

**JANUARY 7, 2013
REGULAR PARMA CITY COUNCIL MEETING MINUTES
PARMA CITY COUNCIL CHAMBERS**

The Regular Council Meeting was called to order by Majority Leader Brian Day presiding:

COUNCIL MEMBERS PRESENT:

SCOTT M. TUMA
BRIAN BROCHETTI
MARK CASSELBERRY
BRIAN DAY
ALLAN DIVIS
MARY GALINAS
DEBORAH LIME
LARRY NAPOLI

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: Acting Mayor Sean Brennan, Assistant Law Director Tim Miller, Auditor Dennis M. Kish, Treasurer Thomas Mastroianni, Service Director Brian Higgins, Safety Director Gregory Baeppler, Recreation Commissioner Mickey Vittardi, Senior Citizen Director Jo Ann Mason, Building Commissioner/City Engineer Paul Deichmann, Assistant Building Commissioner Don Graves, Community Development Director Erik Tollerup, Communications and Community Relations Director Jeannie Roberts, Director of Public Housing Lev Kulchysky, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

LEGISLATIVE COMMENT

Mr. Day – Asked if anyone from the public would like to comment on any legislation that Council will be taking final action on tonight. No one wished to comment.

DISPOSAL OF THE JOURNAL

Mr. Day – Stated, we have the Minutes from the December 27, 2012, Special Council Meeting. 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

Variance Extension Request

Motion made by Planning Committee Chairman Brian Brochetti, seconded by Councilwoman Galinas to extend the use variance granted by Council on August 6, 2012, for PetSmart for the property located at 6870 Ridge Road for another six months. The extension of the variance for the first time will make the use variance expire on August 6, 2013. Motion carried.

First Reading:

ORDINANCE NO. 2-13 1/7/13 L-2-13

By: L. Napoli, A. Divis
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY FOR THE REPAIR AND RESURFACING OF SPRAGUE ROAD (CR-67) FROM BROADVIEW ROAD TO STATE ROAD (SR-94) IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Day – Said Ordinance shall be referred to the Finance Committee.

ORDINANCE NO. 4-13 1/7/13 L-4-13

By: S.M. Tuma
(By Request – Building Commissioner)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY OR HIS AUTHORIZED REPRESENTATIVE TO ENTER INTO A CONTRACT WITH LEXIS NEXIS FOR THE INVESTIGATIVE PROCESS FOR PROSECUTION OF VIOLATIONS OF THE BUILDING CODE AND DECLARING AN EMERGENCY

Mr. Day – Said Ordinance shall be referred to the Public Safety Committee.

Suspension of the Rules:

Mr. Day – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 1-13, Resolution No. 3-13 and Ordinance No. 5-13 on three different days be dispensed with?

Yes: Tuma, Brochetti, Casselberry, Day, Divis, Galinas, Lime, Napoli.

No: None; motion carried.

Mr. Day – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 1-13, Resolution No. 3-13 and Ordinance No. 5-13 be placed on final passage?

Yes: Tuma, Brochetti, Casselberry, Day, Divis, Galinas, Lime, Napoli.

No: None; motion carried.

RESOLUTION NO. 1-13 1/7/13 L-1-13

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

Galinas – Asked about the item for Huntington in October. Treasurer – Stated that is Huntington's yearly fee.

Motion made by Councilwoman Galinas, seconded by Councilman Napoli to adopt Resolution No. 1-13.

Yes: Tuma, Brochetti, Casselberry, Day, Divis, Galinas, Lime, Napoli.

No: None; Motion carried. Resolution No. 1-13 is adopted.

RESOLUTION NO. 3-13

1/7/13

L-3-13

By: L. Napoli, A. Divis
(By Request – City Engineer/Building Commissioner)

A RESOLUTION TO APPROVE AND ADOPT THE EQUALIZATION BOARD REPORT FOR SANITARY SEWER IMPROVEMENTS FOR SPRAGUE ROAD AND A PORTION OF HOERTZ ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Galinas, seconded by Councilman Napoli to adopt Resolution No. 3-13.
Yes: Tuma, Brochetti, Casselberry, Day, Divis, Galinas, Lime, Napoli.
No: None; Motion carried. Resolution No. 3-13 is adopted.

ORDINANCE NO. 5-13

1/7/13

L-5-13

By: S.M. Tuma
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A FIRST AMENDMENT TO TRANSFER STATION OPERATING LEASE WITH BROWNING-FERRIS INDUSTRIES OF OHIO, INC., AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas to amend Ordinance No. 5-13 by changing Exhibit A to reflect 2013 rather than 2012 in its entirety. Motion carried.

Lime – Asked how much the city will be charged per household. Service Director answered that in the first two years of the contract it will be \$2.00 per household and the third year will be \$2.05 per household.

Motion made by Councilwoman Galinas, seconded by Councilman Napoli to adopt Ordinance No. 5-13 as amended.
Yes: Tuma, Brochetti, Casselberry, Day, Divis, Galinas, Lime, Napoli.
No: None; Motion carried. Ordinance No. 5-13 is adopted as amended.

PUBLIC SESSION

Mr. Frank Arcone, 5810 Belmere – Asked about the trash containers being given to residents by Republic Services.

Roy Jech, 2325 Keystone Road – Happy New Year everybody. I miss you already. I didn't really get a chance to tell everybody. I won't keep everybody long, but I didn't get the chance to tell everybody what was going on prior to the end of the year, prior to the announcement that I resigned temporarily I hope. Due to the change in the legislation for the pension for PERS and my concerns for my family, it all came down to the last minute and I really wasn't able to determine what I was doing until the final second, but for my future, my family, me with five stints in me, I want to make sure my wife is taken care of in the future. So, that is pretty much my reason, and I am going to be 61 years old and I would like to maybe hang up the pipe wrenches too. By doing this, it helps but not because I don't like being on Council serving, because I do want to continue to do that and I will run again in the Primary. I understand that there are already moves to try to fill my spot by people that I thought were my friends for a long time. But, it's funny this business. Anyhow, I also will when I take over or if I win and get back on again, I want to donate \$5,000.00 in my salary back to the City or to whoever, either for charity reasons or for to maybe get a tree program going like we used to have and possibly West Creek or Mrs. Cullins could get a grant or the City could match it something, but I am willing to donate \$5,000.00 of that money back to a program such as that or maybe something else as far as a good charity goes. I want to do the job. I enjoyed being

on Council. I still want to address and be able to help with the Vet Discount Program, the project as far as that goes and Veterans Memorial I would like to open that up again, more bricks for all the fellows that have been in the past couple of conflicts. We still have a lot of veterans that probably would like to get a brick or some kind of memory made up there. I would like to see the golf course improved. Make sure Parmatown sticks close to the unions in the future projects. I would like to see our recreation facilities throughout the City updated and upgraded so that they are handicapped accessible. Not only a golf cart for maybe the golf course, but throughout the whole City I think a lot of our recreation facilities are not handicapped accessible, and I think that is something this Council ought to look into. That's pretty much the reason I want to stick around. There are people that are trying to make a move against me. I know they work for a law firm with our Mayor and I am totally surprised at what's happening. They rent a house in my Ward and if I do win, I will stay on Council until I die because he will never get back in. He'll never be Ward 9 Council. A single lawyer. Nothing against lawyers, but I have had a pleasure to serve with many of you. But I hope to be back, and that's the whole scoop. So, everyone knows the whole story. It has been a pleasure serving with you guys and I hope I can join you again. Thank you.

MISCELLANEOUS BUSINESS

Mr. Brennan – Thanked Roy for the conservation they had this past weekend. He is glad he is doing it the right way. He took the high road. Happy New Year and those that are Orthodox Christians, Merry Christmas.

Safety Director Baeppler – No comment.

Service Director Higgins – Stated that residents will be provided two containers; one for trash and one for recyclables. Everyone will be receiving program information and rules in the mail shortly. It is the same system that is being used for 15 communities in the area.

Auditor Kish – Congratulations, Roy.

Treasurer Mastroianni – No comment.

Councilman Tuma – Thanked Mr. Jech for his years of service. Your straightforwardness with us is commendable.

Councilman Brochetti – Thanked Mr. Jech for coming before council. Happy New Year.

Councilman Casselberry– It is strange seeing him out there instead of beside him. Mentioned the highlights of the Christmas lighting and that Ward 2 had two of the top contenders.

Councilwoman Divis – Thanked Mr. Jech for his years of service.

Councilwoman Galinas – Happy New Year. Thanked Mr. Jech for his honesty. The Safety Fair will be at the end of April.

Councilwoman Lime – Happy New Year. Happy Birthday, Jeannie.

Councilman Napoli – Happy Birthday, Jeannie. He is looking forward to 2014 when Roy comes back to sit besides him.

Councilman Day – Wished Roy good luck. Stated that Mr. Jackson in Cleveland did it the wrong way, and feels Roy is doing it the correct way.

REPORT ON ABSENT MEMBERS

Motion made by Councilman Napoli, seconded by Councilman Casselberry to excuse Mayor Tim DeGeeter. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Galinas, seconded by Councilman Napoli, to adjourn said Regular Council Meeting. 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 from the Regular Council Meeting held on Monday, January 7, 2013.

KENNETH A. RAMSER
CLERK OF COUNCIL

BRIAN DAY
MAJORITY LEADER OF COUNCIL

Meeting adjourned at 7:25 p.m.
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Minutes completed on January 8, 2013