

**JULY 1, 2013
REGULAR COUNCIL MEETING
PARMA CITY HALL COUNCIL CHAMBER
7:20 P.M.**

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

COUNCIL MEMBERS PRESENT:

BRIAN BROCHETTI
MARK CASSELBERRY
BRIAN DAY
ALLAN DIVIS
MARY GALINAS
DEBORAH LIME
LARRY NAPOLI
ANDY SCHOFIELD
SCOTT M. TUMA

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 G. Dobeck, Auditor Dennis M. Kish, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Director of Human Resources Thomas Weinreich, Senior Citizen Director Jo Ann Mason, Chief of Staff Michael Culp, Economic Development Officer/Grant Writer Shelley Cullins, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

CERTIFICATE OF HONOR

Councilman Day – Presented a Certificate of Honor to Jenn Stepp, a registered nurse on the Labor and Delivery floor at University Hospital MacDonald’s Women’s Hospital, who was the Recipient of the Daisy Foundation Award, along with certificates from the Law Department and the Treasurer’s office.

Mayor DeGeeter – Presented a Proclamation to Jenn Stepp.

Jenn Stepp – Thanked everyone.

LEGISLATIVE COMMENT

Mr. Brennan – Asked if anyone from the public would like to comment on any legislation that Council will be taking final action on tonight. No one wished to comment.

COMMUNICATIONS, PETITIONS, AND CLAIMS

Notice to Legislative Authority, Ohio Division of Liquor Control, 6606 Tussing Road, P. O. Box 4005, Reynoldsburg, Ohio 43068-9005, permit number 9938191 for a new D5 Liquor Permit to Zigs Pub & Grill, LLC, dba Zigs Pub & Grill, 1854 Snow Road, Parma, Ohio 44134. Mailed 06/21/2013. Responses must be post marked no later than 07/22/2013.

FIRST READING:

ORDINANCE NO. 162-13 7/1/13 L-162-13

BY: **M. GALINAS**
(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 INSTALLATION OF CONCRETE CURBS ON PARKLAND DRIVE FROM SNOW ROAD TO EDGEHILL DRIVE, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 163-13 7/1/13 L-163-13

BY: **B. BROCHETTI, A. DIVIS**
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH CONGRESSMAN JIM RENACCI FOR OFFICE SPACE LOCATED AT 7335 RIDGE ROAD, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Ordinance will be referred to the Governmental Operations Committee.

SECOND READING:

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

Motion made by Councilman Tuma, seconded by Councilman Day, to refer Ordinance No. 154-13 back to the Finance Committee. Motion carried.

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

SECOND READING CONTINUED:

Motion made by Councilman Tuma, seconded by Councilman Day, to refer Ordinance No. 156-13 back to the Finance Committee. Motion carried.

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 amend Ordinance No. 7-13 as follows: "Section 1, the first blank shall read "December 31, 2015", and the second blank shall read "May 6, 2013". Further moved to waive Rule 51 and place Ordinance No. 7-13 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Ordinance No. 7-13 as amended.

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

No: None; Ordinance No. 7-13 is adopted as amended.

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 amend Resolution No. 127-13 by accepting the attached Exhibit "A". Further moved to waive Rule 51 and place Resolution No. 127-13 on Third Reading for passage as amended.

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

No: None; Resolution No. 127-13 is adopted as amended.

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

THIRD READING CONTINUED:

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Ordinance No. 131-13.

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

No: None; Ordinance No. 131-13 is adopted.

ORDINANCE NO. 132-13 6/3/13 L-132-13

BY: **A. SCHOFIELD, S. M. TUMA, L. NAPOLI**
(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 amend Ordinance No. 132-13 in Section 3. by adding Fund No. 405-405 and Account No 66080-00000. Further moved to waive Rule 52 and place Ordinance No. 132-13 on third Reading for passage as amended. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Ordinance No. 132-13 as amended.

Councilwoman Galinas – Asked when will this project begin.

Building Commissioner Deichmann – Stated, they will advertise for construction early in 2014. Sometime in the Spring.

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

No: None; Ordinance No. 132-13 is adopted as amended.

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. M. TUMA**
(By Request – Mayor)

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

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Resolution No. 144-13.

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

No: None; Resolution No. 144-13 is adopted as amended.

THIRD READING CONTINUED:

ORDINANCE NO. 145-13 6/3/13 L-145-13
BY: **B. DAY**, A. DIVIS, M. GALINAS, D. LIME, L. NAPOLI, A. SCHOFIELD, S. M. TUMA,
B. BROCHETTI, M. CASSELBERRY
(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 Tuma, seconded by Councilman Day, to adopt Ordinance
No. 145-13.

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

No: None; Ordinance No. 145-13 is adopted.

*Tuma – Commended the Administration for all the hard work that they did to amend
this Ordinance.

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 Tuma, seconded by Councilman Day, to adopt Ordinance
No. 146-13.

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

No: None; Ordinance No. 146-13 is adopted.

RESOLUTION NO. 149-13 6/3/13 L-149-13
BY: **B. DAY**, A. DIVIS, M. GALINAS, D. LIME, L. NAPOLI, A. SCHOFIELD, S. M. TUMA,
B. BROCHETTI, 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 DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Resolution
No. 149-13.

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

No: None; Resolution No. 149-13 is adopted.

SUSPENSION OF THE RULES:

RESOLUTION NO. 158-13 7/1/13 L-158-13

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

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 158-13 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 158-13 be placed on final passage?

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

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Resolution No. 158-13.

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

No: None; Resolution No. 158-13 is adopted.

ORDINANCE NO. 159-13 7/1/13 L-159-13

BY: **S. M. TUMA**
(By Request – Service Director)

AN ORDINANCE TO AMEND A PORTION OF
SECTION 3 OF ORDINANCE NO. 68-13 RELATIVE
TO THE CONTRACT FOR SOFT DRINK VENDING
MACHINES AND CONCESSION SALES, AND DECLARING
AN EMERGENCY

Mr. Brennan – Shall the statutory provision and rule 48 requiring the full and distinct reading of Ordinance No. 159-13 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 159-13 be placed on final passage?

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

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Ordinance No. 159-13.

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

No: None; Ordinance No. 159-13 is adopted.

SUSPENSION OF THE RULES CONTINUED:

RESOLUTION NO. 160-13 7/1/13 L-160-13
BY: **D. LIME**, A. DIVIS, M. GALINAS, L. NAPOLI, A. SCHOFIELD, S. M. TUMA, B. BROCHETTI,
M. CASSELBERRY, B. DAY
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER
TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF
PERMANENT PARCEL NUMBER 448-08-060, 5710 HAVERHILL
AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and rule 48 requiring the full and distinct reading of Resolution No. 160-13 on three different days be dispensed with?
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 160-13 be placed on final passage?
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Resolution No. 160-13
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; Resolution No. 160-13 is adopted.

RESOLUTION NO. 161-13 7/1/13 L-161-13
BY: **M. CASSELBERRY**, A. DIVIS, M. GALINAS, D. LIME, L. NAPOLI, A. SCHOFIELD,
S. M. TUMA, B. BROCHETTI, B. DAY
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING
COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL
NUMBER 447-05-150, 4719 FORESTWOOD DRIVE,
PARMA, OHIO, AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and rule 48 requiring the full and distinct reading of Resolution No. 161-13 on three different days be dispensed with?
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 161-13 be placed on final passage?
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Resolution No. 161-13
Yes: Divis, Galinas, Lime, Napoli, Schofield, Tuma, Brochetti, Casselberry, Day.
No: None; Resolution No. 161-13 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 164-13 7/1/13 L-164-13

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

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF RESOLUTION NO. 134-13 RELATIVE TO THE EFFECTIVE DATES FOR CHANGES TO THE MANDATORY CONTRIBUTIONS BY THE PARMA FIRE DEPARTMENT EMPLOYEES WHO ARE MEMBERS OF THE OHIO POLICE AND FIRE PENSION FUND THROUGH A PAYROLL REDUCTION, AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and rule 48 requiring the full and distinct reading of Ordinance No. 164-13 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 164-13 be placed on final passage?

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

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to adopt Ordinance No. 164-13

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

No: None; Ordinance No. 164-13 is adopted.

APPOINTMENTS AND CONFIRMATIONS

Mr. Brennan – Asked the Mayor if there were any appointments or confirmations at this time.

Mayor DeGeeter – Stated that there were none.

PUBLIC SESSION

Mr. Ryan Temple, 35995 Itica Drive, Avon, Ohio – Stated, there is a project out to bid for Public Housing. They were one of the low bidders. They are with the City of Cleveland, the Housing Authority, on a project that is similar. Asked why they were not accepted as the low bidder for this project.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – Thanked Council for passage of Resolution No. 149-13 (Fire Levy). Wished everyone a happy 4th of July.

Safety Director Baeppler – No comment.

Service Director Higgins – Stated, the Director of Public Housing, Mr. Kulchysky, did get three different proposals for security cameras. They took the best bid in his determination.

Auditor Kish – No comment.

Law Director Dobeck – Stated, there is an affiliation that will be taking place with Parma Hospital and University Hospital. Parma Hospital opened its doors in 1961 and has provided great medical care to the residents of the City of Parma.

Mayor DeGeeter – Stated, we will be issuing statements.

MISCELLANEOUS BUSINESS CONTINUED:

Treasurer Mastroianni – No comment.

Councilman Divis – Stated, yesterday he was at Mt. Alverna. They celebrated their 60th Anniversary. He presented them with a Certificate of Appreciation. Wished everyone a safe 4th of July.

Councilwoman Galinas – Asked the Service Director if there can be any other solutions for the senior citizens with the trash pickup. Asked if other cities may have other plans for seniors.

Service Director Higgins – Stated, she should forward him any particular problem that she has with a resident. He will be glad to take a look at it. It is a case by case basis.

Councilwoman Lime – Kudos to the Police Department on the two arrests that they made in connection with the burglaries. Thanked Council for passing Resolution No. 160-13. Stated, Fire Station No. 1 is sold. Polish Village is getting ready to do a new fund raiser called "The Flamingo Fund Raiser". Wished everyone a happy 4th of July.

Councilwoman Galinas – Regarding personal fireworks situations, the police will be out patrolling because these are illegal. Wished everyone a happy 4th of July.

Councilman Napoli – Stated that there was an incident in his Ward on Coventry, and the city was very helpful to a woman that lives there with her mother. Stated, he went to the cookout for the kids that work in the community and it was great.

Councilman Schofield – Wished everyone a happy and safe independence day.

Councilman Tuma – Wished everyone a happy 4th of July. Thanked Congressman Renacci's representative for paying attention to the needs of the residents of Parma.

Councilman Brochetti – Stated he appreciates the open-minded communication with Congressman Renacci's office. Looks forward to having their office here in Parma. There is a non-profit organization that is looking to install playground equipment at James Day Park that is accessible to all children, regardless of physical or mental limitations. It is still in the fund raising process. They do have a website now: www.allkidsplayground.org. Stated, he is having a Ward Meeting on July 10th at the American Legion Post 703. Have a great independence day.

Councilman Casselberry – Thanked Council for passing Resolution No. 161-13. This will help clean up the neighborhood a little bit. Stated, he did participate in the cookout for the teenagers who were here in the city helping out the community. It was a lot of fun. Wished everyone a safe and happy 4th of July.

Councilman Day – Stated, with regard to the opening of West Creek and the ribbon cutting ceremony, this is a wonderful asset to the community. Stated, he and the Mayor will be starting the first walkabout tomorrow. Wished everyone a safe and happy 4th of July.

Mr. Brennan – Thanked the Recreation Commissioner for helping a resident who had a brick at Veterans Memorial. The brick was damaged and the Recreation Commissioner got it repaired in time for Memorial Day. Former Mayor Petruska sends his warm wishes to Parma. Made comments about the upcoming partnership of Parma Hospital and University Hospital. Wished everyone a happy 4th of July. Run/Walk for Pierogis is on Saturday.

ADJOURNMENT

Motion made by Councilman Day, seconded by Councilman Napoli, to adjourn said regular Council Meeting. 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 from the Regular Council Meeting held on Monday, July 1, 2013.

KENNETH A. RAMSER
CLERK OF COUNCIL

SEAN P. BRENNAN
PRESIDENT OF COUNCIL

Meeting adjourned at 8:15 p.m.

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