Lime, Napoli, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.
No: None; Ordinance No. 144-18 is adopted.

ORDINANCE NO. 146-18 8/6/18 L-146-18

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH C & J CONTRACTORS, INC., THE LOWEST AND BEST BIDDER, FOR PARMADALE DEMOLITION PHASE 1, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 146-18.

Yes: Kish, Lime, Napoli, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.
No: None; Ordinance No. 146-18 is adopted.

RESOLUTION NO. 149-18 8/6/18 L-149-18

BY: B. BROCHETTI
(By Request - Auditor)

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

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 149-18.

Yes: Kish, Lime, Napoli, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.
No: None; Resolution No. 149-18 is adopted.

ORDINANCE NO. 150-18 8/6/18 L-150-18

BY: M. CASSELBERRY, D. LIME, L. NAPOLI, B. BROCHETTI, K.L. SABAN, J. CROSSMAN, A. DIVIS
(By Request - Building Commissioner)

AN ORDINANCE PLACING A MORATORIUM ON THE OPERATION OF ANY SHORT

TERM RESIDENTIAL REAL ESTATE RENTALS IN THE CITY OF PARMA, OHIO, AND
DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 150-18.

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

No: None; Ordinance No. 150-18 is adopted.

ORDINANCE NO. 152-18 8/6/18 L-152-18

BY: D. LIME

(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH DATASERV FOR INFORMATION TECHNOLOGY NETWORK SUPPORT SERVICES FOR THE POLICE DEPARTMENT AND COMMUNICATION CENTER, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 152-18.

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

No: None; Ordinance No. 152-18 is adopted.

APPOINTMENTS AND CONFIRMATIONS

Motion made by Councilwoman Saban, seconded by Councilman Casselberry to reappoint Lisa Beeble as Chief Deputy Clerk effective December 1, 2018. Motion carried.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Service Director - Thanked Council for their votes under Suspension for the roofs.

Law Director - Commended Council on their excellent discussions during Committee Meetings.

Councilwoman Saban - Alerted everyone that there are over 70 participants for the upcoming Ward 4 garage sales.

Councilman Casselberry - Advised that Ward 3 is having a Ward Meeting.

Motion made by Councilman Crossman, seconded by Councilman Napoli to forgo the rest of the Miscellaneous Business. Motion carried.

REPORT ON ABSENT OFFICIALS

Motion made by Councilman Crossman, seconded by Councilman Dipierro to excuse the Mayor from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Crossman, seconded by Councilman Dipierro to adjourn at 9 PM. 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, August 6, 2018.

/s/ Kenneth A. Ramser
KENNETH A. RAMSER
CLERK OF COUNCIL

/s/ Sean P. Brennan
SEAN P. BRENNAN
PRESIDENT OF COUNCIL

Aug. 6, 2018

To All Parma City Council Members,

I would like to bring it to your attention how putting in new water meters puts our security at risk. As a single homeowner and resident of Parma for 19 years, I do NOT want everyone and anyone know when my house is vacant. These new meters will let them, anyone working there and any hackers know exactly when houses are vacant for any amount of time. As someone that has worked helping with Heroin Addiction for many years I understand how people desperate for money find ways to get it.

Not only does the new meter have security issues, but it also has health risks.

Please help make this a choice -
NOT mandatory!

Thank you for your time,