## MARCH 6, 2017 MINUTES OF REGULAR COUNCIL MEETING PARMA COUNCIL CHAMBERS 7:10 P.M.

The Regular Council Meeting was called to order by President of Council Sean P. Brennan presiding.

COUNCIL MEMEBERS PRESENT: VITO DIPIERRO

DENNIS M. KISH KRISTIN L. SABAN BRIAN BROCHETTI MARK CASSELBERRY JEFFREY CROSSMAN

COUNCIL MEMBERS EXCUSED: ALLAN DIVIS

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: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner/City Engineer Paul Deichmann, Recreation Commissioner Mickey Vittardi, Director of Human Resources Renee Guy, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Economic Development Office/Grant Writer Shelley Cullins, and Clerk of Council Kenneth A. Ramser.

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## **INVOCATION**

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

## PLEDGE OF ALLEGIANCE

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### **VOICE VOTE:**

RESOLUTION NO. 33-17

3/6/17

L-33-17

BY: B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS, D. M. KISH, D. LIME, L. NAPOLI, K. L. SABAN

A RESOLUITON HONORING SCOTT SLACK CITIZEN OF THE MONTH - FEBRUARY, 2017

Motion Made by Councilman Casselberry seconded by Councilman Brochetti to adopt Resolution No. 33-17. Motion carried.

Councilman Brochetti - Presented the Resolution, as well as certificates from the Law Director, Auditor and Treasurer to Scott Slack.

Mayor DeGeeter - Presented a Proclamation to Scott Slack.

RESOLUTION NO. 40-17

3/6/17

L-40-17

BY: **J. CROSSMAN,** B. BROCHETTI, M. CASSEBERRY, V. DIPIERRO, A. DIVIS, D. M. KISH D. LIME, L. NAPOLI, K. L. SABAN

A RESOLUTION HONORING CHARM THAI RESTAURANT BUSINESS OF THE MONTH - FEBRUARY, 2017

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Resolution No. 40-17. Motion carried.

Councilman Crossman - Presented the Resolution, as well as certificates from the Law Director, Auditor and Treasurer to Charm Thai.

Mayor DeGeeter - Presented a Proclamation to Charm Thai.

AMENDMENT TO THE CALENDAR

Motion made by Councilman Casselberry seconded by Councilman Dipierro to amend the Calendar by changing all legislation previously listed as "Suspension of the Rules" to be on First Reading. All legislation previously listed as "Second Reading Suspension" will be on Second Reading. Motion carried.

LEGISLATIVE COMMENT

No one wished to speak.

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### **DISPOSAL OF JOURNAL**

Mr. Brennan - Stated you have before you the Minutes from the Regular Council Meeting of February 21, 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 Annual Report for Community Development was noted by Clerk of Council.

Mr. Ramser - Stated that a copy will be available in the Council Office for any one who wants to review.

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Notice from the Ohio Division of Liquor Control for a new C2 Permit to Target Corporation, dba Target Store T 0792, 6850 Ridge Road, Parma, Ohio 44129. Mailed on March 1, 2017. Responses must be postmarked no later than April 3, 2017.

Mr. Brennan - Stated a copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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### INTRODUCTION OF ORDINANCES AND RESOLUTIONS:

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# FIRST 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**

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

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

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

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

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

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 DEMOLITION PROGRAM, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 45-17

3/6/17

L-45-17

K. SABAN BY:

(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**

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

ORDINANCE NO. 46-17

3/6/17 L-46-17

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, ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 47-17

3/6/17 L-47-17

BY: B. BROCHETTI

(By Request - Auditor)

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

Mr. Brennan - Said Resolution will be referred to the Finance Committee.

ORDINANCE NO. 48-17

3/6/17 L-48-17

BY: D. LIME

(By Request - City Engineer)

AN ORDINANCE TO AMEND SECTION 660.17 "ELECTRIC FENCES", SECTION 660.175 "BARBED WIRE FENCES" OF CHAPTER 660 "SAFETY, SANITATION AND HEALTH", AND SECTION 1529.23 "FENCES, HEDGES AND TRELLISES" OF CHAPTER 15 "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 49-17

3/6/17 L-49-17

D. LIME BY:

(By Request - City Engineer)

AN ORDINANCE TO ENACT SECTION 1529.231 ENTITLED "ELECTRIFIED FENCES" AND AMEND SECTION 185.04 (e)(2) AND (e)(3) "FEES OF THE DIRECTOR OF PUBLIC SAFETY" TO ENACT A NEW FEE FOR ELECTRIFIED FENCES OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 50-17

3/6/17

L-50-17

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 OF SURPLUS ITEMS IN THE 2017 CALENDAR YEAR, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Resolution will be referred to the Finance Committee.

ORDINANCE NO. 51-17

3/6/17

L-51-17

BY: V. DIPIERRO

(By Request - Mayor)

AN ORDINANCE TO EXTEND THE MORATORIUM FOR A 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

Mr. Brennan - Said Ordinance will be referred to the Governmental Operations Committee.

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## **SECOND READING:**

ORDINANCE NO. 34-17 2/21/17 L-34-17

BY: B. BROCHETTI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORSD) THROUGH THE COMMUNITY COST-SHARE PROGRAM FOR THE LEASE/PURCHASE OF EQUIPMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to refer Ordinance No. 34-17 back to the Public Service Committee. Motion carried.

ORDINANCE NO. 38-17

2/21/17 L-38-17

BY: B. BROCHETTI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR ONE (1) 2017 GLOBAL ENVIRONMENTAL PRODUCTS FOUR-WHEEL HIGH SPEED MECHANICAL BROOM SWEEPER, UNDER THE STATE OF OHIO PROCUREMENT PRICING FOR THE PARMA SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 38-17 back to the Finance Committee. Motion carried

ORDINANCE NO. 39-17 2/21/17

L-39-17

BY: B. BROCHETTI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR ONE (1) 2017 INTERNATIONAL SERIES 7600 TANDEM AXLE CHASSIS WITH 2017 GAPVAX COMBINATION JET/VACUUM MACHINE, UNDER THE STATE OF OHIO PROCUREMENT PRICING FOR THE PARMA SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 39-17 back to the Finance Committee. Motion carried.

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Councilman Crossman - Asked for an explanation regarding the expiration of the moratorium on Medical Marijuana?

Law Director Dobeck - Stated that the moratorium will expire March 6, 2017. Also that there were not seven Council members present to pass a thirty day extension of the moratorium under Suspension.

Councilman Crossman - Asked, since there is no licenses being issued at this time there is no reason for concern?

Law Directed Dobeck - Stated that Councilman Crossman is correct. Also that there has to be State licensing. It would behoove Council to pass this Ordinance at the next meeting so they can begin to work on the regulations.

Councilman Crossman - Stated that he wanted the public to know that there has been discussion regarding this issue.

Mayor DeGeeter - Stated that they are in the exploratory stage. Also, that they are looking at the Industrial area of the City.

### THIRD READING:

RESOLUTION NO. 21-17

2/6/17

L-21-17

BY: B. BROCHETTI, A. DIVIS (By Request - City Engineer)

> A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL FUND AGREEMENT WITH THE OHIO ENVIROMENTAL PROTECTION AGENCY AND THE OHIO WATER DEVELOPMENT AUTHORITY FOR THE RIDGE ROAD SANITARY SEWER IMPROVEMENT PROJECT, PHASE 2, BETWEEN STEARNS FARM AND THE NORTH ROYALTON CORPORATION LINE, IN THE CITY OF PARMA, AND **DECLARING AN EMERGENCY**

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Resolution No. 21-17 by filling in the blank in Section 2 with "Ridge Road Water and Sanitary

Fund No. 486." Further moved to waive Rule 52 and place Resolution No. 21-17 on Third Reading as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Resolution No. 21-17 as amended.

Yes: Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

No: None; Resolution No. 21-17 is adopted as amended.

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ORDINANCE NO. 22-17

2/6/17

L-22-17

L-23-17

BY: V. DIPIERRO

(By Request - Community Services Economic Development Director)

AN ORDINANCE TO CONVEY CITY-OWNED LAND LOCATED AT 5400 CHEVROLET BOULEVARD IN THE CITY OF PARMA, CONSISTING OF PERMANENT PARCEL NUMBER 441-24-004, TO THE PARMA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 22-17.

Yes: Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

No: None; Ordinance No. 22-17 is adopted.

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RESOLUTION NO. 23-17 2/6/17

BY: B. BROCHETTI

(By Request - City Engineer)

A RESOLUTION DECLARING THE NECESSITY AND INTENT OF THE CITY OF PARMA TO APPROPRIATE SANITARY SEWER EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBER 455-25-017, LOCATED AT 7530 RIDGE ROAD, AND PERMANENT PARCEL NUMBER 455-35-021 LOCATED AT 7820 RIDGE ROAD, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Resolution No. 23-17.

Yes: Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

No: None; Resolution No. 23-17 is adopted.

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ORDINANCE NO. 27-17 2/6/17 L-27-17

BY: B. BROCHETTI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SOFT DRINK VENDING MACHINES AND CONCESSION SALES, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 27-17 by filling in the blank in Section 1 line 2 with "Cleveland Coca-Cola, Inc."

and in line 3 with "48". Also replace in line three and four "pricing attached hereto as Exhibit A" with "price not to exceed \$42,500.00. Further moved to waive Rule 52 and place Ordinance No. 27-17 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 27-17 as amended.

Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

None; Ordinance No. 27-17 is adopted as amended. No:

ORDINANCE NO. 28-17

2/6/17 L-28-17

BY: B. BROCHETTI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR ONE (1) 2017 2500 HD CREW CAB TWO (2) WHEEL DRIVE PICK-UP TRUCK, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 28-17 by filling in the blank in Section 1 line 2 with "Axelrod Buick GMC" and in line 4 with "\$30,418.50". Further moved to waive Rule 52 and place Ordinance No 28-17 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 28-17 as amended.

Yes: Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

None; Ordinance No. 28-17 is adopted as amended. No:

ORDINANCE NO. 31-17

2/6/17

L-31-17

BY: B. BROCHETTI

(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL DESIGN SERVICES FOR RIDGE ROAD RESURFACING FROM PLEASANT VALLEY ROAD TO THE SOUTH CORPORATION LIMIT, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 31-17.

Yes: Dipierro, Kish, Saban, Brochetti, Casselberry, Crossman.

None: Ordinance No. 31-17 is adopted. No:

### **APPOINTMENTS AND CONFIRMATIONS**

Mr. Brennan - Asked if there were any appointments or confirmations? Mayor DeGeeter - Stated not at this time.

### **PUBLIC SESSION**

Wayne Metzger, 6118 Westminster Dr. - Stated that he is the advocacy director for the organization called The Alive Inside Foundation that contacts young people with elders that have dementia and Alzheimer with music. Also that there is an event on March 19, 2017, called the World Rocks Against Dementia Event. There will be one held in Cleveland at Brothers Lounge starting at 5:30p.m. tickets are \$10 in advance and \$15 at the door. Stated he hoped to see Council there.

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Ken Elhert - Stated that he would like to see an event for the Korean War veterans similar to last years event for the WWII veterans. Also, that there needs to be a meeting of the minds. Stated that Barry Axelrod offered \$500.00 for the honoring of the Korean War veterans.

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### **MISCELLANEOUS BUSINESS:**

Mayor DeGeeter - Addressed Mr. Ehlert, that he is looking forward to honoring the Korean War veterans. He planned on having the event in September and thanked Mr. Eller for his involvement. Thanked Axelrod for their bid on the pick-up truck, that the City tried to use Parma businesses when possible.

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Safety Director Weinreich - Stated that Ordinance No. 48-17 and 49-17 will be discussed at a future Committee meeting. They have to deal with Homeland Security pertaining to small businesses.

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Service Director Higgins - No comment.

Auditor Day - No comment.

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Law Director Dobeck - No comment.

Treasurer Mastroianni - Addressed Mr. Ehlert that he had sent a letter to the Mayor's of Seven Hills and Parma Heights and they are interested in joining the event for the Korean veterans. Also, that the UAW is willing to let the event be held at the UAW Hall.

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Motion made by Councilman Dipierro seconded by Councilman Crossman to forgo the Round Robin. Motion carried.

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### **REPORT ON ABSENT OFFICIALS**

Motion made by Councilman Crossman seconded by Councilman Dipierro to excuse Councilwoman Lime, Councilman Divis and Councilman Napoli. Motion carried.

#### **ADJOURNMENT**

Motion made by Councilman Crossman seconded by Councilman Casselberry to adjourn meeting at 7:50 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 6, 2017.

Kenneth A. RamserSean P. BrennanKENNETH A. RAMSERSEAN P. BRENNANCLERK OF COUNCILPRESIDENT OF COUNCIL