



**RESOLUTION NO. 152-13**

L-152-13

By: B. Brochetti, M. Casselberry, B. Day, A. Divis, M. Galinas, D. Lime, A. Schofield,  
L. Napoli, S. Tuma

A RESOLUTION HONORING AND CELEBRATING DR. PATRICIA C. ROWELL ON  
HER RETIREMENT AS PRESIDENT OF TRI-C WESTERN CAMPUS

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 152-13. Motion carried.

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**LEGISLATIVE COMMENT**

Mrs. Hilda Kickel-7095 Regency – Opposed to construction of Dunkin Donuts.

Mr. George Gustovich -Creative Realty Group – Listed the concessions made and the promise of when they open their doors, they would be considerate of their neighbors.

Mr. Judy Bowinger-6917 Regency – Worried about the construction of Dunkin Donuts.

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**DISPOSAL OF THE JOURNAL**

Mr. Brennan – Stated you have before you the minutes from the Regular Council Meeting of June 3, 2013. Asked if there were any additions or corrections to these meetings? Stated, hearing none, the minutes will stand approved as printed.

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**COMMUNICATIONS, PETITIONS, AND CLAIMS**

Communications received from Dennis Gerlich honoring Parma Cert for their assistance during the Parma Area Chamber of Commerce 23<sup>rd</sup> Annual Rib N Rock. They had been maintaining the back gate for the past six years. The people were: John Rader, Don Cors, David Fletcher, Sue Gualtiere, David Hahn, Jeff Kiral, Andy Menti, Kaylie Revnyak, Tom Revnyak, Gail Singer, and Dana Wood.  
Comments from Mayor DeGeeter and Safety Director Greg Baeppler.

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Mr. Divis – The Planning Commission met on May 29, 2013, to discuss the Similar Use for Quest Community School of 12000 Snow Road. The Planning Commission voted to approve the Similar Use. I make a motion to confirm the approval of the Planning Commission for the Similar Use for Quest Community School. Motion seconded by Councilman Day. Motion carried.

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Mr. Divis – The Planning Committee of Council met to consider the Notice of Proposal to Vary for the applicant Joseph Bodnar, of Aquila Architectural Group, LLC, 701 Kethron Ave., Cuyahoga Falls, OH 44221 who has requested an "Area" variance of the City of Parma Codified Ordinances of Section 903.05(d)-Sidewalks – Sidewalk Width, Roughing, Grading. The Applicant is proposing no brickscaping on east side of property along Broadview Road at 5618 Broadview Rd. (Yurch Funeral Home). Code requires brickscaping shall be installed along all frontages shall be installed along all frontages in commercial and retail rights-of-way, which are undergoing new construction or exterior alternations. This variance would result in allowing for no brickscaping along frontage of a commercial property right-of-way, which is under going

exterior alternations. The PPN is 445-25-002 & 006. Motion made by Councilman Divis, seconded by Councilman Day to grant the variance to Mr. Bodnar as recommended by Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

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Mr. Divis – The Planning Committee of Council met to consider the Notice of Proposal to Vary for the applicant Rick Faulkman, 2432 Keystone, Parma, Ohio 44134, who has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1153.03(a) – Single Family House Districts – Accessory Uses and Buildings. The proposal is to build new garage larger than Code allows. Maximum size garage permitted on lot size of 60' x 200' (12,000 sq. ft.). This variance would result in allowing 112 more sq. ft. for detached garage on lot size of 60' x 200'. PPN 446-09-052. There are several stipulations that there will be no business operated out of the garage and no other outbuildings or shed be erected on the property. Motion made by Councilman Divis, seconded by Councilwoman Galinas to grant the variance with the stipulations as recommended by the Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

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Mr. Divis – The Planning Committee of Council met to consider the Notice of Proposal to Vary for the applicant George Gustovich, Creative Realty Group, 2768 Lander Road., Pepper Pike, OH 44124. The request is a "use" variance of the City of Parma Codified Ordinances of Section 1170.03 – Planning and Zoning Code – Schedule of Permitted Buildings and Uses. The proposal is to build retail business in Office Building District at 6919 Ridge Road. Building and land shall be used, and building shall be designed, erected, altered, moved or maintained in whole and part only for uses set forth in schedules and regulations. This variance would result in allowing for retail use in Office Building District. The PPN is 450-17-005 & 006. Mr. Divis moved and Councilman Day seconded a motion to amend the variance to include the Engineer's as well as the Traffic Consultant's Comments and to specify that the hours of operations will be 5 AM to 10 PM daily. Motion carried with Councilman Tuma voting no.

\*Tuma urged colleagues to vote No regarding the lightning, traffic, and the use that will adversely impact the neighborhood.

Motion made by Councilman Divis, seconded by Councilman Day to further move to grant the variance as amended to Mr. George Gustovich as recommended by the Planning Committee of Council. Motion carried with Councilman Tuma opposed.

The variances were granted as stated above.

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**FIRST READING:**

**ORDINANCE NO. 153-13**

6/17/13

L-153-13

BY: L. NAPOLI

(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR PROFESSIONAL DESIGN SERVICES FOR HEADWALL REPAIR/REPLACEMENT ON AUGUSTINE DRIVE, MEADOW LANE, THORNCLIFFE DRIVE, AND GETTYSBURG DRIVE IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 153-13 shall be referred to the Environmental Standards Committee.

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**ORDINANCE NO. 154-13**

6/17/13

L-154-13

BY: B. DAY  
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR PAVEMENT MARKINGS, AND DECLARING AN EMERGENCY

Mr. Brennan – Ordinance No. 154-13 shall be referred to the Finance Committee.

**ORDINANCE NO. 156-13**

6/17/13

L-156-13

BY: S.M. TUMA  
(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

Mr. Brennan – Ordinance No. 156-13 shall be referred to the Finance Committee.

**SECOND READING:**

**RESOLUTION NO. 127-13**

5/20/13

L-127-13

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

A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF PARMA, OHIO, FOR THE YEAR 2014, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Resolution No. 127-13 back to the Finance Committee. Motion carried.

**ORDINANCE NO. 130-13**

6/3/13

L-130-13

BY: D. LIME  
(By Request – City Engineer)

AN ORDINANCE TO REPEAL SUBSECTION (d) OF SECTION 903.05 "SIDEWALK WIDTH, ROUGHING, GRADING" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Day to refer Ordinance No. 130-13 back to the Public Service Committee. Motion carried.

**ORDINANCE NO. 131-13**

6/3/13

L-131-13

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A GRANT OF EASEMENT AGREEMENT WHICH WILL GRANT AN EASEMENT TO CLEVELAND ELECTRIC ILLUMINATING COMPANY FOR THE INSTALLATION AND MAINTENANCE OF LINES FOR THE DISTRIBUTION OF ELECTRIC CURRENT ON CITY PROPERTY, PERMANENT PARCEL NUMBER 457-39-001, LOCATED ON PLEASANT VALLEY ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Day to refer Ordinance No. 131-13 back to the Public Service Committee. Motion carried.

**ORDINANCE NO. 132-13**

6/3/13

L-132-13

BY: A. SCHOFIELD, S. M. TUMA  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE WEST RIDGEWOOD SANITARY SEWER PROJECT BETWEEN RIDGE ROAD AND STATE ROAD WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 132-13 back to the Finance Committee. Motion carried.

**RESOLUTION NO. 144-13**

6/3/13

L-144-13

BY: B. BROCHETTI, M. CASSELBERRY, B. DAY, A. DIVIS, M. GALINAS,  
D. LIME, L. NAPOLI, A. SCHOFIELD, S. TUMA  
(By Request – Mayor)

A RESOLUTION IN SUPPORT OF ESTABLISHING A SISTER CITY RELATIONSHIP BETWEEN THE CITY OF LVIV, UKRAINE AND THE CITY OF PARMA, OHIO, U.S.A., AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilwoman Galinas to refer Resolution No. 144-13 back to the Governmental Operations Committee. Motion carried.

**ORDINANCE NO. 145-13**

6/3/13

L-145-13

BY: B. DAY  
(By Request – Building Commissioner)

AN ORDINANCE TO AMEND PORTIONS OF PART 15 "BUILDING CODE" AND PORTIONS OF PART 17 "PROPERTY MAINTENANCE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA,

AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilwoman Galinas to refer Ordinance No. 145-13 back to the Public Safety Committee. Motion carried.

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**ORDINANCE NO. 146-13** 6/3/13 L-146-13

BY: B. DAY  
(By Request – Safety Director)

AN ORDINANCE TO AMEND CHAPTER 660 "SAFETY, SANITATION AND HEALTH" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilwoman Galinas to refer Ordinance No. 146-13 back to the Public Safety Committee. Motion carried.

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**RESOLUTION NO. 149-13** 6/3/13 L-149-13

BY: B. DAY  
(By Request – Mayor)

A RESOLUTION DECLARING IT NECESSARY TO REPLACE AN EXISTING TAX LEVY AND INCREASE THE RATE OF THE EXISTING TAX LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES AND BUILDINGS, PAYMENT OF PERMANENT FIREFIGHTING PERSONNEL TO OPERATE THE SAME, AND PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Resolution No. 149-13 back to the Finance Committee. Motion carried.

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**SECOND READING SUSPENSION OF THE RULES:**

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 129-13, Ordinance No. 147-13 and Resolution No. 148-13 on three different days be dispensed with?

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None. Motion carried.

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**ORDINANCE NO. 129-13** 5/20/13 L-129-13

By: D. LIME, A. SCHOFIELD, M. CASSELBERRY, B. DAY, A. DIVIS, M. GALINAS, L. NAPOLI, S. TUMA  
(By Request – Building Commissioner)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO WAIVE THE REQUIRED BUILDING PERMIT FEE WITHIN THE PARMA CODIFIED ORDINANCES FOR CONSTRUCTION OF FOUR (4) WHEELCHAIR RAMPS AT FOUR (4) DESIGNATED RESIDENCES IN THE CITY OF PARMA, THROUGH A VOLUNTEER PROGRAM

ORGANIZED THROUGH RIDGEWOOD METHODIST CHURCH, AND  
DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 129-13.

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None: Ordinance No. 129-13 is adopted.

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**ORDINANCE NO. 147-13**

6/3/13

L-146-13

BY: M. CASSELBERRY  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE TUXEDO AVENUE WATER MAIN REPLACEMENT PROJECT BETWEEN WEST 54<sup>TH</sup> STREET AND STATE ROAD WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 147-13 back to the Finance Committee. Motion carried.

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**RESOLUTION NO. 148-13**

6/3/13

L-148-13

BY: B. DAY, A. DIVIS, M. GALINAS, A. SCHOFIELD, D. LIME, L. NAPOLI, S. TUMA,  
M. CASSELBERRY  
(By Request – Mayor)

A RESOLUTION DECLARING IT NECESSARY TO REPLACE AN EXISTING TAX LEVY AND INCREASE THE RATE OF THE EXISTING TAX LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES AND BUILDINGS, PAYMENT OF PERMANENT FIREFIGHTING PERSONNEL TO OPERATE THE SAME, AND PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT REPLACEMENT LEVY, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 148-13.

Yes: Day, Divis, Galinas, Schofield, Lime, Napoli, Tuma, Casselberry.

No : None; Resolution No. 148-13 is adopted.

**THIRD READING:**

**ORDINANCE NO. 7-13**

1/22/13

L-7-13

By: S.M. Tuma  
(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 Tuma, seconded by Councilman Day to hold Ordinance No. 7-13 on Third Reading. Motion carried.

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**SUSPENSION OF THE RULES:**

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 151-13, Ordinance No. 155-13, and Ordinance No. 157-13 on three different days be dispensed with?

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None. Motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 151-13, Ordinance No. 155-13, and Ordinance No. 157-13 be placed on final passage?

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None; motion carried.

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**RESOLUTION NO. 151-13**

6/17/13

L-151-13

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 Day to adopt Resolution No. 151-13.

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None; motion carried. Resolution No. 151-13 is adopted.

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**ORDINANCE NO. 155-13**

6/17/13

L-155-13

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

AN ORDINANCE TO AMEND THE 2013 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 155-13.

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None; motion carried. Ordinance No. 155-13 is adopted.



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

AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROPRIATIONS  
WITHIN THE 2013 PERMANENT APPROPRIATIONS OF THE CITY OF  
PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 157-13.

Yes: Day, Divis, Galinas, Lime, Napoli, Schofield, Tuma, Casselberry.

No: None; motion carried. Ordinance No. 157-13 is adopted.

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**PUBLIC COMMENT**

Dorothy Hazel, 6601 W. Ridgewood – Spoke elaborately about establishment and history of the West Creek Conservancy/Water Shed and reminded everyone of the Saturday/Sunday grand opening from 10-4.

Pres. of Council Brennan – Made comments about their work.

David Brackner, 5291 W. 54<sup>th</sup> – Asking for enforcement of the Property maintenance code regarding 5401 Velma roof.

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**MISCELLANEOUS BUSINESS**

Mayor - Asked the resident about Velma roof to meet with the Safety Director after the meeting. Mentioned the West Creek opening. Mentioned the donation and food for Sunday with the Council cooking for the volunteers. Mentioned that he rec'd a letter from an attorney complimenting the Parma Office on Aging. Wished everyone a Happy Father's Day.

Safety Director – No comment.

Law Director – No comment.

Treasurer – No comment.

Councilman Day – Watch out for the kids this summer.

Councilman Divis – Watch out for the kids this summer.

Councilwoman Galinas – Happy Father's Day to all.

Councilwoman Lime – Happy Father's Day to all.

Councilman Napoli – Commented about him washing dishes on Sunday at Parma Senior High.

Councilman Tuma – Commented about the 6919 Ridge project.

Councilman Casselberry – Commented about Saturday and the grand opening.

Pres. Of Council Brennan – Talked about July 6<sup>th</sup> Walk/Run for the Pierogies. Wished all a Happy Fathers Day.

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**ABSENCES**

Motion made by Councilman Napoli, seconded by Councilman Schofield to excuse Councilman Brochetti, Auditor Kish, and Service Director Higgins. Motion carried.

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**ADJOURNMENT**

Motion made Councilman Day, seconded by Councilman Napoli, to adjourn said Council Meeting at 8:12 p.m. Motion carried.

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**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, June 17, 2013.

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KENNETH A. RAMSER  
CLERK OF COUNCIL

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SEAN P. BRENNAN  
PRESIDENT OF COUNCIL

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