

**MINUTES  
APRIL 3, 2023  
REGULAR COUNCIL MEETING  
PARMA COUNCIL CHAMBERS  
6:30 P.M.**

The Regular Council Meeting was called to order by President of Council Vito Dipierro presiding.

COUNCIL MEMBERS PRESENT:

MONICA WILSON  
KELLY ZACHARIAS  
MARK CASSELBERRY  
ALLAN DIVIS  
ROB EUERLE  
LINDA A. KOHAR  
KEVIN C. KUSSMAUL  
DEBORAH LIME  
KAMMY SHUMAN

Ms. Beeble – Mr. Chairman, the Roll of Council has been called, and I find a quorum of Council Members present. The following department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Tony Vannello, Safety Director Bob Coury, Building Commissioner Dan Kulchytsky, City Engineer Has Mukh Patel, Communications and Community Relations Director Carolyn Kovach, Recreation Commissioner Micky Vittardi, Community Development Director Erik Tollerup, Chief of Staff Rich Summers and Chief Deputy Clerk Lisa Beeble.

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**INVOCATION**

The Invocation was given by Chief Deputy Clerk Lisa Beeble.

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**PLEDGE OF ALLEGIANCE**

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**VOICE VOTE:**

RESOLUTION NO. 42-23 4/3/23  
BY: **M. CASSELBERRY, R. EUERLE, A. DIVIS, L.A. KOHAR, K. KUSSMAUL, D. LIME**  
K. SHUMAN, M. WILSON, K. ZACHARIAS

A RESOLUTION HONORING THE PARMA SENIOR HIGH SCHOOL HOCKEY TEAM  
GCHSHL BLUE WEST DIVISION CHAMPIONS

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 42-23. Motion carried.

Councilman Casselberry and Councilman Euerle presented the Resolution and Certificates to the team and their coaches.

Mayor DeGeeter presented a Proclamation.

Coach Guadino passed out commemorative hockey pucks to Council Members.

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Mr. Dipierro – Asked the representative from the VFW Post to please come forward.  
Councilman Casselberry presented the post representatives with a donation from the City of Parma Employee’s Jeans Collection for the month of March, totaling \$627.00.

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**COMMUNICATIONS, PETITIONS AND CLAIMS**

Mr. Euerle – Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Mark Draves, 2361 Dentzler Rd. for a variance of **Section 1189.01 – ERECTION OF BUILDINGS BETWEEN BUILDING LINE AND STREET**

Motion made by Councilman Euerle seconded by Councilwoman Lime to grant the variance as recommended by the Board of Zoning Appeals and Planning Committee of Council. Motion carried.

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Mr. Euerle- Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Krzysztof Klocek, 2820 West Sprague Rd. for an area variance of **Section 1153.03(a) – Single Family House Districts- Accessory Uses and Buildings,** and for a variance of **SECTION 1153.03(b)(2)(3)(5)(6)-SINGLE FAMILY HOUSE DISTRICTS- ACCESSORY USES & BUILDING-REGULATIONS-PARKING AREAS.**

Motion made by Councilman Euerle seconded by Councilman Casselberry to grant the variances as recommended by the Board of Zoning Appeals and Planning Committee of Council. Motion carried.

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**FIRST READING:**

ORDINANCE NO. 63-23 4/3/23  
BY: **L. KOHAR, M. CASSELBERRY, D. LIME,** A. DIVIS  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM THROUGH THE COMMUNITY COST-SHARE PROGRAM IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

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**SECOND READING:**

ORDINANCE NO. 45-23 3/20/23  
BY: **M. CASSELBERRY,** A. DIVIS  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM THROUGH THE COMMUNITY COST-SHARE PROGRAM IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to refer Ordinance No. 45-23 back to the Finance Committee. Motion carried.

BY: **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 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM (1), AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to refer Ordinance No. 46-23 back to the Finance Committee.

BY: **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 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM (3), AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Lime to refer Ordinance No. 55-23 back to the Finance Committee.

**SECOND SUSPENSION:**

Mr. Dipierro – Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 47-23, Ordinance 48-23, Ordinance No. 49-23, Ordinance No. 50-23 and Ordinance No. 56-23 on three different days be dispensed with?

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; motion carried.

BY: **M. CASSELBERRY, A. DIVIS, D. LIME**  
(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 2023-2024 CLEVELAND WATER DEPARTMENT (CWD) BACKFILL PAVEMENT REPAIR PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 47-23 as follows: In Section 1 line 2 the blank shall read F.P. Allega Concrete Construction Co., and on line 3 the blank shall read \$732,550.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 47-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 47-23 is adopted as amended.

BY: **M. CASSELBERRY, A. DIVIS, D. LIME**  
(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 Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 48-23 as follows: In Section 1 line 2 the blank shall read Allied Corporation, and on line 3 the blank shall read \$1,770,750.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 48-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 48-23 is adopted as amended.

BY: **M CASSELBERRY, A. DIVIS, D. LIME**  
(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 2023 PAVEMENT MAINTENANCE PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 49-23 as follows: In Section 1 line 2 the blank shall read Crossroads Asphalt Recycling, Inc., and on line 3 the blank shall read \$365,625.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 49-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 49-23 is adopted as amended.

BY: **M. CASSELBERRY, A. DIVIS, D. LIME**  
(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 Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 50-23 as follows: In Section 1 line 2 the blank shall read Cook Paving, and on line 3 the blank shall read \$639,450.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 50-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 50-23 is adopted as amended.

Councilman Casselberry – Stated that the incorrect memo was read for Ord. No. 50-23.  
Law Director Dobeck – Stated that Ord. No. 50-23 should be reconsidered.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to reconsider Ordinance No. 50-23 to include the correct contractor, and amount. Motion carried.

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 50-23 as follows: In Section 1 line 2 the blank shall read Crossroads Asphalt Recycling, Inc., and on line 3 the blank shall read \$231,550.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt reconsidered Ordinance No. 50-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Reconsidered Ordinance No. 50-23 is adopted as amended.

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ORDINANCE NO. 56-23 3/20/23

BY: **M. CASSELBERRY, A. DIVIS, D. LIME**  
(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 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM (2), AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 56-23 as follows: In Section 1 line 2 the blank shall read Cook Paving, and on line 3 the blank shall read \$639,450.00. Motion carried.

Motion made by Councilman Euerle seconded by Councilman Casselberry to adopt Ordinance No. 56-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 56-23 is adopted as amended.

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**THIRD READING:**

ORDINANCE NO. 23-23 2/6/23

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

AN ORDINANCE TO AMEND ORDINANCE NO. 168-22, BY ACCEPTING A NEW EXHIBIT "A" FOR THE LEASE AGREEMENT BETWEEN THE CITY OF PARMA AND THE SOUTHWEST ENFORCEMENT BUREAU (SEB) FOR LEASE OF CITY LAND FOR PURPOSES OF STORING SEB EMERGENCY VEHICLES AND EQUIPMENT AT 7335 RIDGE ROAD IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Lime to amend Ordinance No. 23-23 by accepting a new Exhibit "A". Further moved to waive Rule 52 and place Ordinance No. 23-23 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 23-23 as amended.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 23-23 is adopted as amended.

BY: **M. CASSELBERRY, A. DIVIS**  
(By Request – Service Director)

AN ORDINANCE TO ACCEPT A DONATION OF PROPERTY LOCATED ON FORESTWOOD DRIVE, PERMANENT PARCEL NUMBER 447-04-073 IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 34-23.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 34-23 is adopted.

**SUSPENSION OF THE RULES:**

Mr. Dipierro – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution 57-23, Resolution No. 60-23, Resolution No. 61-23, and Ordinance No. 62-23 on three different days be dispensed with?

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; motion carried.

Mr. Dipierro – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 57-23, Resolution No. 60-23, Resolution No. 61-23 and Ordinance No. 62-23 be placed on final passage?

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; motion carried.

BY: **A. DIVIS, M. WILSON, M. CASSELBERRY, L.A. KOHAR, K. KUSSMAUL, D. LIME**

A RESOLUTION SUPPORTING APRIL AS "NATIONAL AUTISM ACCEPTANCE MONTH", AND DECLARING AN EMERGENCY

Councilwoman Divis – Stated that one in forty four children are diagnosed with some form of Autism. He also stated that this developmental disability is still misunderstood, and that these individuals face many obstacles including social interactions and basic communication. Councilman Divis added that he is very proud of the Parma school where his wife is an educator for special needs students, he also asked for support for this Resolution.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 57-23.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Resolution No. 57-23 is adopted.

BY: **M. CASSELBERRY, D. LIME, A. DIVIS, M. WILSON, L.A. KOHAR**

A RESOLUTION IN SUPPORT OF THE OHIO MAYORS ALLIANCE TESTIMONY IN OPPOSITION TH OHIO HOUSE BILL 1 REGARDING STATE INCOME TAX CHANGES, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 60-23.

Yes: Shuman, Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime.

No: None; Resolution No. 60-23 is adopted.

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RESOLUTION NO. 61-23

4/3/23

BY: M. CASSELBERRY  
(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 Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 61-23.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Resolution No. 61-23 is adopted.

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ORDINANCE NO. 62-23

4/3/23

BY: **M. CASSELBERRY, A. DIVIS**  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO FILE A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT), AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 62-23.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Ordinance No. 62-23 is adopted.

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**RECONSIDERATION OF LEGISLATION:**

ORDINANCE NO. 44-23

3/20/23

BY: **M. CASSELBERRY, R. EUERLE, K. KUSSMAUL, D. LIME, A. DIVIS**  
(By Request – Service Director)

AN ORDINANCE TO AUTHORIZE THE DISTRIBUTION OF AMERICAN RESCUE PLAN ACT FUNDS TO PAY FOR THE 2022 JEANNE DRIVE RESURFACING PROJECT AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to reconsider Ordinance No. 44-23 to include the BOC. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Reconsidered Ordinance No. 44-23.

Yes: Wilson, Zacharias, Casselberry, Divis, Euerle, Kohar, Kussmaul, Lime, Shuman.

No: None; Reconsidered Ordinance No. 44-23 is adopted.

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**PUBLIC SESSION**

No one wished to speak.

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**MISCELLANEOUS BUSINESS**

Mayor DeGeeter – Wished everyone a Blessed Easter

Safety Director Coury – No comment.

Service Director Vannello – Wished everyone a Happy Easter

Law Director Dobeck – Thanked everyone who was involved in the Water Summit, as well as Kammy Shuman, Allan Divis and Kristin Saban. He stated that it was very well organized and attended by many. He also stated that these kind of events are great for all aspects of how our City is run.

Treasurer Mastroianni – No comment.

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Councilwoman Wilson – No comment.

Councilwoman Zacharias – No comment

Councilman Casselberry – Wished everyone a Happy Easter and Congratulated the Parma High Hockey Team.

Councilman Divis – Stated that the Water Summit was a great family event. Wished to thank the Mayor, Tony Vannello, Hasmukh Patel, and Council Members.

Councilman Euerle – Stated that the Water Summit was a great event, and that he was so happy to attend it with his family.

Councilwoman Kohar – Stated how great the Water Summit was to attend and wished all a Happy Easter.

Councilman Kussmaul – Stated that the Water Summit had a great turn out, and wished everyone a Happy Easter.

Councilwoman Lime - Stated that she thought this year’s Water Summit was the best one so far, and congratulated those that planned it. Reminded everyone that Polish Constitution Day is May 7, with the parade at 2:00, and that Mrs. Saban will be leading with the Council banner.

Councilwoman Shuman – Wished to thank the Council Members that came to the Water Summit to show their support.

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**ADJOURNMENT**

Motion made by Councilwoman Lime seconded by Councilwoman Wilson to adjourn said meeting at 7:57 p.m. Motion carried.

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**CERTIFICATION**

I, Kristin L. Saban, 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, April 3, 2023.

      /s/ Kristin L. Saban        
Kristin L. Saban  
Clerk of Council

      /s/ Vito Dipierro        
Vito Dipierro  
President of Council

