

SEPTEMBER 21, 2015
REGULAR COUNCIL MEETING MINUTES
PARMA COUNCIL CHAMBERS
7:00 P.M.

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

COUNCIL MEMBERS PRESENT: ALLAN DIVIS
DEBORAH LIME
LARRY NAPOLI
SCOTT M. TUMA
MARK CASSELBERRY
JEFFREY CROSSMAN
BRIAN DAY

COUNCIL MEMBERS EXCUSED: BRIAN BROCHETTI
VITO DIPIERRO

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 Dennis Kish, Treasurer Tom Mastroianni, Service Director Brian Higgins, Building Commissioner/City Engineer Paul Deichmann, Assistant Building Commissioner Don Graves, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Director of Human Resources Thomas Weinreich, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Priscilla Pointer-Hicks and Clerk of Council Kenneth A. Ramser

INVOCATION

The Invocation was given by Fr. Ilia Marzev - St. Sergius Russian Orthodox Cathedral.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boy Scout Troop 221.

VOICE VOTE:

RESOLUTION NO. 193-15 9/21/15 L-193-15
BY: **B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY, V. DIPIERRO,
A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA**

**A RESOLUTION HONORING THE DONNA SMALLWOOD ACTIVITIES
CENTER AND OFFICE ON AGING ON THEIR 50TH ANNIVERSARY**

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Resolution No. 193-15. Motion carried.

BY: **D. LIME**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY,
V. DIPIERRO, A. DIVIS, L. NAPOLI, S.M. TUMA

A RESOLUTION HONORING THE RESIDENTS OF WOOSTER PARKWAY AS
CITIZENS OF THE MONTH - SEPTEMBER, 2015

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Resolution No. 194-15. Motion carried.

Councilwoman Lime - Presented the Resolution as well as certificates from the
Treasurer and Law Director.

Mayor DeGeeter - Presented a Proclamation to the residents.

Residents all thanked the Mayor and the City Council for the Resolution.

BY: **V. DIPIERRO**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY,
A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA

A RESOLUTION HONORING PARMA HOBBY AS BUSINESS OF THE
MONTH - SEPTEMBER, 2015

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Resolution No. 195-15. Motion carried.

Councilwoman Lime - Presented the Resolution as well as certificates from the
Treasurer and Law Director.

Mayor DeGeeter - Presented a Proclamation to Parma Hobby owners.

Recipients thanked the Mayor for being supportive of their business. They
especially like the mural on the side of their building.

BY: **B. DAY**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO,
A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA

A RESOLUTION HONORING CLEVELAND PREGNANCY CENTER ON THEIR
30TH ANNIVERSARY

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Resolution No. 196-15. Motion carried.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan - Stated, we have the Minutes from the Regular Council Meeting
held on September 8, 2015 and the Public Hearing held on September 8, 2015. Asked if
there were any additions or correction to these Minutes? Stated, hearing none, the
Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Proposal to Vary for Patrick M, Sposky for the property located at 6970 Broadview Road. The Parma Board of Zoning Appeals met on Tuesday, September 15, 2015 and PROPOSED TO VARY, subject to the provisions of amended Ordinance 1127 .13. The proposal is to build garage addition resulting in more square ft. than Code allows at 6970 Broadview Rd. Maximum size of garage permitted on an irregular lot size is 800 sq. ft.. The proposed garage addition is 24' x 28' (672 sq. ft.) to existing garage of 24' x 30' (720 sq. ft.) for total area of 1,390 sq. ft. This variance would result in 592 more sq. ft. of area for garage addition on an irregular lot size. PPN is 451-17-002.

Mr. Brennan stated said Variance will be referred to the Planning Committee.

Proposal to Vary for Mike Midagliotti for the property located at 10941 Glamer Drive. The Parma Board of Zoning Appeals met on Tuesday, September 15, 2015 and PROPOSED TO VARY, subject to the provisions of amended Ordinance 1127 .13. The proposal is to erect new garage of 24' x 40' or 960 sq. ft. with height of 18' on a parcel of 9,486 sq. ft. at 10941 Glamer Dr. This variance would result in allowing for 192 more sq. ft. in area and 3' more in height for detached garage on lot size of 9,486 sq. ft. in area. The PPN is 457-34-031. FOR THE APPLICANT Mr. Mike Midagliotti (Friar Home Improvement) for property owner James Rastatter, 10941 Glamer Dr., PPN 457-34-031.

Mr. Brennan stated said Variance will be referred to the Planning Committee.

Proposal to Vary for Jerome Kessler for the property located at 11708 Kader Drive. The Parma Board of Zoning Appeals met on Tuesday, September 15, 2015 and PROPOSED TO VARY, subject to the provisions of amended Ordinance 1127 .13. The proposal is to build a new detached garage at 11708 Kader Dr. Maximum size of garage permitted on lot size of 65' x 150' or 9,750 sq. ft. lot area is 800 sq. ft. with a maximum height of 15'. The Applicant is proposing to build new garage of 1,268 sq. ft. with 16' in height. This variance would result in allowing garage size of 458 more sq. ft. in area and 1' more in height for detached garage on lot size of 9,750 sq. ft. in area. The PPN is 457-21-011.

Mr. Brennan stated said Variance will be referred to the Planning Committee.

Notice received from the Ohio Department of Liquor Control for a Transfer of a D5 permit from Fallon LLC DBA Parma Pit Stop, 5388 Ridge Road & Patio, to Rock Haven LLC, 5388 Ridge Road & Patio. Mailed September 9, 2015. Responses must be postmarked no later than October 13, 2015.

Mr. Brennan - Said Liquor Permit was referred to Ward Council and Safety Director.

FIRST READING:

BY: B. DAY

(By Request - Safety Director)

ORDINANCE NO. 197-15

9/21/15

L-197-15

AN ORDINANCE TO ADOPT THE OHIO FIRE CODE, TO REPEAL EXISTING CHAPTER 1302 AND TO ENACT A NEW CHAPTER 1302 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 198-15 9/21/15 L-198-15

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

AN ORDINANCE TO AMEND SECTION 145.01 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA AND TO ENACT SECTION 145.025 "BUREAU OF FIRE PREVENTION" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 200-15 9/21/15 L-200-15

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

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF BROOK PARK TO ESTABLISH A CONSOLIDATED COMMUNICATIONS CENTER IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

SECOND READING SUSPENSION:

RESOLUTION NO. 186-15 9/8/15 L-186-15

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

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 186-15 on three different days be dispensed with?

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 186-15.

Yes: Divis, *Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; Resolution No. 186-15 is adopted.

Councilwoman Lime asked the Auditor for clarification on what these tax levies actually mean for the record.

Auditor Kish explained that the rates are voted by constituencies and others are state law. The one general bond retirement fund (West Creek) went down because of new construction over the life of that purchase. This is something that Council needs to renew each year so that the monies can be collected that go into the various funds.

THIRD READING:

ORDINANCE NO. 141-15 7/6/15 L-141-15

BY: **B. DAY, A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA, M. CASSELBERRY, J. CROSSMAN**
(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2015 STREETScape IMPROVEMENT PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF CURB, PUBLIC SIDEWALK, CATCH BASIN AND TREE LAWN WITH NEW CURB, SIDEWALK, CATCH BASIN AND STAMPED/COLORED CONCRETE BRICKScape IN COMMERCIAL AREAS, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to amend Ordinance No. 141-15 by amending Section 1, line 2 to read "F.P. Allega," and in Section 1 line 4 the blank shall read \$139,986.65. Further moved to waive Rule 52 and place Ordinance No. 141-15 on Third Reading as amended for passage. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 141-15 as amended.

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; Ordinance No. 141-15 is adopted as amended.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 201-15, Resolution No. 202-15, Ordinance No. 203-15, Ordinance No. 204-15 and Resolution No. 205-15 on three different days be dispensed with?

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 201-15, Resolution No. 202-15, Ordinance No. 203-15, Ordinance No. 204-15 and Resolution No. 205-15 be placed on final passage?

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; motion carried.

RESOLUTION NO. 201-15 9/21/15 L-201-15

BY: **B. DAY, A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA, M. CASSELBERRY, J. CROSSMAN**
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 445-10-041, 1611 GROVEWOOD AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Day to adopt Resolution No. 201-15

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; Resolution No. 201-15 is adopted.

RESOLUTION NO. 202-15 9/21/15 L-202-15

BY: **B. DAY, A. DIVIS, D. LIME, L. NAPOLI, S.M. TUMA, M. CASSELBERRY,
J. CROSSMAN**
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO
INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL
NUMBER 445-11-078, 1675 MARIETTA AVENUE, PARMA, OHIO, AND
DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Resolution No. 202-15

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day
No: None; Resolution No. 202-15 is adopted.

ORDINANCE NO. 203-15 9/21/15 L-203-15

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

AN ORDINANCE TO AMEND THE 2015 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. 203-15

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day
No: None; Ordinance No. 203-15 is adopted.

ORDINANCE NO. 204-15 9/21/15 L-204-15

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

AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROPRIATIONS
WITHIN THE 2015 PERMANENT APPROPRIATIONS OF THE CITY OF
PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma seconded by Councilman Day to adopt
Ordinance No. 204-15

Yes: Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day
No: None; Ordinance No. 204-15 is adopted.

RESOLUTION NO. 205-15 9/21/15 L-205-15

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. 205-15

Yes: Divis, *Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; Resolution No. 205-15 is adopted.

Councilwoman Lime stated that a bill from that long ago messes up a budget.

PUBLIC SESSION

Wayne Mesker - 6118 Westminster Drive. Rock and Ride Against Dementia this Saturday, Sept. 26.

Ray Rosenberger - 6232 N. Canterbury Road. Youth voting records.

Roy Jech - 2325 Keystone Road. Complimented Council on how the garbage fee was handled.

MISCELLANEOUS BUSINESS

Mayor DeGeeter - Congratulations to all the honorees tonight. Smallwood Senior Center Celebration was a wonderful event.

Service Director Higgins - No Comment.

Auditor Kish - No Comment.

Law Director Dobeck - No Comment.

Treasurer Mastroianni - No Comment.

Councilman Divis - Congratulations to honorees.

Councilwoman Lime - Commended JoAnn Mason at Senior Center. Helped a homeless woman out that a Ward 2 resident had asked for assistance with. Eastwood ribbon cutting last week. Impressive company that wants to be involved within the community. When will the budget be available for next year?

Councilman Napoli - Rock and Ride Against Dementia event this Saturday. Interested in a Resolution for this event.

Councilman Tuma - Nice to see Councilman Jech in audience. Thanked him for his wisdom on decision making on difficult issues. Thanked the Mayor and Safety Director and two Chiefs on Mayors Walk-About in Ward 8.

Councilman Casselberry - Congratulations to honorees. Went to the Parma vs. Normandy football game. Was impressed how the two student bodies got together to remember the Parma football player who passed away in July. Great sportsmanship and proud that the City came together.

Councilman Crossman - Friday, October 2 is the 9th Annual Rolling on the River event to benefit the hunger network of Greater Cleveland. It will be at Windows on the River with a casino theme.

Councilman Day - Thanked Councilman Jech for his support.

REPORT ON ABSENT OFFICIALS

Motion made by Councilman Napoli seconded by Councilman Casselberry to excuse Councilman Brochetti and Councilman Dipierro from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Day seconded by Councilman Casselberry to adjourn said meeting at 8:01 P.M. 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, September 21, 2015.

/s/ Kenneth A. Ramser

Kenneth A. Ramser
Clerk of Council

/s/ Sean P. Brennan

Sean P. Brennan
President of Council

(Minutes completed on September 25, 2015)
It