

APRIL 1, 2019
MINUTES OF REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:08 P.M.

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

COUNCIL MEMBERS PRESENT: DEBORAH LIME
 KRISTIN L. SABAN
 MARK CASSELBERRY
 VITO DIPIERRO
 ALLAN DIVIS
 ROY J. JECH
 DENNIS M. KISH

COUNCIL MEMBERS EXCUSED: BRIAN BROCHETTI
 LARRY NAPOLI

Mr. Ramser – Mr. Chairman, 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: Law Director Timothy Dobeck, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Carolyn Kovach, Recreation Director Mickey Vittardi, Community Development Director Erik Tollerup, 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. 48-19 | 4-1-19 | L-48-19 |
| BY: | R. J. JECH , B. BROCHETTI, M. CASSELBERRY, V. DIPIERRO, A. DIVIS, D. M. KISH, D. LIME, L. NAPOLI, K. L. SABAN | | |

A RESOLUTION HONORING ST. COLUMBKILLE KNIGHTS 8TH GRADE BOYS
BASKETBALL TEAM DIVISION 3 CITY CHAMPIONS

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 48-19. Motion carried.

Councilman Jech presented the Resolution and Certificates from the Law Director, Treasurer and Auditor to the Coaches and Team Members. Councilman Jech also presented the Proclamation on behalf of Mayor DeGeeter.

LEGISLATIVE COMMENTS

Stacy Wilkins and Harriet Synk, Representatives from Parma Libraries came to speak on Resolution No. 2-19. They advised that the Libraries are full of resources, programs and activities.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated you have before you the Minutes from the Regular Council Meeting of March 18, 2019 and the Special Council Meeting of March 25, 2019. Asked if there were any additions or corrections to the Minutes?

Mr. Ramser – Stated there was an error in the Regular Council Meeting Minutes of March 18, 2019. In Councilwoman Lime’s remarks the date of the Safety Fair has been corrected.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to accept amended March 18, 2019 Minutes. Motion carried.

Mr. Brennan – Stated are there any other additions or corrections to the Minutes? Stated hearing none, these Minutes will stand approved as printed and corrected.

COMMUNICATIONS, PETITIONS AND CLAIMS
Variance for David Sterba

Councilman Divis – Stated the Planning Committee of Council met on Monday, April 1, 2019 to discuss the Notice of Proposal to Vary for the Applicant David Sterba of True North Cement, 7274 State Rd for property at 6249 Yorktown Dr. PPN 446-15-011. The request is for an “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 essential character of the neighborhood would be substantially altered and the spirit and intent behind the zoning and building requirements would not be observed.”

Councilman Jech questioned why the width of the driveways are not being considered with larger vehicles. Both Councilwomen Lime and Saban explained they worked on this for over a year not to have parking pads in front yards of residential neighborhoods. Mr. Ramser advised he requested a drawing and one was not supplied. Councilman Jech stated he has a satellite view of the property.

Motion made by Councilman Divis seconded by Councilman Casselberry to DENY Variance as recommended by the Parma Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

Variance for Martha Ludrosky

Councilman Divis – Stated the Planning Committee of Council met on Monday, April 1, 2019 to discuss the Notice of Proposal to Vary for the Applicant Martha Ludrosky, 7351 Meadow Lane, PPN 452-24-057.

The request is to “VARY, subject to the provisions of amended Ordinance 1127 .13 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 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.”

Motion made by Councilman Divis seconded by Councilman Casselberry to GRANT the Variance as recommended by the Parma Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

FIRST READING:

ORDINANCE NO. 50-19 4/1/19 L-50-19

BY: **D. LIME**
(By Request – Safety Director)

AN ORDINANCE TO AUTHORIZE THE DONATION OF A 12 FOOT CRESTLINER MODEL CR1236 FROM THE PARMA FIRE DEPARTMENT TO THE SOUTHWEST EMERGENCY RESPONSE TEAM (SERT), AND DECLARING AN EMERGENCY

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

ORDINANCE NO.51-19 4/1/19 L-51-19

BY: **M. CASSELBERRY**
(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ECONOMIC DEVELOPMENT AGREEMENT WITH COASTAL QUALITY CONSTRUCTION, INC., AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 54-19 4/1/19 L-54-19

BY: **D. LIME**
(By Request – Safety Director)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 449-04-108, 7619 BERTHA AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 55-19 4/1/19 L-55-19

BY: **M. CASSELBERRY**
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 444-30-050, A VACANT LOT AT WEST 43RD STREET AND SNOW ROAD, PARMA, OHIO, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 56-19 4/1/19 L-56-19

BY: **D. LIME**
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH AT&T FOR TELEPHONE AND INTERNET SERVICES FOR THE PARMA POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 46-19 3/18/19 L-46-19

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

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

Motion made by Councilman Kish seconded by Councilman Casselberry to refer Ordinance No. 46-19 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. 39-19 and Ordinance No. 40-19 on three different days be dispensed with?

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None; Motion carried.

ORDINANCE NO. 39-19 3/18/19 L-39-19

BY: **D. M. KISH, K. L. SABAN**

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT “A” OF ORDINANCE NO. 423-06 TO AMEND THE TITLES OF BASKETBALL DIRECTOR, REFEREE AND SCORER, AND AMEND THE SOCCER DIVISIONS AND REFEREE FEES, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 39-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish
No: None; Ordinance No. 39-19 is adopted.

ORDINANCE NO. 40-19 3/18/19 L-40-19

BY: **D. M. KISH**
(By Request – Service Director)

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION (b) “RECREATION DEPARTMENT” OF SECTION 185.05 “FEES OF THE DIRECTOR OF PUBLIC SERVICE”, RELATIVE TO NUMEROUS RECREATION FEES OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 40-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish
No: None; Ordinance No. 40-19 is adopted.

THIRD READING:

ORDINANCE NO. 226-18 11/5/18 L-226-18

BY: **D. LIME**
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH DATASERV FOR INFORMATION TECHNOLOGY NETWORK SUPPORT SERVICES FOR THE POLICE DEPARTMENT AND THE COMMUNICATIONS CENTER, AND DECLARING AN EMERGENCY

Motion made by Councilman Kish seconded by Councilman Casselberry to accept Substitute Ordinance No. 226-18, which amends the language of the previous substitute Ordinance No. 226-18 as stated on the Substitute legislation. Further moved to waive Rule 52, have a roll call vote on Rule 45 and place Substitute Ordinance No. 226-18 on Third Reading for passage. Motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 226-18 be placed on final passage?

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish
No: None; motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Substitute Ordinance No. 226-18.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish
No: None; Substitute Ordinance No. 226-18 is adopted.

BY: **D. M. KISH**, R. J. JECH
(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 Kish seconded by Councilman Casselberry to amend Resolution No. 2-19 by accepting Exhibits "A" and "B" which are on file in the Council Office. Further moved to waive Rule 52 and place Resolution No.33 2-19 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Amended Resolution No. 2-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None; Amended Resolution No. 2-19 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 49-19, Resolution No. 52-19, Ordinance No. 57-19, and Resolution No. 58-19 on three different days be dispensed with?

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None; Motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 49-19, Resolution No. 52-19, Ordinance No. 57-19 and Resolution No. 58-19 be placed on final passage?

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None, Motion carried.

BY: **D. M. KISH**
(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN EMERGENCY

Councilwoman Lime questioned if the Refrigerator for the Dispatch Center was in the 2018 budget or 2019? Safety Director Weinreich advised it is coming from this year's budget. This is a new refrigerator. When Dispatch moved one was salvaged from another building.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 49-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None, Resolution No. 49-19 is adopted.

RESOLUTION NO. 52-19 4/1/19 L-52-19

BY: **K. L. SABAN, R. J. JECH, M. CASSELBERRY, V. DIPIERRO, A. DIVIS, D. M. KISH, D. LIME,**

A RESOLUTION SUPPORTING APRIL 7-13, 2019 AS NATIONAL LIBRARY WEEK, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 52-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None, Resolution No. 52-19 is adopted.

ORDINANCE NO. 57-19 4/1/19 L-57-19

BY: **D. M. KISH**
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO FILE A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT), AND DECLARING AN EMERGENCY

Councilwoman Lime questioned the appropriation amount for the Ordinance. Service Director Higgins advised he didn't know the amount. The paperwork was submitted a week and a half ago. It is an agreement that we will be involved in the Co-Op commitment for the Rock Salt. Cost of salt has increased, last year \$29 to \$64 per ton.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 57-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None, Ordinance No. 57-19 is adopted.

RESOLUTION NO. 58-19 4/1/19 L-58-19

BY: **A. DIVIS, M. CASSELBERRY, V. DIPIERRO, R. J. JECH, D. M. KISH, D. LIME, K. L. SABAN**

A RESOLUTION SUPPORTING APRIL AS NATIONAL AUTISM AWARENESS MONTH, AND DECLARING AN EMERGENCY

Mr. Brennan – Stated that the Autism students are some of his best students.

Councilman Divis – Stated that his wife is an aide at Shiloh and also states that the love from the Autistic children is incredible.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 58-19.

Yes: Lime, Saban, Casselberry, Dipierro, Divis, Jech, Kish

No: None; Resolution No. 58-19 is adopted.

PUBLIC SESSION

Heidi Ribbit – Stated that kids weren’t playing at State Road Park any longer due to the Basketball Courts being gone. Recreation Commissioner Mickey Vittardi met with her to discuss.

MISCELLANEOUS BUSINESS

Safety Director Weinreich – No comment.

Service Director Higgins – He is aware that Basketball Courts are in Jimmy Day Park. We lost the Tennis Courts here with storm water flooding. Mr. Patel has first application for appropriations towards County Roads-catch basins.

Law Director Dobeck – No Comment.

Treasurer Mastroianni – No Comment.

Councilwoman Saban – Stated a family that resided above the Lincoln Inn lost everything last week due to a fire. She wanted to “Thank Everyone So Much” that contributed toward the family.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to suspend the Round Robin. Motion carried.

REPORT ON ABSENT OFFICIALS

Motion made by Councilwoman Lime seconded by Councilman Casselberry to excuse Mayor DeGeeter, Auditor Day, Councilman Brochetti and Councilman Napoli from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Kish seconded by Councilman Casselberry to adjourn said meeting at 7:51 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, April 1, 2019.

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

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

sk
4/4/19