

MARCH 18, 2019
MINUTES OF REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:10 P.M.
(Revised)

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

COUNCIL MEMBERS PRESENT: DENNIS M. KISH
DEBORAH LIME
LARRY NAPOLI
KRISTIN L. SABAN
BRIAN BROCHETTI
MARK CASSELBERRY
VITO DIPIERRO
ALLAN DIVIS
COUNCIL MEMBER EXCUSED: ROY J. JECH

Mr. Ramser – Mr. Brennan, 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 G. Dobeck, Deputy Auditor Mark Prok, 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 Michael Culp, 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. 45-19 3/18/19 L-45-19
BY: **B. BROCHETTI**, M. CASSELBERRY, V. DIPIERRO, A. DIVIS, R. J. JECH, D. M. KISH,
D. LIME, L. NAPOLI, K. L. SABAN

A RESOLUTION HONORING GEORGE KRAJACIC 2018-19 COACH
OF THE YEAR YOUTH BASKETBALL

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 45-19. Motion carried.

Councilman Brochetti presented the Resolution and Certificates from the Law Director, Treasurer and Auditor to George Krajacic.

Mayor DeGeeter – Presented a Proclamation to George Krajacic.

LEGISLATIVE COMMENTS

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated you have before you the Minutes from the Regular Council Meeting of March 4, 2019. 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

Clerk of Council stated – The Parma Board of Zoning Appeals met on Tuesday, March 12, 2019 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 David Sterba of True North Cement, 7274 State Rd for property at 6249 Yorktown Dr. PPN 446-15-011.

After discussion Mr. Mastrobuono made the following recommendation:

“I make a motion to recommend to Council to deny David Sterba of True North Cement, 7774 State Rd., 44134 has requested a “AREA” Variance of the City of Parma Codified Ordinances of Section 1153.03(b)(6) – SINGLE FAMILY HOUSE DISTRICTS-ACCESSORY USES & BUILDINGS - REGULATIONS – PARKING AREAS. The proposal is for more parking area than allowed by Code at property located at 6249 Yorktown Dr. For a residential lot with a front setback of 30 feet or more, a parking pad is not permitted within 15 feet of the right-of-way line nor in the interior of the lot. This variance would result in allowing for parking pad to extend to the interior of the lot. The PPN is 446-15-011. The essential character of the neighborhood would be substantially altered and the spirit and intent behind the zoning and building requirements would be observed.”

Mr. Yurkiw second the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. Ziefle voted to deny this variance.

Mr. Brennan stated this will be referred to the Planning Committee.

Clerk of Council stated – The Parma Board of Zoning Appeals met on Tuesday, March 12, 2019 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 Martha Ludrosky, 7351 Meadow Lane. PPN 452-24-057.

After discussion Mr. Mastrobuono made the following recommendation “I make a motion to recommend to Council to grant to Martha Ludrosky, 7351 Meadow Lane, 44134, has requested a variance of the City of Parma Codified Ordinances of Section 1189.06(a) FRONT YARDS – SPECIFIC BUILDING LINES; ANY USE DISTRICT. The proposal is to rebuild existing porch with new roof covering at 7351 Meadow Lane with a 27 feet front setback. Where, on any street frontage in any use district, a specific building line is indicated on the Zone Map, such building line shall be the front or side street yard line of that street frontage. Front yard setback required is 35 feet. This variance would result in allowing 8 feet less front setback. The PPN is 452-24-057. I make this motion as read because the essential character of the neighborhood would not be substantially altered, and adjoining properties would not suffer and that the spirit and intent behind the zoning/building requirements would be observed and substantial justice done by granting the variance.”

Mr. Yurkiw second the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. Ziefle voted yes to grant the variance.

A variance 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 conditions for which such variance was granted, in which case the Building Commissioner shall give a notice in writing and thirty days thereafter the variance shall be deemed null and void and all regulations governing such premises in question shall

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF MIDDLEBURG HEIGHTS ACTING AS THE LOCAL PUBLIC AGENCY (LPA) WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE RESURFACING AND REPAIR OF PEARL ROAD FROM VALLEY PARKWAY TO JUST SOUTH OF SNOW ROAD IN THE CITIES OF STRONGSVILLE, MIDDLEBURG HEIGHTS, PARMA HEIGHTS AND PARMA, AND DECLARING AN EMERGENCY

To be referred to the Finance Committee

THIRD READING:

ORDINANCE NO. 31-19 2/19/19 L-31-19

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

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY AND THE CITY OF PARMA FOR THE WIDENING OF SPRAGUE ROAD INCLUDING NEW SANTARY SEWERS AND A WATER LINE BETWEEN YORK ROAD AND WEBSTER ROAD, AND DESIGN/CONSTRUCTION ASSISTANCE FOR THE PORTION BETWEEN W. 130TH STREET AND YORK ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 31-19.

Yes: Kish, Lime, Napoli, Saban, Brochetti, Casselberry, Dipierro, Divis
No: None; Ordinance No. 31-19 adopted.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 41-19, Ordinance No. 42-19, Ordinance No. 43-19 and Resolution No. 44-19 on three different days be dispensed with?

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

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 41-19, Ordinance No 42-19, Ordinance No 43-19 and Resolution No. 44-19 be placed on final passage?

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

ORDINANCE NO. 41-19 3/18/19 L-41-19

BY: A. DIVIS
(By Request – City Engineer)

AN ORDINANCE TO AMEND THE HEADING AND SECTIONS 1 AND 3 OF ORDINANCE NO. 203-17, FOR THE ORCHARD PARK DRIVE STORM SEWER PROJECT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 41-19.

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

No: None; Ordinance No. 41-19 is adopted.

Councilwoman Lime questioned the Deputy Auditor the large appropriation and if there was enough money to do the project without taking away from another project. Both the Deputy Auditor and Service Director advised absolutely there would be enough funds.

ORDINANCE NO. 42-19 3/18/19 L-42-19

BY: D. LIME, K. L. SABAN

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. 42-19.

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

No: None; Ordinance No. 42-19 is adopted.

ORDINANCE NO. 43-19 3/18/19 L-43-19

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

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 146-18 RELATIVE TO THE PARMADALE DEMOLITION PHASE I, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 43-19.

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

No: None; Ordinance No. 43-19 is adopted.

RESOLUTION NO. 44-19 3/18/19 L-44-19

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. 44-19.

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

No: None; Resolution No. 44-19 is adopted.

RECONSIDERATION OF LEGISLATION

ORDINANCE NO. 20-19 1/22/19 L-20-19

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 THE PURCHASE OF CONCRETE, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to reconsider Ordinance No. 20-19. Motion carried.

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 20-19 as follows: In Section 1, line 2 delete "Asphalt".

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

No: None; Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt reconsidered Ordinance No. 20-19 as amended.

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

No: None, Reconsidered Ordinance No. 20-19 adopted as amended.

APPOINTMENTS AND CONFIRMATIONS

Councilman Divis stated Mr. Chairman, the Appointment Scanning Committee met this evening to discuss the reappointment of Joseph Giaimo and Katherine Holmok to the Planning Commission. Mr. Giaimo’s term will expire on April 13, 2019. His new reappointment would be for a six (6) year term ending on April 13, 2025. Ms. Holmok’s term will expire on April 1, 2019. Her new appointment would be for a six (6) year term ending on April 1, 2025.

Motion was made by Councilman Divis seconded by Councilman Casselberry to approve the reappointments of Joseph Giaimo and Katherine Holmok to the Planning Commission for a six-year term. Motion carried.

PUBLIC SESSION

Catherine Carroll, 2717 Tuxedo Ave advise she is upset with the lack of upkeep of 2716 North Ave

MISCELLANEOUS BUSINESS

Mayor DeGeeter – He stated he and the Safety Director have spoken with Catherine and are looking into the house at 2716 North. Congratulations to the Coach.

Safety Director Weinreich – Remind Council of the CSX release, Brookpark Rd is closing and will be reopening on Monday.

Service Director Higgins – No comment.

Deputy Auditor Prok – No comment.

Law Director Dobeck – No comment.

Treasurer Mastroianni – No comment.

Councilman Kish – No comment.

Councilwoman Lime – Remind everyone that the Safety Fair is two weeks later this year.

Motion made by Councilman Napoli seconded by Councilman Dipierro to suspend the Round Robin. Motion carried.

REPORT ON ABSENT OFFICIALS

Motion made by Councilman Casselberry seconded by Councilman Napoli to excuse Councilman Jech from said meeting. Motion carried.

ADJOURNMENT

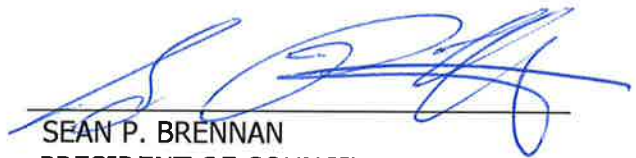
Motion made by Councilman Kish seconded by Councilman Dipierro to adjourn said meeting at 7:37 P.M.. Motion carried.

CERTIFICATION

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify the above to be a true and correct copy of the Minutes of the Regular Council Meeting held on Monday, March 18, 2019.



KENNETH A. RAMSER
CLERK OF COUNCIL



SEAN P. BRENNAN
PRESIDENT OF COUNCIL

