

MINUTES
APRIL 19, 2021
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:31 P.M.

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

COUNCIL MEMBERS PRESENT: KRISTIN L. SABAN
 KAMMY SHUMAN
 MARK CASSELBERRY
 VITO DIPIERRO
 ALLAN DIVIS
 ROY J. JECH
 LINDA A. KOHAR
 DEBORAH LIME
 LARRY NAPOLI

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, Recreation Commissioner Mickey Vittardi, Director of Human Resources Renee Guy, 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. Brennan – Stated, you have before you the Minutes from the Special Council Meeting held on April 12, 2021. Asked if there were any additions or corrections to the Minutes? Stated, hearing none, the Minutes will stand as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Motion made by Councilman Divis seconded by Councilman Casselberry to grant the variance for Dann R. Stapp for the property at 5670 State Road. Motion carried.

Motion made by Councilman Divis seconded by Councilman Casselberry to grant the variance for Cleveland Auto Mall for the property at 3445 Brookpark Road. Motion carried.

Motion made by Councilman Divis seconded by Councilman Casselberry to deny the variance for Deanne & Brent Turns for the property at 1658 Mason Drive. Motion carried.

2020 NOPEC Annual Report. Copy is on file in the Council Office.

Request for New C1 & C2 Liquor Permit to Discount Drug Mart Inc., 6121 State Road, Parma, Ohio, 44134. Mailed on April 12, 2021. Responses must be postmarked no later than May 13, 2021.

Mr. Brennan – Said liquor permit was referred to Council and Safety Director.

SECOND READING:

RESOLUTION NO. 1-21 4/12/21
BY: K. L. SABAN (Spec. Mtg.)
(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 Councilwoman Saban seconded by Councilman Casselberry to refer Resolution No. 1-21 back to the Finance Committee. Motion carried.

ORDINANCE NO. 2-21 4/12/21
BY: K. L. SABAN (Spec. Mtg.)
(By Request – Law Director)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN PUBLIC STREETS, ROADS, BOULEVARDS AND PLACES IN THE CITY OF PARMA, OHIO, BY PROVIDING STREET LIGHTING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 2-21 back to the Finance Committee. Motion carried.

ORDINANCE NO. 62-21 4/12/21
BY: D. LIME (Spec. Mtg.)
(By Request – Safety Director)

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT "A" OF ORDINANCE NO 423-06 TO INCLUDE THE POSITION OF "SPECIAL POLICE OFFICER" WITHIN THE DIVISION OF POLICE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 62-21 back to the Finance Committee. Motion carried.

ORDINANCE NO. 63-21 4/12/21
BY: D. LIME (Spec. Mtg.)
(By Request – Safety Director)

AN ORDINANCE TO ENACT SECTION 143.175 ENTITLED "SPECIAL POLICE UNIT" OF CHAPTER 143 "DIVISION OF POLICE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to refer Ordinance No. 63-21 back to the Governmental Operations Committee. Motion carried.

RESOLUTION NO. 64-21

4/12/21

BY: L. KOHAR, R. J. JECH
(By Request – City Engineer)

(Spec. Mtg.)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF PARMA AND THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS TO SHARE THE DESIGN AND CONSTRUCTION COSTS FOR THE RESURFACING OF WEST RIDGEWOOD DRIVE BETWEEN RIDGE ROAD AND STATE ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Resolution No. 64-21 back to the Finance Committee. Motion carried.

ORDINANCE NO. 65-21

4/12/21

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

(Spec. Mtg.)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH QCI, INC. (CT CONSULTANTS AS A SUBCONTRACTOR) FOR THE DESIGN OF PLANS FOR THE NEW WATER MAIN TO BE INSTALLED ON BROOKVIEW BOULEVARD FROM STATE ROAD TO BROADVIEW ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 65-21 back to the Finance Committee. Motion carried.

THIRD READING:

ORDINANCE NO. 11-21

2/1/21

BY: D. LIME

AN ORDINANCE TO AMEND THE TRAFFIC CODE OF THE CITY TO CONFORM TO CURRENT STATE LAW, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 11-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 11-21 is adopted.

ORDINANCE NO. 12-21

2/1/21

BY: D. LIME

AN ORDINANCE TO AMEND THE GENERAL OFFENSES CODE OF THE CITY TO CONFORM TO CURRENT STATE LAW, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 12-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 12-21 is adopted.

BY: R. J. JECH

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONET CODES OF THE CODIFIED ORDINANCES; TO APPROVE, ADOPT AND ENACT NEW MATTER IN THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND TO DECLARE AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 13-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 13-21 is adopted.

BY: **K. L. SABAN**, D. LIME, L. NAPOLI, M. CASSELBERRY, A. DIVIS
(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 ASPHALT CONCRETE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 25-21 as follows: In Section 1 line 2 the blank shall read Allied Corporation and the blank in line 3 shall read \$1,036,000.00. Further moved to waive Rule 52 and place Ordinance No. 25-21 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 25-21 as amended.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 25-21 is adopted as amended.

BY: **K. L. SABAN**, 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 THE 2022-2023 CWD BACKFILL PAVEMENT REPAIR PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 26-21 as follows: In the heading 2022-2023 shall be replaced with May 21, 2021 through May 20, 2023, also in Section 1 line 2 the blank shall read F. P. Allega Concrete Construction and in line 3 the blank shall read \$557,750.00. Further moved to waive Rule 52 and place Ordinance No. 26-21 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 26-21 as amended.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 26-21 is adopted as amended.

BY: K. L. SABAN
(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 2021 PAVEMENT MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 27-21 as follows: In Section 1 line 2 the blank shall read Crossroads Asphalt Recycling and in line 3 the blank shall read \$316,125.00. Further moved to waive Rule 52 and place Ordinance No. 27-21 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 27-21 as amended.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 27-21 is adopted as amended.

BY: K. L. SABAN
(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

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 28-21 as follows: In Section 1 line 2 the blank shall read Crossroads Asphalt Recycling and in line 3 the blank shall read \$208,150.00. Further moved to waive Rule 52 and place Ordinance No. 28-21 on Third Reading for final passage as amended.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No 28-21 as amended.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 28-21 is adopted as amended.

BY: K. L. SABAN
(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

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 29-21 as follows: In Section 1 line 2 the blank shall read Crossroads Asphalt Recycling and in line 3 the blank shall read per the attached. Further moved to waive Rule 52 and place Ordinance No. 29-21 on Third Reading for final passage as amended.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 29-21 as amended.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 29-21 is adopted as amended.

BY: **V. DIPIERRO**, K. L. SABAN, K. SHUMAN, M. CASSELBERRY, A. DIVIS, R. J. JECH, L. A. KOHAR, D. LIME, L. NAPOLI
(By Request – Building Commissioner)

AN ORDINANCE TO AMEND SECTION 1715.03 "MAINTENANCE" IN CHAPTER 1715 "VACANT PROPERTIES" OF PART SEVENTEEN "PROPERTY MAINTENANCE CODE" OF THE PARMA CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 47-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 47-21 is adopted.

BY: **V. DIPIERRO**, K. L. SABAN, K. SHUMAN, M. CASSELBERRY, A. DIVIS, R. J. JECH, L. A. KOHAR, L. NAPOLI
(By Request – Building Commissioner)

AN ORDINANCE TO AMEND SECTION 1707.07 "INTERIOR OF STRUCTURES" IN CHAPTER 1707 "BASIC STANDARDS OF PROPERTY MAINTENANCE" OF PART SEVENTEEN "PROPERTY MAINTENANCE CODE" OF THE PARMA CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 48-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 48-21 is adopted.

BY: **D. LIME**, K. L. SABAN, M. CASSELBERRY, A. DIVIS, R. J. JECH, L. A. KOHAR, L. NAPOLI
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH PENN CARE, INC. FOR THE PURCHASE OF A 2020 TYPE 1 CHEVY K5500HD 4 X 2 DIESEL BRAUN CHIEF XL AMBULANCE UNDER THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM FOR THE PARMA FIRE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 56-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: Ordinance No. 56-21 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 69-21, Resolution No. 70-21, Ordinance No. 71-21 and Ordinance No. 72-21 on three different days be dispensed with?

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 require reference to committee be dispensed with and Ordinance No. 69-21, Resolution No. 70-21, Ordinance No. 71-21 and Ordinance No. 72-21 be placed on final passage?

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; motion carried.

ORDINANCE NO. 69-21 4/19/21
BY: K. L. SABAN, L. NAPOLI
(By Request – Mayor and Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH AMERICAN STRUCTUREPOINT INC., FOR PROFESSIONAL DESIGN SERVICES FOR THE GREEN ACRES DRIVE AREA SANITARY SEWER IMPROVEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 69-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 69-21 is adopted.

RESOLUTION NO. 70-21 4/19/21
BY: K. L. SABAN
(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 Jech seconded by Councilman Casselberry to adopt Resolution No. 70-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Resolution No. 70-21 is adopted.

ORDINANCE NO. 71-21 4/19/21
BY: M. CASSELBERRY
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH DLZ FOR PROFESSIONAL DESIGN SERVICES FOR THE KRUEGER AVENUE AREA SEWER IMPROVEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked if this will be the total and no additional funds will be needed?

Service Director Higgins – Stated that no additional funds will be needed.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt to Ordinance No. 71-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 71-21 is adopted.

BY: K. L. SABAN
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2021 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 72-21.

Yes: Saban, Shuman, Casselberry, Dipierro, Divis, Jech, Kohar, Lime, Napoli.

No: None; Ordinance No. 72-21 is adopted.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – No comment.

Auditor Day – No comment.

Law Director Dobeck – No comment.

Service Director Higgins – No comment.

Safety Director Weinreich – No comment.

Councilwoman Saban – Wished Dean Toth a Happy Retirement and thanked him for his years with the Service Department.

Motion made by Councilman Napoli seconded by Councilman Dipierro to suspend round robin. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adjourn said meeting at 8:00 p.m. Motion carried.

CERTIFICATION

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, do hereby certify this to be a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, April 19, 2021.

/s/ Kenneth A. Ramser
Kenneth A. Ramser
Clerk of Council

/s/ Sean P. Brennan
Sean P. Brennan
President of Council