

APRIL 2, 2018  
MINUTES OF REGULAR COUNCIL MEETING  
PARMA COUNCIL CHAMBERS  
7:00 P.M.

The Regular Council Meeting was called to order by President of Council Pro Tem Deborah Lime presiding:

COUNCIL MEMBERS PRESENT:      DEBORAH LIME  
   LARRY NAPOLI  
   BRIAN BROCHETTI  
   JEFFREY CROSSMAN  
   VITO DIPIERRO  
   ALLAN DIVIS  
   DENNIS M. KISH  
COUNCIL MEMBERS EXCUSED:      MARK CASSELBERRY  
   KRISTIN L. SABAN

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: Law Director Timothy G. Dobeck, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Community Development Director Erik Tollerup, and Clerk of Council Kenneth A. Ramser.

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**INVOCATION**

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

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**PLEDGE OF ALLEGIANCE**

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**LEGISLATIVE COMMENT**

No one wished to speak.

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**DISPOSAL OF JOURNAL**

Ms. Lime – Stated you have before you the Minutes from the March 19, 2018, Regular Council Meeting. Asked if there were any additions or corrections to the Minutes? Stated hearing none, the Minutes will stand approved as printed.

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**COMMUNICATIONS, PETITIONS AND CLAIMS**

No communications received.

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INTRODUCTION OF ORDINANCES AND RESOLUTIONS:

**FIRST READING:**

RESOLUTION NO. 62-18      4/2/18      L-62-18

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

Ms. Lime – Said Resolution will be referred to the Public Safety Committee.

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RESOLUTION NO. 65-18      4/2/18      L-65-18

BY: L. NAPOLI, K. SABAN, J. CROSSMAN  
(By Request – Service Director and Law Director)

A RESOLUTION TO ACCEPT AND ADOPT THE CLEAN WATER ACT INTEGRATED PLAN (PHASE I), OUTLINING THE CITY OF PARMA'S VISION TO ENHANCE ITS WET WEATHER RESILIENCY AND WATER QUALITY IMPROVEMENT, AND DECLARING AN EMERGENCY

Ms. Lime – Said Resolution will be referred to the Environmental Standards Committee.

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ORDINANCE NO. 66-18      4/2/18      L-66-18

BY: D. LIME  
(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

Ms. Lime – Said Ordinance will be referred to the Finance Committee.

**SECOND READING:**

ORDINANCE NO. 52-18      3/19/18      L-52-18

BY: K. SABAN  
(By Request – City Engineer)

AN ORDINANCE TO APPOINT AN ASSESSMENT EQUALIZATION BOARD TO HEAR AND DETERMINE OBJECTIONS FILED WITH RESPECT TO THE BROOKDALE AVENUE AND BROADVIEW ROAD SANITARY SEWER ASSESSMENTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to amend Ordinance No. 52-18 as follows: In Section 1, insert the following: SUSAN M. ROWAN, WILLIAM M. SMITH III, and ANTHONY J. TERRY. Further moved to refer Ordinance No. 52-18 back to the Finance Committee as amended. Motion carried.

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ORDINANCE NO. 53-18      3/19/18      L-53-18  
BY: K. SABAN  
(By Request – City Engineer)

AN ORDINANCE SETTING THE TIME AND PLACE OF THE ASSESSMENT EQUALIZATION BOARD HEARING WITH RESPECT TO THE BROOKDALE AVENUE AND BROADVIEW ROAD SANITARY SEWER ASSESSMENTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to refer Ordinance No. 53-18 back to the Finance Committee. Motion carried.

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ORDINANCE NO. 54-18      3/19/18      L-54-18  
BY: A. DIVIS, B. BROCHETTI  
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE RIDGE ROAD RESURFACING PROJECT FROM PLEASANT VALLEY ROAD TO THE SOUTH CORPORATION LINE, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to refer Ordinance No. 54-18 back to the Finance Committee. Motion carried.

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RESOLUTION NO. 55-18      3/19/18      L-55-18  
BY: D. LIME  
(By Request – Safety Director)

A RESOLUTION APPROVING THE ADOPTION OF CUYAHOGA COUNTY ALL-HAZARDS MITIGATION PLAN 2017-2022 UPDATE, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to refer Resolution No. 55-18 back to the Public Safety Committee. Motion carried.

ORDINANCE NO. 57-18      3/19/18      L-57-18

BY: K. SABAN, B. BROCHETTI, J. CROSSMAN  
(By Request – Community Services Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO TRANSFER, BY QUIT CLAIM DEED, VACANT CITY OWNED PROPERTY HELD UNDER THE NAME OF PARMA LAND REUTILIZATION PROGRAM, LOCATED AT 3430 GROVEWOOD AVENUE (PERMANENT PARCEL NUMBER 444-09-127); 11599 KADER DRIVE (PERMANENT PARCEL NUMBER 457-21-016); 9706 RUNNING BROOK DRIVE (PERMANENT PARCEL NUMBER 456-20-021); AND 3110 INGLESIDE DRIVE (PERMANENT PARCEL NUMBER 446-02-108); TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION (PCIC), AND DECLARING AN EMERGENCY

Motion made by Councilman Divis seconded by Councilman Napoli to refer Ordinance No. 57-18 back to the Planning Committee. Motion carried.

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ORDINANCE NO. 58-18      3/19/18      L-58-18

BY: V. DIPIERRO, D. LIME  
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT, UNDER THE STATE OF OHIO TERM SCHEDULE PROGRAM FOR THE PURCHASE OF BODY WORN CAMERAS, DOCKING STATIONS, COMPUTER SERVER, CHARGING SYSTEM, COMPUTER SWITCH, VARIOUS CABLES AND MISCELLANEOUS EQUIPMENT FOR THE PARMA POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Dipierro to refer Ordinance No. 58-18 back to the Finance Committee. Motion carried.

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ORDINANCE NO. 59-18      3/19/18      L-59-18

BY: B. BROCHETTI  
(By Request – Auditor)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 143-17 RELATIVE TO THE CONTRACT WITH CDW GOVERNMENT, LLC, FOR CLOUD TECHNOLOGY MIGRATION, INFORMATION TECHNOLOGY NEEDS AND INFORMATION TECHNOLOGY PLANNING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to refer Ordinance No. 59-18 back to the Finance Committee. Motion carried.

**THIRD READING:**

ORDINANCE NO. 59-17      3/20/17      L-59-17  
BY: K. SABAN      (Substitute)  
(By Request – City Engineer)      (As Amended 3/19/18)

AN ORDINANCE TO AMEND SECTION 1153.03 "ACCESSORY USES AND BUILDINGS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Divis seconded by Councilman Napoli to amend Ordinance No. 59-17 as follows:  
Page 3 PARKING AREAS should be lower case **(b)**  
Page 3 Section (b)(1)(B) should refer to 1153.03 **(b)(2)**  
Page 3 Section (b)(4) should refer to 1153.03**(b)(5)**  
Page 4 Section (c)(2) – there is a typo on line 4. Change the word fine to **line**  
Page 5 Section "Gardens and Domestic Animals" change (f) to **(g)**  
Page 5 Section "Storage of Construction Equipment and Nonmotorized Trailers" change (g) to **(h)**  
Page 3 Section 1153.03(b)(6) add: **NOR IN THE INTERIOR OF THE LOT.**  
Page 3 Section 1153.03(b) (7) change wording to read **FOR A RESIDENTIAL LOT, A PARKING PAD IS PERMITTED WITHIN THREE (3) FEET OF A SIDE YARD WITH THE NEIGHBOR SIGN OFF**

Further moved to refer Ordinance No. 59-17 back to the Planning Committee as amended. Motion carried.

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ORDINANCE NO. 24-18      2/20/18      L-24-18  
BY: D. LIME  
(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 1302.01 "ADOPTION" OF CHAPTER 1302 "OHIO FIRE CODE" IN PART THIRTEEN "FIRE PREVENTION CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to amend Ordinance No. 24-18 as follows: In Section 1, insert APPENDICES A AND B. Further moved to waive Rule 52 and place Ordinance No. 24-18 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 24-18 as amended.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 24-18 is adopted as amended.

ORDINANCE NO. 30-18      3/5/18      L-30-18

BY: B. BROCHETTI  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR THE PURCHASE OF A NEW VENTRAC 4500Z TRACTOR AND CONTOUR DECK, UNDER THE STATE OF OHIO PROCUREMENT PRICING FOR THE PARMA RECREATION DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 30-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 30-18 is adopted.

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ORDINANCE NO. 32-18      3/5/18      L-32-18

BY: V. DIPIERRO  
(By Request – Building Commissioner)

AN ORDINANCE TO ENACT SECTION 1503.035 ENTITLED "VARIANCE APPLICATION REQUIREMENTS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 32-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 32-18 is adopted.

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ORDINANCE NO. 36-18      3/5/18      L-36-18

BY: V. DIPIERRO, D. LIME, L. NAPOLI, B. BROCHETTI, J. CROSSMAN, A. DIVIS  
(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH PITT OHIO EXPRESS, LLC, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 36-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 36-18 is adopted.

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**SUSPENSION OF THE RULES:**

Ms. Lime – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 29-18, Resolution No. 63-18 Ordinance No. 67-18 and Ordinance No. 68-18 on three different days be dispensed with?

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; Motion carried.

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Ms. Lime – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 29-18, Resolution No. 63-18, Ordinance No. 67-18 and Ordinance No. 68-18 be placed on final passage?

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; motion carried.

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RESOLUTION NO. 29-18      4/2/18      L-29-18  
BY: J. CROSSMAN, D. LIME, L. NAPOLI, B. BROCHETTI, J. CROSSMAN,  
V. DIPIERRO, A. DIVIS, D. KISH  
(By Request – Law Director)

**A RESOLUTION DECLARING THE OPIOID EPIDEMIC AND ITS EFFECTS ON THE CITY OF PARMA A PUBLIC NUISANCE, AND DECLARING AN EMERGENCY**

Law Director Dobeck- Stated that as they are proceeding in the lawsuit, they are now joined as a part of. It became evident that this problem is a bigger problem than they even anticipated. Federal Judge Polster has taken on the task of all State, Local and Federal Lawsuits. They have been transferred to his docket to try and resolve it. All of the communities that have filed and joined the lawsuit, are declaring that the opioid epidemic is a nuisance. As part of that they will be collecting all materials and information concerning the losses that each city suffers. That could be what they pay for their call outs, transportation to the hospitals, etc. The attorneys were indicating that they would like to have the communities declare a nuisance and declare a state of emergency. He contacted Councilman Crossman, who had been involved in this from the beginning and asked if he would sponsor of the legislation.

Councilman Crossman – Requested an Executive Session in the near future to discuss the case and what to expect going forward with the pending lawsuit.

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Resolution No. 29-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; Resolution No. 29-18 is adopted.  
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BY: B. BROCHETTI  
(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 Brochetti seconded by Councilman Napoli to adopt Resolution No. 63-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Resolution No. 63-18 is adopted.

BY: B. BROCHETTI, D. LIME, L. NAPOLI, V. DIPIERRO, A. DIVIS  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) THROUGH THE COMMUNITY COST-SHARE PROGRAM FOR THE BALDWIN CREEK BANK STABILIZATION PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 67-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 67-18 is adopted.

BY: B. BROCHETTI, D. LIME, L. NAPOLI, V. DIPIERRO, A. DIVIS  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A GRANT OF PERMANENT STORMWATER EASEMENT AGREEMENT WHICH WILL GRANT AN EASEMENT TO NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE CONSTRUCTION, OPERATION, MAINTENANCE AND REPLACEMENT OF STORMWATER FACILITIES ON LINDEN LANE, PERMANENT PARCEL NUMBER 457-10-070 FOR THE BALDWIN CREEK PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Ordinance No. 68-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.  
No: None; Ordinance No. 68-18 is adopted.

**RECONSIDERATION OF LEGISLATION:**

ORDINANCE NO. 56-18

3/16/18

L-56-18

BY: K. SABAN

(By Request – Community Services Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO TRANSFER, BY QUIT CLAIM DEED, TWO (2) CITY OWNED PARCELS (CITY OF PARMA), LOCATED ON SOUTH PARK BOULEVARD (PERMANENT PARCEL NUMBERS 444-27-017 AND 444-27-033); TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION (PCIC), AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to Reconsider Ordinance No. 56-18. Motion carried.

Motion made by Councilman Brochetti seconded by Councilman Napoli to accept Substitute Ordinance No. 56-18 which amends the language on the previous Ordinance No. 56-18 as stated in the substitute legislation. Motion carried.

Motion made by Councilman Brochetti seconded by Councilman Napoli to have a Roll Call Vote on Rule 48 and Rule 45. Motion carried.

Ms. Lime – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Substitute Ordinance No. 56-18 on three different days be dispensed with?

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; motion carried.

Ms. Lime – Shall Rule 45 requiring reference to committee be dispensed with and Substitute Ordinance No. 56-18 be placed on final passage.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; motion carried.

Motion made by Councilman Brochetti seconded by Councilman Napoli to adopt Substitute Ordinance No. 56-18.

Yes: Lime, Napoli, Brochetti, Crossman, Dipierro, Divis, Kish.

No: None; Substitute Ordinance No. 56-18 is adopted.

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**PUBLIC SESSION**

No one wished to speak.

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**MISCELLANEOUS BUSINESS**

Safety Director Weinreich – Stated anything they can do regarding the opioid crisis for public awareness and to keep the epidemic in the forefront is very important. Two weeks ago, they held a public safety forum on the topic and they received a couple requests to do additional public outreach presentations to community groups. The Police and Fire Departments are doing those programs. There is a real need and interest in the community in learning more about the problem and what they can do to help.

Stated that they have grants for the Quick Response Teams and from the Attorney General's Office for additional outreach. They expect the Quick Response Teams to be up and running within the month.

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Service Director Higgins – Stated that the passage of Ordinance No. 68-18, cost-share program with NEORSD, shows how the partnership is working. The dredging of Bonny Banks will be soon. Thanked Council for their support.

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Law Director Dobeck – No comment.

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Treasurer Mastroianni – No comment.

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Councilman Napoli – No comment.

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Councilman Dipierro – No comment.

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Councilman Crossman – Thanked everyone for their participation and support on the Water Summit Meeting on March 22<sup>nd</sup>. Stated they had a great turnout. Thanked the Service Department for their participation. They had a lot of good feedback.

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Councilman Kish – No comment.

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Councilman Brochetti – Stated the projects that Service Director commented on are greatly needed. Appreciates the support.

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Councilman Divis – No comment.

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Councilwoman Lime – Stated she got a lot of good feedback from residents regarding the Water Summit Meeting. Stated Polish Constitution Day is Sunday, May 6, 2018.

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**REPORT ON ABSENT OFFICIALS**

Motion made by Councilman Brochetti seconded by Councilman Napoli to excuse Mayor DeGeeter, Auditor Day, President of Council Brennan, Councilman Casselberry and Councilwoman Saban. Motion carried.

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**ADJOURNMENT**

Motion made by Councilman Brochetti seconded by Councilman Dipierro to adjourn said meeting at 7:31 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, April 2, 2018.

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

/s/ Deborah Lime  
DEBORAH LIME  
PRESIDENT OF COUNCIL PRO TEM

