APRIL 20, 2015 REGULAR COUNCIL MEETING MINUTES PARMA CITY HALL COUNCIL CHAMBERS 7:21 P.M.

The Regular Council Meeting was called to order by President Pro Tem of Council Scott M. Tuma presiding.

COUNCIL MEMBERS PRESENT: VITO DIPIERRO

ALLAN DIVIS
DEBORAH LIME
LARRY NAPOLI
SCOTT M. TUMA
BRIAN BROCHETTI
MARK CASSELBERRY
JEFFREY CROSSMAN

BRIAN DAY

Mr. Ramser - Mr. President Pro Tem, 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, 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, Community Development Director Erick Tollerup, Economic Development Officer/Grant Writer Shelley Cullins, Interim Director of Public Housing Priscilla Pointer-Hicks, and Clerk of Council Kenneth A. Ramser.

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INVOCATION

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

PLEDGE OF ALLEGIANCE

VOICE VOTE:

RESOLUTION NO. 83-15

4/20/15 L-83-15

BY: M. CASSELBERRY, B. BROCHETTI, J. CROSSMAN, B. DAY, V. DIPIERRO,

A. DIVIS, D. LIME, L. NAPOLI, S. M. TUMA

A RESOLUTION HONORING SCOTT BASINGER 2014-2015 COACH OF THE YEAR YOUTH BASKETBALL

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Resolution No. 83-15. Motion carried.

Councilman Casselberry Presented the Resolution as well as certificates from Law Director Dobeck and Treasurer Mastroianni to Scott Basinger.

Mayor DeGeeter - Presented Proclamation to Scott Basinger.

Scott Basinger - Thanked everyone.

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RESOLUTION NO. 84-15

4/20/15 L-8

BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY, V. DIPIERRO,

A. DIVIS, D. LIME, L. NAPOLI, S. M. TUMA

A RESOLUTION HONORING GROOMING BY ALEX BUSINESS OF THE MONTH - APRIL, 2015

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Resolution No. 84-15. Motion carried.

Councilman Brochetti Presented the Resolution as well as certificates from Law Director Dobeck and Treasurer Mastrojanni to Alex Canas.

Mayor DeGeeter - Presented Proclamation to Alex Canas.

Alex Canas - Thanked everyone.

LEGISLATIVE COMMENT

No one wish to speak.

DISPOSAL OF JOURNAL

Mr. Tuma - Stated you have before you the Minutes from the Regular Council Meeting held on April 6, 2015. Asked if there were any additions or corrections to these Minutes? Stated, hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Mr. Ramser - Received West Creek's 2014 Report to the Community. A copy is on file in the Council office.

AMENDMENT TO THE CALENDAR

Motion made by Councilman Day seconded by Councilman Brochetti to amend the calendar by moving Ordinance No. 99-15 from Suspension of the Rules to First Reading. Motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS FIRST READING:

ORDINANCE NO. 96-15 4/20/15 L-96-15

BY: S. M. TUMA

(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO WAIVE THE REQUIRED BUILDING PERMIT FEES WITHIN THE PARMA CODIFIED ORDINANCES FOR A VOLUNTEER PROGRAM TO ASSIST HOMEOWNERS WITH THE CONSTRUCTION OF DISABILITY ACCESS RAMPS, STEP REPAIRS, PORCH REPAIRS, SIDING REPAIRS, WINDOW REPAIRS AND APPURTENANCES AT DESIGNATED RESIDENCES IN THE CITY OF PARMA, THROUGH A VOLUNTEER

PROGRAM ORGANIZED THROUGH RIDGEWOOD UNITED METHODIST CHURCH AND THE NORTH COAST MISSION CONNECTION, AND **DECLARING AN EMERGENCY**

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

ORDINANCE NO. 99-15

4/20/15

L-99-15

BY: D. LIME, M. CASSELBERRY, B. DAY

(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A DEMOLITION PROGRAM AGREEMENT WITH CUYAHOGA COUNTY FOR REIMBURSEMENT ON NUISANCE PROPERTY DEMOLITIONS IN THE CITY OF PARMA THROUGH ROUND 1 OF THE COUNTY'S DEMOLITION PROGRAM, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 92-15

4/6/15 L-92-15

BY: L. NAPOLI, B. BROCHETTI, J. CROSSMAN

(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH DONALD G. BOHNING & ASSOCIATES FOR PROFESSIONAL DESIGN SERVICES FOR SIX HEADWALL SITES AS PART OF THE HEADWALL REPAIR/REPLACEMENT PROJECT, PHASE II, WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Brochetti to refer Ordinance No. 92-15 back to the Finance Committee, Motion Carried.

ORDINANCE NO. 95-15

4/6/15

L-95-15

B. DAY BY:

(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE CONTRACT WITH WELLNET PROPERTIES, LLC., FOR A LEASE OF OFFICE SPACE LOCATED AT 5517 STATE ROAD IN THE CITY OF PARMA, FOR THE PERIOD OF JUNE 1, 2015, THROUGH MAY 31, 2017, TO BE UTILIZED BY THE CITY OF PARMA COMMUNITY SERVICES AND ECONOMIC DEVELOPMENT DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Brochetti to refer Ordinance No. 95-15 back to the Finance Committee. Motion carried.

THIRD READING:

ORDINANCE NO. 58-15

3/16/15 L-58-15

BY: S. M. TUMA, L. NAPOLI

(By Request - City Engineer)

AN ORDINANCE ACCEPTING GRANT OF PERMANENT AND/OR TEMPORARY EASEMENTS FOR THE INSTALLATION AND MAINTENANCE OF SANITARY SEWERS AND APPURTENANCES LOCATED ALONG RIDGE ROAD BETWEEN DAY DRIVE AND REGENCY DRIVE IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 58-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None; Ordinance No. 58-15 is adopted.

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RESOLUTION NO. 73-15

3/16/15 L-73-15

BY: B. BROCHETTI

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO ISSUE A PERMIT TO TRANSPORT INTO THE TERRITORIAL LIMITS OF THE CITY OF PARMA, FIREWORKS AND FIREWORK SUNDRIES FOR A PYROTECHNIC DISPLAY IN CONJUNCTION WITH THE HOLY FAMILY PARISH FESTIVAL, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Resolution No. 73-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None: Resolution No. 73-15 is adopted.

ORDINANCE NO. 74-15

3/16/15 L-74-15

BY: J. CROSSMAN, D. LIME, L. NAPOLI, B. BROCHETTI, M. CASSELBERRY, B. DAY, S. M. TUMA

(By Request - Community Services Economic Development Director)

AN ORDINANCE TO CONVEY CITY-OWNED LAND LOCATED ON RAVINE BOULEVARD IN THE CITY OF PARMA, CONSISTING OF PERMANENT PARCEL NUMBER 446-09-072, TO THE CITY OF PARMA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY

Councilman Crossman - Stated that he would like comments from Director Tollerup.

Director Tollerup - Stated that this is one of three properties that the City of Parma's land reutilization cooperation owned. He also stated that this is the first property we are passing through to West Creek Preservation.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 74-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None; Ordinance No. 74-15 is adopted.

SUSPENSION OF THE RULES:

Mr. Tuma - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 97-15, Ordinance No. 98-15, Resolution No. 100-15, Resolution No. 101-15 and Ordinance No. 102-15 on three different days be dispensed with?

Yes: Dipierro, Divis, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: Lime; motion carried.

Mr. Tuma - Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 97-15, Ordinance No. 98-15, Resolution No, 100-15, Resolution No. 101-15 and Ordinance No. 102-15 be placed on final passage?

Yes: Dipierro, Divis, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: Lime; motion carried.

ORDINANCE NO. 97-15

BY: A. DIVIS

(By Request - Service Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 27-12 RELATIVE TO THE CONTRACT FOR PROFESSIONAL DESIGN SERVICES FOR THE REPLACEMENT OF THE ROYALVIEW DRIVE BRIDGE OVER COUNTRYMAN'S CREEK, AND DECLARING AN EMERGENCY

4/20/15

L-97-15

Councilwoman Lime - Stated she would like an explanation from the Service Director.

Service Director Higgins - Stated that ODOT office needs extra services. They refer to the Level 1 Ecological Survey Report, which is approximately \$3,000.00. That \$3,000.00, put it over the original contract, required 25%.

Councilwoman Lime - Stated Section 1 says not to exceed \$106,000.00. What was the original \$103,000.00?

Service Director Higgins - Stated that everyone should have received copies of the Board of Control. The original contract amount was \$82,500.00.

Councilwoman Lime - Stated that was more than \$3,000.00. Asked if it was an additional cost to the City of Parma.

Service Director Higgins - Stated that there were some additional costs, but they did not exceed the 25%. That is why it was not brought forward. The \$3,000.00 has put it over the 25%.

Law Director Dobeck - Explained that, up until this point, the amount was not over 25% and now it is with the \$3,000.00.

Councilwoman Lime - Asked where is the additional funds coming from? Service Director Higgins - Stated that they were coming out of the 405 Professional Services.

Councilwoman Lime - Asked when will the project move forward?

Service Director Higgins - Stated that the City Engineer will be able to answer that.

City Engineer Deichmann - Stated that this project should go out to bid this summer.

Councilwoman Lime - Asked if the \$352,000.00 in 405 is for 2015? Service Director Higgins - Yes.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 97-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None; Ordinance No. 97-15 is adopted.

ORDINANCE NO. 98-15

4/20/15 L-98-15

BY: S. M. TUMA

(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A RENEWAL CONTRACT WITH THE LAW FIRM OF ZASHIN & RICH CO., L.P.A. FOR LEGAL SERVICES FOR LABOR NEGOTIATIONS WITH VARIOUS BARGAINING UNITS, AND DECLARING AN EMERGENCY

Councilwoman Lime - Stated that in the budget discussion there was no appropriations made.

Mayor DeGeeter - Stated that it was budgeted in the Mayor's account. It is under Professional Services.

Law Director Dobeck - Stated that all Unions are up for negotiations.

Councilwoman Lime - Asked if 001-00362110, the Professional Services account, the \$173,000.00 that is in there, is the \$100,000.00 a part of that?

Mayor DeGeeter - Yes

Councilman Crossman - Asked if this is the top dollar that will be spent.

Mayor DeGeeter - Stated that he is unable to answer that question not knowing the future.

Councilman Crossman - Asked if there was any idea where we were in labor negotiations.

Mayor DeGeeter - Stated that when the time is appropriate, he will come back to Council to discuss.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 98-15.

Yes: Dipierro, Divis, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: Lime; Ordinance No. 98-15 is adopted.

RESOLUTION NO. 100-15 4/20/15 L-100-15

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

Councilwoman Lime - Questioned the Cuyahoga County Library Electric Line item from 11-16-13.

Service Director Higgins - Stated that it was both old libraries. The utilities were still in the Libraries name. It took some time working with the utilities to find out who owed what. He stated that is how it worked out the two payments that we owed for Sewer and Electric.

Councilwoman Lime - Asked if there are any other utilities pending? Service Director Higgins - Stated no.

Councilwoman Lime - Stated that two weeks ago she brought up the David Lambros expense report.

Law Director Dobeck - Stated that it was for reimbursement for a nights stay when he was at a conference.

Councilwoman Lime - Asked if the \$3750.00 was for legal services for the note for the communications center?

Law Director Dobeck - Stated that the State legislator changed all Municipal Tax Codes. That is why we had to redraft our Municipal Tax Code.

Treasurer Mastroianni - Stated that the \$3750.00 was payment to Brick R Neckler to do the redrafting of the Municipal Tax Codes.

Councilman Napoli - Asked if we are trying to get payment from the prisoners for their meals?

Law Director Dobeck - Stated that they do have the pay to stay, but a large amount of prisoners are indigent.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Resolution No. 100-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None; Resolution 100-15 is adopted.

RESOLUTION NO. 101-15

4/20/15 L-101-15

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

(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 455-12-016, 8891 LAKEVIEW CIRCLE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Councilman Divis - Stated that the property has been empty for over a year, windows are broke and people have been staying there. Inside is unlivable. The neighborhood needs help.

Safety Director Baeppler - Stated that the neighbors have been patient. It is hazardous to them.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Resolution No. 101-15.

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

No: None; Resolution No. 101-15 is adopted.

ORDINANCE NO. 102-15

4/20/15

L-102-15

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 Day seconded by Councilman Brochetti to adopt Ordinance No. 102-15.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman, Day.

No: None; Ordinance No. 102-15 is adopted.

PUBLIC SESSION

Therese Funk, north end of Parma. Commented on the pools closing. Talked about how it is bringing down her housing value. The surrounding cities have pools. So that will make it difficult to sell her house. It is a shame that the work to Nike Site was done for handicap people, and now it will not be able to be used. You will be remembered as the Administration that closed the pools.

Chester Whithro, Westminister. Talked about the New Fire Department, the trucks cutting through Westminister and the sirens. Would like there to be either no parking on the street so there are no blind spots or not allow the Fire Trucks to use Westminister as a cut through.

Several Residents voiced their concerns regarding the home at 8891 Lakeview Circle. Thanked Safety Director Baeppler for all of his help. Would like to know what the next step will be.

MISCELLANEOUS BUSINESS

Mayor DeGeeter - Stated that he wanted to remind everyone about the Safety Fair this weekend. Also, there will be a shred event in conjunction with the Parma Hunger Center.

Safety Director Baeppler - Stated that residents should continue to call the police if they are in need. Stated regarding Westminister, he can not justify any route for the emergency vehicles to go but the most direct route. He feels they all operate safely.

Service Director Higgins - No comment.

Law Director Dobeck - No comment.

Treasurer Mastroianni - Thanked everyone that was involved in the Fitch Ratings that we were going through. We were affirmed with a AA- and A+ and we were told we are stable. Huntington representative was happy with the decision.

Councilman Dipierro - Thanked Ward 1 residents Bill and Stephanie Hason who were on the Steve Harvey show last week. Parma Rotary Golf Outing is June 23rd at Ridgewood Golf Course. Everyone is invited to attend. Reminder that Parma Public Housing Special Committee Meeting is tomorrow at 6:00. ______ Councilman Divis - No comment. Councilwoman Lime - Reminded everyone that Polish Constitution Day is May 3rd. The parade starts at the circle at 2:00 with after party at the St. Charles Credit Union at 3:00. Stated she will leave a flyer for everyone. Asked when will the high grass complaints start? Also was looking for information about weekend round-up. Stated how is the filling of pot holes going? _____ Councilman Napoli - No comment. Councilman Brochetti - Congratulated all the Resolution Recipients. ______ Councilman Casselberry - Congratulated all the Resolution Recipients. Thanked Mr. Tollerup for his help with one of his Ward 3 residents. Councilman Crossman - Thanked everybody that participated in the Legal Aid Clinic. It was a good turnout. Councilman Day - Reminded everyone about the Safety Fair. Asked for donations for the Safety Fair to contact Linda Cross. Councilman Tuma - Congratulated all the Resolutions Recipients. REPORT ON ABSENT OFFICIALS Motion made by Councilman Day seconded by Councilman Casselberry to excuse President of Council Brennan from said meeting. Motion carried. **ADJOURNMENT** Motion made by Councilman Day seconded by Councilman Casselberry to adjourn said meeting at 8:26 P.M. Motion carried. CERIFICATION 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 April 20, 2015. KENNETH A. RAMSER SCOTT M. TUMA PRESIDENT OF COUNCIL PRO TEM CLERK OF COUNCIL

(MINUTES COMPLETED ON APRIL 24, 2015)