

FEBRUARY 6, 2017
MINUTES OF REGULAR COUNCIL MEETING
PARMA CITY HALL COUNCIL CHAMBERS
7:02 PM

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

COUNCIL MEMBERS PRESENT:

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

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, Chief Assistant Law Director Timothy Miller, Auditor Brian Day, Treasurer Thomas Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Senior Citizens Director Jo Ann Mason, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Communications and Economic Development Officer/Grant Writer Shelley Cullins, Director of Human Services Renee Guy, Chief of Staff Michael Culp, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

VOICE VOTE:

RESOLUTION NO. 9-17 2/6/17 L-9-17

By: **A. Divis, B. Brochetti, M. Casselberry, J. Crossman, V. Dipierro, D. Kish, D. Lime, L. Napoli, K.L. Saban**

A RESOLUTION HONORING PADUA LADY BRUINS VOLLEYBALL TEAM
2016 DIVISION II STATE CHAMPIONS

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 9-17. Motion carried.

Resolution presented to the team along with certificates from Law, Auditor, and Treasurer. Mayor presented them with a Proclamation and a sign for them and noted that several will be put by the Welcome to Parma locations. Photos taken.

RESOLUTION NO. 11-17 1/17/17 (passed) L-11-17

By: **A. Divis, B. Brochetti, M. Casselberry, J. Crossman, V. Dipierro, D. Lime, L. Napoli, K. L. Kristin, D. Kish**

A RESOLUTION HONORING AND RECOGNIZING PADUA FRANCISCAN FALL
YARD CLEAN-UP PROJECT FOR IN NEED AND HOUSEBOUND SENIORS

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to read Resolution No. 11-17. Motion carried.

Resolution presented to the school along with certificates from Law, Auditor, and Treasurer. Mayor presented them with a Proclamation. Photos taken.

RESOLUTION NO. 14-17 1/17/17 (passed) L-14-17

By: **A. Divis, B. Brochetti, M. Casselberry, J. Crossman, V. Dipierro, D. Lime, L. Napoli, K.L. Saban, D. Kish**

A RESOLUTION HONORING MARCO'S PIZZA ON THEIR DONATION TO PADUA/PARMA FALL PROJECT

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to read Resolution No. 14-17. Motion carried.

Resolution will be given to Councilman Divis along with certificates from Law, Auditor, and Treasurer. Mayor presented them with a Proclamation.

RESOLUTION NO. 12-17 2/6/17 L-12-17

By: **D. Lime, A. Divis, B. Brochetti, M. Casselberry, J. Crossman, V. Dipierro, D. Kish, L. Napoli, K.L. Saban**

A RESOLUTION HONORING KATHRYN MABIN - CITIZEN OF THE MONTH JANUARY, 2017

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 12-17. Motion carried.

Resolution presented to Ms. Mabin along with certificates from Law, Auditor, and Treasurer. Mayor presented her with a Proclamation. Photos taken.

RESOLUTION NO. 13-17 2/6/17 L-13-17

By: **K.L. Saban, A. Divis, B. Brochetti, M. Casselberry, J. Crossman, V. Dipierro, D. Kish, D. Lime, L. Napoli**

A RESOLUTION HONORING BASISTA FURNITURE - BUSINESS OF THE MONTH - JANUARY, 2017

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 13-17. Motion carried.

Resolution presented to Basista's along with certificates from Law, Auditor, and Treasurer. Mayor presented them with a Proclamation. City Council also presented them with certificate for their 60th Anniversary. Photos taken.

SPECIAL EXECUTIVE SESSION

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to go into Executive Session by the request of the Administration to discuss a potential sale of city property.

Roll call: All members voted YES to go into Executive Session.
Recess for Executive Session 7:41 PM Reconvene at 8:20 PM.

Legislative Comment

No one from the Public wished to speak.

Disposal of the Journal

Mr. Brennan - Stated that you have before you the Minutes of the Regular Council Meeting Minutes of January 17, 2017. 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

The following Annual Reports were noted by the Clerk of Council.

- Parma Auxiliary Police 2016 Year End Report
- Donna Smallwood Activities Center and Office On Aging 2016 Annual Report
- Law Department 2016 Annual Report
- Law Enforcement Trust Fund 2016

Mr. Ramser stated that a copy of each will be available in the Council Office for any one who wants to review them.

Mr. Brennan stated that there was a request for Voice Vote from the Law Director regarding Bartkiewicz v. Parma, et. al, Case No. 1:16CV00995.

After a short discussion, there was a motion made by Councilwoman Lime, seconded by Councilman Casselberry to agree with the Law Director to commit the balance of the self-insurance retention to the Plaintiff. Motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

FIRST READING:

RESOLUTION NO. 21-17 2/6/17 L-21-17

By: **B. Brochetti, A. Divis**
(By Request - City Engineer)

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL FUND AGREEMENT WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE RIDGE ROAD SANITARY SEWER IMPROVEMENT PROJECT, PHASE 2, BETWEEN STEARNS FARM AND THE NORTH ROYALTON CORPORATION LINE, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Resolution will be referred to the Environmental Standards Committee.

ORDINANCE NO. 22-17 2/6/17 L-22-17

By: **V. Dipierro**
(By Request - Community Services Economic Development Director)

AN ORDINANCE TO CONVEY CITY-OWNED LAND LOCATED AT 5400 CHEVROLET BOULEVARD IN THE CITY OF PARMA CONSISTING OF PERMANENT PARCEL NUMBER 441-24-004, TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 23-17 2/6/17 L-23-17

By: **B. Brochetti**
(By Request - City Engineer)

A RESOLUTION DECLARING THE NECESSITY AND INTENT OF THE CITY OF PARMA TO APPROPRIATE SANITARY SEWER EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBER 455-25-017, LOCATED AT 7530 RIDGE ROAD, AND PERMANENT PARCEL NUMBER 455-35-021 LOCATED AT 7820 RIDGE ROAD, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Resolution will be referred to the Planning Committee.

RESOLUTION NO. 24-17 2/6/17 L-24-17

By: **B. Brochetti, A. Divis**
(By Request - City Engineer)

A RESOLUTION TO APPROVE AND ADOPT THE EQUALIZATION BOARD REPORT FOR SANITARY SEWER IMPROVEMENTS FOR RIDGE ROAD, PHASE 2, FROM STEARNS FARM TO THE NORTH ROYALTON CORPORATION LINE, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Resolution will be referred to the Planning Committee.

ORDINANCE NO. 25-17 2/6/17 L-25-17

By: **B. Brochetti, A. Divis**
(By Request - City Engineer/Building Commissioner)

AN ORDINANCE DETERMING TO PROCEED WITH THE IMPROVEMENT OF RIDGE ROAD, PHASE 2, FROM STEARNS FARM TO THE NORTH ROYALTON CORPORATION LINE, IN THE CITY OF PARMA, BY CONSTRUCTING SANITARY SEWERS, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 26-17 2/6/17 L-26-17

By: **B. Brochetti**
(By Request - Auditor)

AN ORDINANCE AUTHORIZING THE AUDITOR TO ESTABLISH A NEW FUND ENTITLED "LAW ENFORCEMENT TRUST FUND - FEDERAL FUNDS", AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 27-17 2/6/17 L-27-17

By: **B. Brochetti**
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SOFT DRINK VENDING MACHINES AND CONCESSION SALES, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 28-17 2/6/17 L-28-17

By: **B. Brochetti**
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR ONE (1) 2017 2500 HD CREW CAB TWO (2) WHEEL DRIVE PICK-UP TRUCK, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 31-17 2/6/17 L-31-17

By: **B. Brochetti, A. Divis**
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL DESIGN SERVICES FOR RIDGE ROAD RESURFACING FROM PLEASANT VALLEY ROAD TO THE SOUTH CORPORATION LIMIT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 4-17 1/17/17 L-4-17

By: **L. Napoli**
(By Request - City Engineer)

AN ORDINANCE TO AMEND CHAPTER 2301 "COMPREHENSIVE STORMWATER MANAGEMENT" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli, seconded by Councilman Casselberry to refer Ordinance No. 4-17 back to the Environmental Standards Committee. Motion carried.

RESOLUTION NO. 6-17 1/17/17 L-6-17

By: **B. Brochetti**
(By Request - Law Director)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE CERTAIN PUBLIC STREETS, ROADS, BOULEVARDS, AND PLACES IN THE CITY OF PARMA, OHIO BY PROVIDING STREET LIGHTING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Resolution No. 6-17 back to the Finance Committee. Motion carried.

ORDINANCE NO. 7-17 1/17/17 L-7-17

By: **B. Brochetti**
(By Request - Law Director)

AN ORDINANCE DETERMINING TO PROCEED WITH 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 Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 7-17 back to the Finance Committee. Motion carried.

RESOLUTION NO. 8-17 1/17/17 L-8-17

By: **J. Crossman, L. Napoli**
(By Request - Service Director)

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

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Resolution No. 8-17 back to the Finance Committee. Motion carried.

ORDINANCE NO. 15-17 1/17/17 L-15-17

By: **V. Dipierro**
(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 SANITARY SEWER AND STORM SEWER IMPROVEMENTS FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 15-17 back to the Finance Committee. Motion carried.

RESOLUTION NO. 16-17 1/17/17 L-16-17

By: **J. Crossman, L. Napoli**
(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. 16-17 back to the Finance Committee. Motion carried.

RESOLUTION NO. 18-17 1/17/17 L-18-17

By: **V. Dipierro**
(By Request - Director of Community Services and Economic Development)

A RESOLUTION SUPPORTING THE CITY OF PARMA'S GRANT APPLICATION FOR THE NORTHCOAST BROWNFIELD COALITION COMMUNITY ASSESSMENT INITIATIVE FOR ENVIRONMENTAL ASSESSMENTS FOR PERMANENT PARCEL NUMBER 441-03-001, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Resolution No. 18-17 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 3-17 and Ordinance No. 5-17 on three different days be dispensed with?

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

No: None; Motion carried.

ORDINANCE NO. 3-17 1/17/17 L-3-17

By: **B. Brochetti**
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH TRIDENT INSURANCE SERVICES, A SUBSIDIARY OF THE ARGONAUT INSURANCE GROUP, THROUGH MCGOWAN GOVERNMENTAL UNDERWRITERS, FOR SPECIAL MULTI-PERIL INSURANCE INCLUDING BUILDINGS, CONTENTS AND BOILERS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Brochetti to adopt Ordinance No. 3-17.

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

No: None; Ordinance No. 3-17 is adopted.

ORDINANCE NO. 5-17 1/17/17 L-5-17

By: **B. Brochetti**
(By Request - Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH TRIDENT INSURANCE SERVICES, A SUBSIDIARY OF THE ARGONAUT INSURANCE GROUP, THROUGH MCGOWAN GOVERNMENTAL UNDERWRITERS, FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Brochetti to adopt Ordinance No. 5-17.

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

No: None; Ordinance No. 5-17 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 29-17 and Ordinance No. 30-17 on three different days be dispensed with?

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

No: None; Motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 29-17 and Ordinance No. 30-17 be placed on final passage?

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

No: None; Motion carried.

RESOLUTION NO. 29-17 2/6/17 L-29-17

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. 29-17.

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

No: None; Resolution No. 29-17 is adopted.

ORDINANCE NO. 30-17 2/6/17 L-30-17

By: **B. Brochetti**
(By Request - Auditor)

AN ORDINANCE TO AMEND THE 2017 TEMPORARY APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 30-17.

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

*Crossman asked about the \$15,000 transfer for Law.

*Miller stated it is for the Court case discussed earlier in the Communications.

No: None; Ordinance No. 30-17 is adopted.

Appointments and Confirmations

Mr. Brennan - Asked if there were any appointments or confirmations.

Mayor - Not at this time.

Public Session

No one wished to speak.

Miscellaneous Business

Mayor - Nothing at this time.

Safety Director - Nothing at this time.

Service Director - Nothing at this time.

Treasurer - Nothing at this time.

Auditor - Nothing at this time.

Asst. Law Director Miller - Informed Council that the City won the lawsuit, Novak vs. City, when there was a fake facebook page for the police department.

Councilman Divis - Stated information on an upcoming Night at the Races. Contact him if you are interested.

Mr. Brennan - Stated that he has tickets and information on the upcoming Pierogi Dinner.

Councilman Casselberry made a motion, seconded by Councilwoman Lime to forgo the Round Robin. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adjourn meeting at 8:43 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, February 6, 2017.

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

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

completed on 2/9/17 lc