

MARCH 20, 2017
MINUTES OF REGULAR COUNCIL MEETING
PARMA CITY HALL COUNCIL CHAMBERS
7:05 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
 BRIAN BROCHETTI
 MARK CASSELBERRY
 JEFFREY CROSSMAN
 VITO DIPIERRO
 ALLAN DIVIS

COUNCIL MEMBERS EXCUSED: DENNIS M. KISH
 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: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Treasurer Thomas Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Chief of Staff Michael Culp, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

VOICE VOTE:

RESOLUTION NO. 64-17 3/20/17 L-64-17
BY: **V. DIPIERRO**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN,
A. DIVIS, D. M. KISH, D. LIME, L. NAPOLI, K. L. SABAN

A RESOLUTION HONORING JIMMY BROWN, JR. 2016-2017
COACH OF THE YEAR - YOUTH BASKETBALL

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 64-17. Motion carried.

Jimmy Brown, Jr. and his Youth Basketball team came forward and accepted the Resolution, Proclamation, and certificates from the Treasurer, Auditor and Law Director.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan - Stated that you have before you the Minutes of the Regular Council Meeting Minutes of March 6, 2017, and the Special Council Meeting of March 13, 2017. Asked if there were any additions or corrections to the minutes? Stated, hearing none, the minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

The following Annual Report was noted by the Clerk of Council:

- Police Department 2016 Annual Report

Mr. Ramser stated a copy will be available in the Council Office for any one who wants to review it.

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- 11820 Johnson Drive Correspondence regarding Nuisance was noted as received by the Clerk of Council.
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Proposals to vary were read by the Clerk of Council as follows:

Two variances were denied by the Parma Board of Zoning Appeals for the applicant James Wise (HW Property Group- Holton Wise) PPN 443-29-036 (Zoned Retail Business) and PPN 443-29-118 (Zoned Single-Family B-1).

The first request was for a "Use variance" of PCO 1153.02 - Single Family House District. The request is to use single-family use property for a storage facility which is only permitted in Commercial Manufacturing "B". This property is located at 5296 State Road.

The second request was a "Use variance" of PCO 1170.03(H)(3) - Commercial/Office Districts - Schedule of Permitted Buildings and Uses. The request is to use property in Retail Business District for a storage facility establishment which is permitted only in Commercial Manufacturing "B" Zoning District.

Mr. Brennan referred this to the Planning Committee of Council.

A "Use" variance of PCO 1153.02 - Single Family House Districts - Principal Uses and Buildings was granted by the Parma Board of Zoning Appeals for the applicant James E. Vorndra, 7584 Ryan Rd., Medina, Ohio, for the property at 5002 Yorkshire Road, PPN 447-07-143. The proposal is to rebuild a current legal non-conforming two-family structure in a Single-Family District should the dwelling have a catastrophic loss in the future. They suggested to take the letter from Council approving this variance to the County Recorder Office and have letter recorded with the deed so if the house is sold, the new owner will not have to go through this process again.

Mr. Brennan referred this to the Planning Committee of Council.

CITY COUNCIL RECESSED THIS MEETING IN ORDER TO GO BACK TO THE SPECIAL PLANNING COMMITTEE MEETING AT 7:20 PM.
THE PLANNING COMMITTEE MEETING WAS ADJOURNED AT 7:37 PM AND COUNCIL IMMEDIATELY WENT BACK INTO THIS REGULAR COUNCIL MEETING.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

FIRST READING:

ORDINANCE NO. 52-17 3/20/17 L-52-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2017-2018 CWD BACKFILL PAVEMENT REPAIR PROGRAM, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 53-17 3/20/17 L-53-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE CITY OF PARMA HEIGHTS AND THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF CONCRETE, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 54-17 3/20/17 L-54-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR ASPHALT PLANING, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 55-17 3/20/17 L-55-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE CITY OF PARMA HEIGHTS AND THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF ASPHALT CONCRETE, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 56-17 3/20/17 L-56-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF TACK COAT AND PRIME COAT, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 57-17 3/20/17 L-57-17

BY: B. Brochetti
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2017 PAVEMENT MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 58-17 3/20/17 L-58-17

BY: K. Saban
(By Request - City Engineer)

AN ORDINANCE TO AMEND SUBSECTION (b) OF SECTION 351.12 "PARKING ON PRIVATE OR PUBLIC PROPERTY", SUBSECTION (b)(2) OF SECTION 351.14 "PARKING OF RECREATIONAL VEHICLES", SUBSECTION (b) OF SECTION 660.31 "VEHICLES" AND SUBSECTION (b) OF SECTION 1707.15 "VEHICLES" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Planning Committee.

ORDINANCE NO. 59-17 3/20/17 L-59-17

BY: K. Saban
(By Request - City Engineer)

AN ORDINANCE TO AMEND SUBSECTION (c)(2)(B) OF SECTION 1153.03 "ACCESSORY USES AND BUILDINGS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Planning Committee and Planning Commission.

RESOLUTION NO. 60-17 3/20/17 L-60-17

BY: J. Crossman
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 446-25-018, 3400 ALDEN DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 61-17 3/20/17 L-61-17

BY: J. Crossman

AN ORDINANCE TO AMEND SUBSECTION (a)(9) OF SECTION 606.31 "CHRONIC NUISANCE PROBLEMS" OF CHAPTER 606 "GENERAL PROVISIONS; ADMINISTRATION AND ENFORCEMENT" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 63-17 3/20/17 L-63-17

BY: M. Casselberry
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR EQUIPMENT AND GENERAL PAVEMENT SERVICES, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

ORDINANCE NO. 65-17 3/20/17 L-65-17

BY: D. Lime
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A TRAINING SERVICE AGREEMENT AND SALES AGREEMENT TO SELL A 2001 NAVISTAR INTERNATIONAL ROAD RESCUE MODEL AMBULANCE TO CUYAHOGA COMMUNITY COLLEGE DISTRICT, FOR THE CONSIDERATION OF CREDITS FOR FIREFIGHTER TRAINING, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance to be referred to the Finance Committee.

SECOND READING:

RESOLUTION NO. 41-17 3/6/17 L-41-17

BY: J. Crossman
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 447-22-001, 6500 STATE ROAD, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to refer Resolution No. 41-17 back to the Public Safety Committee. Motion carried.

ORDINANCE NO. 43-17 3/6/17 L-43-17

BY: M. Casselberry, V. Dipierro
(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE DEMOLITION OF STRUCTURES LOCATED AT 4909 SNOW ROAD AND 8207 NEWPORT AVENUE IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 43-17 back the Finance Committee. Motion carried.

ORDINANCE NO. 44-17 3/6/17 L-44-17

BY: D. Lime
(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO APPLY FOR, RECEIVE AND ADMINISTER FUNDS IN DEMOLITION ACTIVITIES VIA ROUND SIX (6) OF THE CUYAHOGA COUNTY DEMOLITION PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 44-17 back the Finance Committee. Motion carried.

BY: K. Saban
(By Request - Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO EXTEND THE LEASE AGREEMENT 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, 2017, THROUGH MAY 31, 2019, TO BE UTILIZED BY THE CITY OF PARMA COMMUNITY SERVICES AND ECONOMIC DEVELOPMENT DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 45-17 back the Finance Committee. Motion carried.

BY: B. Brochetti
(By Request - Human Resources Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR GROUP LIFE, ACCIDENTIAL DEATH, AND DISMEMBERMENT INSURANCE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Ordinance No. 46-17 back the Finance Committee. Motion carried.

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 2017 CALENDAR YEAR, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Casselberry to refer Resolution No. 50-17 back to the Finance Committee. Motion carried.

THIRD READING:

BY: B. Brochetti
(By Request - Auditor)

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF PARMA, OHIO, DURING THE PERIOD FROM JANUARY 1, 2017, TO AND INCLUDING DECEMBER 31, 2017, AND DECLARING AN EMERGENCY

Motion by Councilman Brochetti, seconded by Councilman Casselberry to amend Ordinance No. 198-16 by attaching Exhibit "A". Rule 52 was waived. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt amended Ordinance No. 198-16.

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No : None; Amended Ordinance No. 198-16 is adopted.

RESOLUTION NO. 6-17 1/17/17 L-6-17

BY: B. Brochetti
(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 Brochetti, seconded by Councilman Casselberry to hold Resolution No. 6-17 on Third Reading. Motion carried.

ORDINANCE NO. 42-17 3/6/17 L-42-17

BY: A. Divis
(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LICENSE AGREEMENT WITH CUYAHOGA COUNTY COUNCILMAN SCOTT TUMA FOR OFFICE SPACE LOCATED AT 7335 RIDGE ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Ordinance No. 42-17.

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No: None; Ordinance 42-17 is adopted.

RESOLUTION NO. 47-17 3/6/17 L-47-17

BY: B. Brochetti
(By Request - Auditor)

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

Motion by Councilman Brochetti, seconded by Councilman Casselberry to amend Resolution No. 47-17 by attaching Exhibit "A". Rule 52 was waived. Motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt amended Resolution No. 47-17.

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No : None; Amended Resolution No. 47-17 is adopted.

ORDINANCE NO. 51-17 3/6/17 L-51-17

BY: V. Dipierro
(By Request - Mayor)

AN ORDINANCE TO EXTEND THE MORATORIUM FOR AN ADDITIONAL THIRTY (30) DAYS TO ESTABLISH STANDARDS, PROCEDURES, LICENSURE AND RULES REGARDING THE CULTIVATION, PROCESSING, AND DISPENSING OF MEDICAL MARIJUANA WITHIN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Crossman to Table Ordinance No. 51-17. Motion carried.

Motion made by Councilman Crossman, seconded by Casselberry to Reconsider Tabled Ordinance No. 51-17. Motion failed. Ordinance No. 51-17 is Tabled.

SUSPENSION OF THE RULES:

RESOLUTION NO. 62-17

3/20/17

L-62-17

BY: M. Casselberry

(By Request - Service Director)

A RESOLUTION AUTHORIZING THE AUDITOR TO ACCEPT THE DONATION OF CURRENT SICK LEAVE ACCUMULATION INTO THE SICK LEAVE ACCOUNT OF DAVID JAMES IN ORDER TO CONTINUE HIS PAYROLL WHILE HE IS OFF WORK DUE TO AN ILLNESS, AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 62-17 on three different days be dispensed with?

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 62-17 be placed on final passage?

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No: None; motion carried.

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adopt Resolution No. 62-17.

Yes: Lime, Saban, Brochetti, Casselberry, Crossman, Dipierro, Divis.

No: None; Resolution No. 62-17 is adopted.

APPOINTMENTS AND CONFIRMATIONS

Mr. Brennen - Asked if there were any appointments or confirmations.

Mayor - Not at this time.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Mayor - Commented on the smooth transition.

Safety Director - Nothing at this time.

Service Director - Nothing at this time.

Treasurer - Nothing at this time.

Auditor - Nothing at this time.

Councilwoman Lime - Glad to have the budget finished. Thanked all the directors/department heads for their cooperation. Stated that we need new technology. May 7th is Polish Constitution Day in Parma. Thanked everyone for the Paczki Resolution. Mentioned that Colozza's was out of paczki's by 11 and Rudy's shortly after.

Councilwoman Saban - Metropark District Meeting on April 6 to discuss the Quarry District Project at the library at 6 PM.

Councilman Brochetti - Announced his Ward Meeting on April 5th at 7PM at Post 703.

Councilman Casselberry - Thanked the Chief of Staff and the Mayor.

Councilman Crossman - Announced the free legal event he is having with the Law Department.

Councilman Dipierro - Announced a meeting at City Hall with Ward 1, Ward 2, and Ward 5 on April 25th with a open house afterwards.

Councilman Divis - Confirmed along with Councilman Dipierro that there will be a meeting coming for several Wards.

REPORT ON ABSENT OFFICIALS

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to excuse Councilman Napoli and Councilman Kish. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Lime, seconded by Councilman Casselberry to adjourn meeting at 8:04 PM. 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, March 20, 2017.

 /s/ KENNETH A. RAMSER

KENNETH A. RAMSER
CLERK OF COUNCIL

 /s/ SEAN P. BRENNAN

SEAN P. BRENNAN
PRESIDENT OF COUNCIL

completed on 4/4/17 lc