

NOVEMBER 2, 2020
MINUTES OF REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:02 P.M.

The Regular Council Meeting was called to order by President of Council Pro Tem Roy J. Jech presiding:

COUNCIL MEMBERS PRESENT: DEBORAH LIME
 LARRY NAPOLI
 KRISTIN SABAN
 BRIAN BROCHETTI
 VITO DIPIERRO
 ALLAN DIVIS
 ROY J. JECH
 LINDA KOHAR

COUNCIL MEMBER EXCUSED: MARK CASSELBERRY

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: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Carolyn Kovach, Community Development Director Erik Tollerup, Chief of Staff Rich Summers, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Jech – Stated you have before you the Minutes from the Regular Council Meetings of October 5, 2020 and October 19, 2020. Asked if there were any additions or corrections to the Minutes? Stated hearing none, these Minutes will stand as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS
Variance for 6956 State Rd

Councilman Divis - Stated the Planning Committee of Council met on Monday, November 2, 2020, to discuss the Notice of Proposal to Vary for the Applicant, Mr. James L. McAdams for the property located at 6956 State Road PPN 450-26-016.

The request is for an "AREA" Variance of Section 1153-03 (a) -SINGLE-FAMILY HOUSE DISTRICTS-ACCESSORY USES AND BUILDINGS. The original garage was demolished. The proposed garage is 960 sq. ft. in floor area. This Variance would result in allowing for 160 more sq. ft. garage area than allowed by Code.

Motion made by Councilman Divis seconded by Councilwoman Lime to Grant the Variance as recommended by the Board of Zoning Appeals and Planning Committee of Council. Motion carried.

Variance for 12720 W. Sprague

Councilman Divis – Stated the Planning Committee of Council met on Monday, November 2, 2020, to discuss the Notice of Proposal to Vary for the Applicant, Mr. Daniel Belcher for the property located at 12720 W. Sprague Road PPN 457-19-001.

The request is for an "AREA" Variance of Section 153.03 (a)-SINGLE-FAMILY HOUSE DISTRICTS-ACCESSORY USES AND BUILDINGS. The original garage was demolished. The proposal is to construct a detached garage of 864 sq. ft. and an attached pavilion of 20' x 36' for a total of 1,584 sq. ft.. This variance would result in allowing for 784 more sq. ft. garage area than allowed by Code on the 175,000 sq. ft. (4 acre) lot.

Motion made by Councilman Divis seconded by Councilwoman Lime to Grant the Variance as recommended by the Board of Zoning Appeals and Planning Committee of Council. Motion carried.

Variance Extension for 7635 W. Ridgewood

Councilman Divis – Ben Siembida, Kimley Horn of 2400 Corporate Exchange Drive, Suite 120, Columbus, Ohio for the property located at 7635 W. Ridgewood Dr PPN 449-25-028, has requested an extension to his Variance granted by Council on June 1, 2020. The proposed development is a permitted use and will utilize existing infrastructure, as available, while minimally impacting the shopping center.

Variance 1170.06: (Shopping Center District) Minimum lot size, 5 acres.
1170.08: (Shopping Center District) Minimum front yard, main building from street R/W, 100 ft. 1170.08: (Shopping Center District) Minimum front yard, off-street parking, 20 ft. 1197.05(26); 6 vehicular stacking spaces for the first drive-through window.

This will be the first request for an extension of the variance on this project.

Motion made by Councilman Divis seconded by Councilwoman Lime to Grant the Extension to the Variance. Motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

FIRST READING:

ORDINANCE NO. 159-2020 11/2/2020 L-159-2020

BY: K. L. SABAN
(By Request – Service Director)

AN ORDINANCE TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE BEST BIDDER, TO ACT AS THE SUPPLIER FOR THE PROVISION OF ELECTRICITY FOR RESIDENTIAL CUSTOMERS THAT PARTICIPATE IN THE CITY OF PARMA'S ELECTRIC AGGREGATION PROGRAM, FOR THE PERIOD OF JUNE 2021 _____, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 160-2020 11/2/2020 L-160-2020

BY: K. L. SABAN
(By Request – Service Director)

AN ORDINANCE TO AUTHORIZE THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE BEST BIDDER, TO ACT AS THE SUPPLIER FOR THE PROVISION OF ELECTRICITY FOR SMALL COMMERCIAL/INDUSTRIAL CUSTOMERS THAT PARTICIPATE IN THE CITY OF PARMA'S ELECTRIC AGGREGATION PROGRAM, FOR THE PERIOD OF JUNE 2021 TO _____, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 165-2020 11/2/2020 L-165-2020

BY: B. BROCHETTI
(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

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

ORDINANCE NO. 172-2020 11/2/2020 L-172-2020

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

AN ORDINANCE APPROVING THE MEMORANDUM OF UNDERSTANDING TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 639 REGARDING THE TIMING OF PAYOUT TO RETIREES, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 67-2020 10/19/2020 L-67-2020

BY: R. J. JECH
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE ACCEPTANCE AND CONVEYANCE OF REAL PROPERTY IN CONNECTION WITH THE ESTABLISHMENT OF A TAX INCREMENT FINANCING PROGRAM UNDER OHIO REVISED CODE SECTION 5709.41; AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT AND OTHER CONTRACTS, CERTIFICATIONS AND OTHER DOCUMENTS RELATED THERETO, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Dipierro to refer Ordinance No. 67-2020 back to the Finance Committee. Motion carried.

ORDINANCE NO. 68-2020 10/19/2020 L-68-2020

BY: R. J. JECH
(By Request – Mayor)

AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS WITHIN THE CITY TO BE A PUBLIC PURPOSE, EXEMPTING A PORTION OF THE IMPROVEMENTS TO SUCH PARCELS FROM REAL PROPERTY TAXATION FOR A PERIOD OF TWENTY YEARS; AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH PARMA NEST, LLC. TO PROVIDE TAX INCREMENT FINANCING TO PARTIALLY FINANCE CERTAIN IMPROVEMENTS, REQUIRING THE OWNER OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING AN URBAN REDEVELOPMENT TAX INCREMENT

EQUIVALENT FUNDS FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS
PURSUANT TO OHIO REVISED CODE SECTIONS 5709.41, 5709.42 AND
5709.43 AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to refer
Ordinance No. 68-2020 back to the Finance Committee. Motion carried.

ORDINANCE NO. 158-2020 10/19/2020 L-158-2020
BY: B. BROCHETTI
 (By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF
PUBLIC SERVICE TO ENTER INTO A ONE YEAR CONTRACT WITH THE
CUYAHOGA COUNTY GENERAL HEALTH DISTRICT TO PROVIDE PUBLIC
HEALTH SERVICES FOR THE CITY OF PARMA RESIDENTS FOR THE YEAR
2021 APPROPRIATING THE SUM OF \$444,725.00, AND DECLARING AN
EMERGENCY

Motion made by Councilman Brochetti seconded by Councilwoman Lime to refer
Ordinance No. 158-2020 back to the Finance Committee. Motion carried.

THIRD READING:

RESOLUTION NO. 120-2020 9/8/2020 L-120-2020
BY: B. BROCHETTI
 (By Request – Auditor)

A RESOLUTION PERMITTING THE CITY AUDITOR, OR THE BOARD OR
OFFICER HAVING SUPERVISION OR MANAGEMENT OF THE PROPERTY,
TO UTILIZE THE INTERNET AUCTION FOR SURPLUS ITEMS IN THE 2020
CALENDAR YEAR, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilman Divis to adopt
Resolution No. 120-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Resolution No. 120-2020 is adopted.

ORDINANCE NO. 136-2020 9/21/2020 L-136-2020
BY: K. L. SABAN
 (By Request – City Engineer)

AN ORDINANCE TO ACCEPT THE PERMANENT UTILITY EASEMENTS AND
TEMPORARY CONSTRUCTION EASEMENTS IN CERTAIN PREMISES
KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, AND 445-15-
008, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Ordinance No. 136-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 136-2020 is adopted.

RESOLUTION NO. 146-2020 10/5/2020 L-146-2020
BY: **K. L. SABAN**, D. LIME, L. NAPOLI, B. BROCHETTI, A. DIVIS, R. J. JECH,
L. KOHAR
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 449-09-099, 3343 LINCOLN AVENUE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilman Divis to adopt Resolution No. 146-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Resolution No. 146-2020 is adopted.

ORDINANCE NO. 155-2020 10/5/2020 L-155-2020
BY: **A. DIVIS**
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR TO TRANSFER, BY QUIT CLAIM DEED, THE VACANT LAND OWNED BY THE CITY OF PARMA LAND REUTILIZATION PROGRAM LOCATED OFF OF LAKEVIEW DRIVE (PERMANENT PARCEL NUMBER 455-13-035) TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION (PCIC), AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilman Divis to adopt Ordinance No. 155-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 155-2020 is adopted.

RESOLUTION NO. 156-2020 10/5/2020 L-156-2020
BY: **L. A. KOHAR**, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI, A. DIVIS,
R. J. JECH
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 448-14-076, 5714 SUNDERLAND DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Resolution No. 156-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.
No; None; Resolution No. 156-2020 is adopted.

SUSPENSION OF THE RULES:

Mr. Jech – Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 166-2020, Ordinance No. 168-2020, Ordinance No. 169-2020, Ordinance No. 170-2020, Ordinance No. 171-2020, Ordinance No. 173-2020, Resolution No. 174-2020, Resolution No. 175-2020 and Resolution No. 176-2020 on three different days be dispensed with?

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.
No; None; Motion carried.

Mr. Jech – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 166-2020, Ordinance No. 168-2020, Ordinance No. 169-2020, Ordinance No. 170-2020, Ordinance No. 171-2020, Ordinance No. 173-2020, Resolution No. 174-2020, Resolution No. 175-2020 and Resolution No. 176-2020 be placed on final passage?

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.
No; None; Motion carried.

RESOLUTION NO. 166-2020 11/2/2020 L-166-2020

BY: **D. LIME**, L. NAPOLI, K. L. SABAN, B. BROCHETTI, A. DIVIS, R. J. JECH,
L. KOHAR

A RESOLUTION URGING THE ADOPTION OF OHIO HOUSE BILL 308,
COMMONLY REFERRED TO AS THE FIRST RESPONDERS PTSD BENEFITS
BILL, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilman Divis to adopt Resolution No. 166-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.
No; None; Resolution No. 166-2020 is adopted.

ORDINANCE NO. 168-2020 11/2/2020 L-168-2020

BY: B. BROCHETTI
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2020 PERMANENT APPROPRIATIONS OF
THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilwoman Lime to amend Ordinance No. 168-2020 by accepting revised Exhibit "A". Motion carried.

Motion made by Councilman Napoli seconded by Councilman Dipierro to adopt Ordinance No. 168-2020 as amended.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 168-2020 is adopted as amended.

ORDINANCE NO. 169-2020 11/2/2020 L-169-2020

BY: B. BROCHETTI
(By Request – Auditor)

AN ORDINANCE TO AMEND SECTION 3 OF ORDINANCE NO. 152-19, FOR A SCHOOL ZONE PHOTO ENFORCEMENT PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Ordinance No. 169-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 169-2020 is adopted.

ORDINANCE NO. 170-2020 11/2/2020 L-170-2020

BY: B. BROCHETTI
(By Request – Mayor)

AN ORDINANCE TO REPEAL ORDINANCE NO. 49-2020 WHICH REPEALED SECTION 173.12 "PAY PERIODS" OF CHAPTER 173 "EMPLOYEES GENERALLY" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Ordinance No. 170-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 170-2020 is adopted.

ORDINANCE NO. 171-2020 11/2/2020 L-171-2020

BY: **R. J. JECH**, D. LIME, L. NAPOLI, K. L. SABAN, B. BROCHETTI, A. DIVIS,
L. KOHAR
(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A REVOLVING LOAN AGREEMENT WITH MONICA HALLY DBA MAMACITA'S INC., AT 6164 BROADVIEW ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Napoli to amend Ordinance No. 171-2020 as follows: In Section 3, line 1 change Account No. 64053-00000-Interest to Account No. 66084-00000 Expense. Motion carried.

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Ordinance No. 171-2020 as amended.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 171-2020 is adopted as amended.

ORDINANCE NO. 173-2020 11/2/2020 L-173-2020

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

AN ORDINANCE TO ACCEPT THE PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT IN CERTAIN PREMISES KNOWN AS PERMANENT PARCEL NUMBER 445-15-003, 1300 OLD ROCKSIDE ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Ordinance No. 173-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Ordinance No. 173-2020 is adopted.

RESOLUTION NO. 174-2020 11/2/2020 L-174-2020

BY: **D. LIME**, L. NAPOLI, K. L. SABAN, B. BROCHETTI, A. DIVIS, R. J. JECH,
L. KOHAR
(By Request – Community Services & Economic Development Director)

A RESOLUTION TO RECEIVE AND ACCEPT \$327,685.00 IN CDBG-CV FUNDS AND TO AMEND THE 2019 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL PLAN IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Resolution No. 174-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Resolution No. 174-2020 is adopted.

RESOLUTION NO. 175-2020 11/2/2020 L-175-2020

BY: **K. L. SABAN**, D. LIME, L. NAPOLI, B. BROCHETTI, A. DIVIS, R. J. JECH,
L. KOHAR

A RESOLUTION ENCOURAGING THE RESIDENTS OF PARMA TO WEAR FACE MASKS DUE TO THE CONTINUED SPREADING OF COVID-19 THROUGHOUT THE CITY AND COUNTY, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilwoman Lime to adopt Resolution No. 175-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Resolution No. 175-2020 is adopted.

RESOLUTION NO. 176-2020 11/2/2020 L-176-2020

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 Napoli seconded by Councilwoman Lime to adopt Resolution No. 176-2020.

Yes; Lime, Napoli, Saban, Brochetti, Dipierro, Divis, Jech, Kohar.

No; None; Resolution No. 176-2020 is adopted.

PUBLIC SESSION

Jacob Bowen, Student at Parma Sr. High-Skateboard Enthusiasts. Presented a petition to Council for a Skateboard Park.

Rachel Roberts, Student at Parma Sr High-Skateboard Enthusiasts.

Johnathon Bowen, Student at Shiloh-Skateboard Enthusiasts.

Grandmother of Skateboard Enthusiasts.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – To the young students who just participated in a real-world civic lesson. All three students probably came through City Hall in our Leadership for Tomorrow program. Without making promises, we will look at their petition for the Skate Park.

Safety Director Weinreich - No comment.

Service Director Higgins – He used to skateboard himself. They did a nice job.

Auditor Day – Thank you Mr. Jech.

Law Director Dobeck – Nice job Mr. President.

Councilwoman Lime – No comment.

Councilman Napoli – No comment.

Councilwoman Saban – No comment.

Councilman Brochetti – Get out and do your civic duty tomorrow and vote, keep in mind your local City things, such as Issue 73.

Councilman Dipierro – No comment.

Councilman Divis – Please do your civic duty as Brian said. And Brian, we'll be thinking of you Wednesday. Good thoughts buddy.

Councilwoman Kohar – Vote like your life depends on it, because it does.

Councilman Jech – If need be, Mr. Brennan has our thoughts and prayers. We had a special mask contest tonight, Mr. Withrow won the mask contest tonight.

Clerk of Council Ramser –Brian Brochetti’s wife is going to have twins on Wednesday. So I would like to wish him and his wife good luck. Good luck!

REPORT ON ABSENT OFFICIALS

Motion made by Councilwoman Lime seconded by Councilman Napoli to excuse Councilman Casselberry and President of Council Brennan from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Napoli seconded by Councilwoman Lime to adjourn said Meeting at 7:40 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, November 2, 2020.

/s/ Kenneth A. Ramser

KENNETH A. RAMSER
CLERK OF COUNCIL

/s/ Roy J. Jech

ROY J. JECH
PRESIDENT OF COUNCIL PRO TEM

smk

