

FEBRUARY 16, 2016
REGULAR COUNCIL MEETING MINUTES
PARMA COUNCIL CHAMBERS
7:03 P.M.

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

COUNCIL MEMBERS PRESENT: VITO DIPIERRO
DEBORAH LIME
LARRY NAPOLI
KRISTIN L. SABAN
SCOTT M. TUMA
BRIAN BROCHETTI
MARK CASSEBERRY
JEFFREY CROSSMAN

COUNCIL MEMBER EXCUSED: 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: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Brian Higgins, Interim Safety Director Thomas Weinreich, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

VOICE VOTE

RESOLUTION NO. 23-16 2/16/16 L-23-16
BY: **J. CROSSMAN**, B. BROCHETTI, M. CASSELBERRY, V. DIPIERRO, A. DIVIS
D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA

A RESOLUTION HONORING PARMA ANIMAL SHELTER VOLUNTEERS
CITIZENS OF THE MONTH - JANUARY, 2016

Motion made by Councilman Tuma seconded by Councilman Dipierro to adopt Resolution No. 23-16. Motion carried.

Councilman Crossman - Presented the Resolution, as well as Certificates from Law Director Dobeck, Treasurer Mastroianni and Auditor Day, to Parma Animal Shelter Volunteers and congratulated them.

Mayor DeGeeter - Presented a Proclamation to Parma Animal Shelter Volunteers.

RESOLUTION NO. 24-16 2/16/16 L-24-16
BY: **K. L. SABAN**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO
A. DIVIS, D. LIME, L. NAPOLI, S. M. TUMA

A RESOLUTION HONORING BROADVIEW MULTI-CARE CENTER
BUSINESS OF THE MONTH - JANUARY, 2016

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt Resolution No. 24-16. Motion carried.

Councilwoman Saban - Presented the Resolution, as well as Certificates from Law Director Dobeck, Treasurer Mastroianni and Auditor Day, to Broadview Multi-Care Center and congratulated them.

Mayor DeGeeter - Presented a Proclamation to Broadview Multi-Care Center.

RESOLUTION NO. 19-16 2/16/16 L-19-16
BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS
D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA

A RESOLUTION HONORING AXELROD BUICK - GMC PARMA AREA
CHAMBER OF COMMERCE PRIDE AWARD - BUSINESS - 2016

Motion made by Councilman Tuma seconded by Councilman Napoli to adopt Resolution No. 19-16. Motion carried.

RESOLUTION NO. 20-16 2/16/16 L-20-16
BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS
D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA

A RESOLUTION HONORING BARBARA FILIPOW PARMA AREA
CHAMBER OF COMMERCE PRIDE AWARD - INDIVIDUAL - 2016

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt Resolution No. 20-16. Motion carried.

RESOLUTION NO. 21-16 2/16/16 L-21-16
BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS
D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA

A RESOLUTION HONORING POLISH VILLAGE PARMA AREA CHAMBER
OF COMMERCE PRIDE AWARD - ORGANIZATION - 2016

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt Resolution No. 21-16. Motion carried.

RESOLUTION NO. 22-16 2/16/16 L-22-16
BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS
D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA

COMMUNICATIONS CENTER, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 213-15 10/5/15 L-213-15
BY: S. M. TUMA
(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, 2016, TO AND INCLUDING DECEMBER 31, 2016, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to refer Ordinance No. 213-15 back to the Finance Committee. Motion carried.

ORDINANCE NO. 11-16 2/1/16 L-11-16
BY: J. CROSSMAN, K. L. SABAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE INSTALLATION OF SAFETY FENCING ON THE SNOW ROAD BRIDGE OVER WEST CREEK IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to refer Ordinance No. 11-16 back to the Finance Committee. Motion carried.

RESOLUTION NO. 12-16 2/1/16 L-12-16
BY: S. M. TUMA
(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 Tuma seconded by Councilman Casselberry to refer Resolution No. 12-16 back to the Finance Committee. Motion carried.

RESOLUTION NO. 13-16 2/1/16 L-13-16
BY: S. M. TUMA
(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 Tuma seconded by Councilman Casselberry to refer Resolution No. 13-16 back to the Finance Committee. Motion carried.

ORDINANCE NO. 15-16 2/1/16 L-15-16
BY: D. LIME
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A RENEWAL LICENSE AGREEMENT WITH THE PARMA ANIMAL SHELTER, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to refer Ordinance No. 15-16 back to the Public Safety Committee. Motion carried.

THIRD READING:

ORDINANCE NO. 165-14 8/4/14 L-165-14
BY: S. M. TUMA, V. DIPIERRO, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI,
M. CASSELBERRY, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE RIDGE ROAD PHASE I SANITARY SEWER IMPROVEMENT PROJECT FROM DAY DRIVE TO 6905 RIDGE ROAD LOCATED WITHIN REAR YARD EASEMENTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry, to amend Ordinance No. 165-14 as follows: In Section 1, line 2, insert DiGioia/Suburban, and on line 4, insert \$299,990.00. Also in Section 3, line 2, Fund No. 405-405, and Account No. 62110-16514. I further move to waive Rule 52 and place Ordinance No. 165-14 on third reading for final passage as amended. Motion carried

Councilwoman Lime - Asked if this has been budgeted in the 405 account for this year?

Service Director Higgins - Stated that it was budgeted for. He also stated that there will be money coming from Grants and Ohio Public Works, and as it comes in the account will be reimbursed. The cost is \$20,000.00 less than the original estimate by the Engineers.

Mr. Brennan - Asked how big is the area that this project covers?

Building Commissioner Deichmann - Stated that the project goes from Day Dr. behind the red brick office building, behind Ridge Day Plaza up to Maximum Independent Living apartment building.

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt amended Ordinance No. 165-14.

Yes: Dipierro, Lime, Napoli, Saban, *Tuma, Brochetti, Casselberry, Crossman.

No: None; Amended Ordinance No. 165-14 is adopted.

*Councilman Tuma - Stated this project will help with development since this area is a part of our town center.

ORDINANCE NO. 1-16

1/19/16

L-1-16

BY: S. M. TUMA, V. DIPIERRO, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI,
M. CASSELBERRY, J. CROSSMAN
(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 Tuma seconded by Councilman Casselberry to amend Ordinance No. 1-16 as follows: In Section 1, line 2, insert Trident Insurance Services, a Subsidiary of the Argonaut Insurance Group, through McGowan Governmental Underwriters of America, and on line 3, insert \$119,97.00. In Section 3, line 2 change Account No. 62049-01016 to Account No. 62049-00116. I further move to waive Rule 52 and place Ordinance No. 1-16 on third reading for final passage as amended. Motion carried.

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt amended Ordinance No. 1-16.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Amended Ordinance No. 1-16 is adopted.

ORDINANCE NO. 2-16

1/19/16

L-2-16

BY: S. M. TUMA, V. DIPIERRO, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI,
M. CASSELBERRY, J. CROSSMAN
(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 Tuma seconded by Councilman Casselberry to amend Ordinance No. 2-16 as follows: In Section 1, line 2, insert Trident Insurance Services, a Subsidiary of the Argonaut Insurance Group, through McGowan Governmental Underwriters of America, and on line 4, insert \$99,044.00. In Section 3, line 2 change Account No. 62049-02016 to Account No. 62049-00216. I further move to waive Rule 52 and place Ordinance No. 2-16 on third reading for final passage as amended. Motion carried.

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt amended Ordinance No. 2-16.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Amended Ordinance No. 2-16 is adopted.

RESOLUTION NO. 7-16 1/19/16 L-7-16

BY: S. M. TUMA, V. DIPIERRO, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI,
M. CASSELBERRY, J. CROSSMAN
(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 2016 CALENDAR YEAR, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt
Resolution No. 7-16.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Resolution No. 7-16 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and
distinct reading of Ordinance No. 17-16, Resolution No. 25-16 and Ordinance No. 26-16
on three different days be dispensed with?

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to Committee be dispensed with
and Ordinance No. 17-16, Resolution No. 25-16 and Ordinance No. 26-16 be placed on
final passage?

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; motion carried.

ORDINANCE NO. 17-16 2/16/16 L-17-16

BY: V. DIPIERRO, D. LIME, L. NAPOLI, K. L. SABAN, S. M. TUMA, B. BROCHETTI,
M. CASSELBERRY, J. CROSSMAN
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF
PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE OHIO
PUBLIC WORKS COMMISSION FOR A GRANT AND A LOAN FOR THE
CHEVROLET BOULEVARD AREA STORM AND SANITARY SEWER
IMPROVEMENTS IN THE CITY OF PARMA, AND DECLARING AN
EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt
Ordinance No. 17-16.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Ordinance No. 17-16 is adopted.

RESOLUTION NO. 25-16 2/16/16 L-25-16

BY: S. M. TUMA
(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 Tuma seconded by Councilman Casselberry to adopt Resolution No. 25-16.

Councilwoman Lime - Asked for a explanation regarding the hydrant replacements and why they are different amounts? Also why are they all coming out of the same account and the dates are all different?

Service Director Higgins - Stated that these hydrant replacements are from vehicle accidents and they are waiting for reimbursements from the insurance companies. The reason that there are so many is that the Cleveland Water Company sent them all at once. The Law Department is the one that recoups the money for the city.

Councilwoman Lime - Asked if the city has been reimbursed for all of the hydrants that were replaced in 2014 and 2015?

Service Director Higgins - Stated that he was not sure, and the Law Department was trying to settle the ones that were going to run into a statue of limitations.

Law Director Dobeck - Stated that not all of the replacements are reimbursable. It depends how the damage was done. If it was done by motor vehicle accidents the city goes after the insurance company's. Stated that he will get a list together.

Councilwoman Lime - Asked if the payment to Cody Computer Service will be the last payment?

Acting Safety Director Weinreich - Stated that there is one other payment which is the extension of maintenance, this payment is from the previous contract.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Resolution No. 25-16 is adopted.

ORDINANCE NO. 26-16

2/16/16

L-26-16

BY: S. M. TUMA
(By Request - Auditor)

AN ORDINANCE TO AMEND THE 2016 TEMPORARY APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to adopt Ordinance No. 26-16.

Councilwoman Lime - Asked for an explanation of the Legal Advertising and Civil Service Examiners cost?

Acting Safety Director Weinreich - Stated that this was brought up when the School system requested these tests to be done in the first quarter of the year and needed to be paid in the first quarter.

Councilwoman Lime - Asked if the City is reimbursed for these costs?

Acting Safety Director Weinreich - Stated that the Schools let us use their facility. They also make a cash payment once a year.

Yes: Dipierro, Lime, Napoli, Saban, Tuma, Brochetti, Casselberry, Crossman.

No: None; Ordinance No. 26-16 is adopted.

TABLED/RECONSIDER:

ORDINANCE NO. 25-05 3/7/05 L-19-05

BY:

AN ORDINANCE TO ENACT SECTION 143-175 "POSITIONS OF
PARKING AND TRAFFIC ENFORCEMENT AIDE ESTABLISHED"
OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA

Motion made by Councilman Tuma seconded by Councilman Casselberry to table
Ordinance No. 25-05. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Tuma to
reconsider Ordinance No. 25-05. Motion failed.

Ordinance No. 25-05 is tabled.

ORDINANCE NO. 107-10 7/26/10 L-107-10

BY: L. NAPOLI, S. M. TUMA
(By Request - Mayor)

AN ORDINANCE TO ENACT CHAPTER 722 "ENTERTAINMENT DEVICES
AND ENTERTAINMENT DEVICE ARCADES" OF THE CODIFIED
ORDINANCES OF THE CITY OF PARMA

Motion made by Councilman Tuma seconded by Councilman Casselberry to table
Ordinance No. 107-10. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Tuma to
reconsider Ordinance No. 107-10. Motion failed.

Ordinance No. 107-10 is tabled.

ORDINANCE NO. 183-13 8/5/13 L-183-13

BY:

(By Request - Safety Director)

AN ORDINANCE TO REPEAL CHAPTER 739 "JUNK DEALERS,
PAWNBROKERS AND SECONDHAND DEALERS" AND TO ENACT
A NEW CHAPTER 739 "SECONDHAND DEALERS AND JUNK YARDS"
OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Casselberry to table
Ordinance No. 183-13. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Tuma to
reconsider Ordinance No. 183-13. Motion failed.

Ordinance No. 183-13 is tabled.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Mayor DeGeeter - Stated that this Saturday February 20, 2016 is the Chamber Ball and hoped to see many elected officials there. Stated that Monday, February 22, 2016 is the State of the City Address and will be held at the UAW Hall on Chevrolet Blvd. He stated that his message will be a positive one.

Safety Director Weinreich - No comment.

Service Director Higgins - Stated that there was article in Cleveland.com regarding savings due to the mild winter. Stated that the reporter asked for detailed information on the savings which he did not have time to provide that information. Stated that at the end of February he will be glad to give a comparison to last year.

Auditor Day - Stated that he sent out a General Fund monthly report and he hoped that it will helpful.

Law Director Dobeck - No comment.

Treasurer Mastroianni - No comment.

Councilman Dipierro - Stated that he is looking forward to the State of the City Address in Ward 1. Congratulated and thanked the award recipients. Thanked everyone for the kind words and cards on the birth of his twin girls.

Councilwoman Lime - No comment.

Councilman Napoli - No comment.

Councilwoman Saban - Stated that she is looking forward to the Chamber Ball and the State of the City Address. Congratulated the award recipients. Wished the best to Councilman Dipierro on the birth of his twins.

Councilman Tuma - Congratulated Councilman Dipierro. Thanked Service Director Higgins for his comments. Stated he is looking forward to the Chamber Ball and the State of the City.

Councilman Brochetti - No comment.

Councilman Casselberry - Congratulated the award winners and Councilman Dipierro and his wife on the birth of their twins.

Councilman Crossman - Congratulated Councilman Dipierro and his wife as well the award recipients.

President Brennan - Thanked Auditor Day on the financial report that he sent. Congratulated Councilman Dipierro and his wife on the birth of their twins. Reminded everyone about the Fireworks Fundraiser. Thanked everyone for their prayers and well wishes for his wife when she was hospitalized.

REPORT ON ABSENT OFFICIALS

Motion made by Councilman Brochetti seconded by Councilman Casselberry to excuse Councilman Divis from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Tuma seconded by Councilman Crossman to adjourn the Regular Council Meeting at 8:38 P.M. Motion carried.

CERTIFICATION

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be true and correct copy of the Minutes from the Regular Council Meeting held on Tuesday, February 16, 2016.

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

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

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(Minutes completed on February 19, 2016)