

**MINUTES
NOVEMBER 15, 2021
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:04 P.M.**

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

COUNCIL MEMBERS PRESENT:	ALLAN DIVIS ROY J. JECH LINDA A. KOHAR DEBORAH LIME KRISTIN L. SABAN KAMMY SHUMAN MARK CASSELBERRY VITO DIPIERRO
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COUNCIL MEMBERS EXCUSED:	LARRY NAPOLI
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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 Department Staff Attorney Jennifer Meyer, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Tom Weinreich, City Engineer Hasmukh Patel, 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

VOICE VOTE:

	RESOLUTION NO. 200-21	11/15/21
BY:	A. DIVIS , M. CASSELBERRY, V. DIPIERRO, R.J. JECH, L.A. KOHAR, D. LIME, L. NAPOLI, K.L. SABAN, K. SHUMAN	

A RESOLUTION HONORING KAREN PROKOP – CITIZEN OF THE MONTH,
NOVEMBER 2021

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Resolution No. 200-21. Motion carried. Resolutions and certificates were presented to the recipient.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated, you have before you the Minutes from the November 8, 2021, Regular Council Meeting. 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

Request from the Ohio Division of Liquor Control for a Stock Transfer for a D1, D2, D6 Permit for Vala Holdings DBA Giant Eagle, 1825 Snow Road, Parma, Ohio, 44134. Mailed on October 28, 2021. Responses must be postmarked no later than November 29, 2021.

Mr. Brennan – Said Liquor Permit was referred to Council and Safety Director.

Request from the Ohio Division of Liquor Control for a Transfer of a C1, C2, D6, D8 Permit from S&K Beverage Shop LLC, 6162 Broadview Road, Parma, Ohio, 44134 to Goodluck Grocery Inc DBA S&K Beverage Shop, 6162 Broadview Road, Parma, Ohio, 44134. Mailed on October 29, 2021. Responses must be postmarked no later than November 29, 2021.

Mr. Brennan – Said Liquor Permit was referred to Council and Safety Director.

Request from the Ohio Division of Liquor Control for a Stock Transfer for a C1, C2, D6 Permit for Speedway LLC DBA Speedway #5417, 10301 Brookpark Road, Parma, Ohio, 44130. Mailed on November 9, 2021. Responses must be postmarked no later than December 10, 2021.

Mr. Brennan – Said Liquor Permit was referred to Council and Safety Director.

Request from the Ohio Division of Liquor Control for a Stock Transfer for a C1, C2 Permit for Speedway LLC DBA Speedway #3530, 5810 State Road, Parma, Ohio, 44134. Mailed on November 9, 2021. Responses must be postmarked no later than December 10, 2021.

Mr. Brennan – Said Liquor Permit was referred to Council and Safety Director.

Voice Vote Motion regarding Janssen/Johnson & Johnson Litigation

Councilwoman Lime – Asked Staff Attorney Meyer what are the benefits of this settlement and does the Law Department know what monies will be received?

Staff Attorney Meyer – Stated that specifics are not known yet and will depend on participation amongst the municipalities.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to authorize the Law Director to execute the Participation Agreement for the OneOhio Subdivision Settlement with Janssen/Johnson & Johnson pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed Settlement. Motion carried.

AMENDMENT TO THE CALENDAR

Motion made by Councilman Jech seconded by Councilman Casselberry to amend the Calendar by moving Ordinance No. 206-21, under SUSPENSION OF THE RULES, to FIRST READING. Motion carried.

FIRST READING:

ORDINANCE NO. 202-21

11/15/21

BY: K.L. SABAN, L.A. KOHAR
(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR FURNISHING AND INSTALLATION OF CARPETING OF THE OFFICES AT PARMA MUNICIPAL COURT, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 206-21

11/15/21

BY: L.A. KOHAR
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A GRANT OF PERMANENT STORMWATER EASEMENTS IN CERTAIN PREMISES KNOWN AS PERMANENT PARCEL NUMBER 449-24-029 AND PERMANENT PARCEL NUMBER 449-22-044 FOR THE UPPER RIDGEWOOD BASIN IMPROVEMENT PROJECT WHICH WILL GRANT AN EASEMENT TO THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE INSTALLATION, CONSTRUCTION, OPERATION, MAINTENANCE, AND REPLACEMENT OF STORMWATER FACILITIES AT 7620 W. RIDGEWOOD DRIVE AND KELTONSHIRE ROAD, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 154-21

11/8/21

BY: V. DIPIERRO
(By Request – Building Commissioner)

AN ORDINANCE TO REGULATE THE LOCATION AND MAINTENANCE OF, AS WELL AS SETTING A FEE FOR, PORTABLE TOILETS IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Divis seconded by Councilman Casselberry to amend Ordinance No. 154-21 by accepting Exhibits "A" and "B". Further moved to refer Ordinance No. 154-21 back to the Planning Committee and Planning Commission as amended. Motion carried.

ORDINANCE NO. 190-21

11/8/21

BY: V. DIPIERRO

AN ORDINANCE TO ENACT SECTION 1729.021 "PROHIBITION OF SWIMMING POOLS" WITHIN CHAPTER 1729 "SHORT-TERM RENTALS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to refer Ordinance No. 190-21 back to the Public Safety Committee.

BY: K. L. SABAN
(By Request – Recreation Director)

ORDINANCE NO. 192-21 11/8/21

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT "A" OF ORDINANCE NO. 423-06 TO AMEND THE SEVERAL PART-TIME POSITIONS WITHIN THE DIVISION OF PARKS & RECREATION, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 192-21 back to the Finance Committee.

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

ORDINANCE NO. 193-21 11/8/21

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR A FIRE DEPARTMENT HOSE APPLIANCE FOR THE PARMA FIRE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 193-21 back to the Finance Committee.

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

ORDINANCE NO. 194-21 11/8/21

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR FIRE DEPARTMENT HOSE FOR THE PARMA FIRE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 194-21 back to the Finance Committee.

BY: M. CASSELBERRY
(By Request – City Engineer)

ORDINANCE NO. 196-21 11/8/21

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) AND THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS, UNDER THE MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) FOR THE PARTIAL CONSTRUCTION COST OF THE KRUEGER AVENUE AREA SEWER IMPROVEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 196-21 back to the Finance Committee.

ORDINANCE NO. 197-21

11/8/21

BY: L. NAPOLI
(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) AND THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS, UNDER THE MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) FOR THE PARTIAL CONSTRUCTION COST OF THE GREEN ACRES DRIVE AREA SEWER IMPROVEMENT PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 197-21 back to the Finance Committee.

THIRD READING:

ORDINANCE NO. 167-21

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

AN ORDINANCE TO AMEND SECTIONS 105.02 TO 105.11 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, RELATING TO THE SUBDIVISION OF THE CITY OF PARMA INTO NINE WARDS, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to amend Ordinance No. 167-21 by accepting Exhibit "A". Further moved to waive Rule 52 and place Ordinance No. 167-21 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 167-21 as amended.

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

No: None; Ordinance No. 167-21 is adopted as amended.

ORDINANCE NO. 179-21

10/18/21

BY: K. L. SABAN
(By Request – Human Resources Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR DENTAL INSURANCE COVERAGE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 179-21.

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

No: None; Ordinance No. 179-21 is adopted.

ORDINANCE NO. 180-21

10/18/21

BY: K.L. SABAN
(By Request – Human Resources Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR VISION INSURANCE COVERAGE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 180-21.

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

No: None; Ordinance No. 180-21 is adopted.

ORDINANCE NO. 181-21

10/18/21

BY: K.L. SABAN
(By Request - Human Resources Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR MEDICAL INSURANCE COVERAGE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 181-21.

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

No: None; Ordinance No. 181-21 is adopted.

ORDINANCE NO. 186-21

10/18/21

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

AN ORDINANCE APPROVING THE MEMORANDUM OF AGREEMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (PATROLMEN) RELATIVE TO IMPLEMENTING TWELVE (12) HOUR WORK SCHEDULES, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 186-21 by accepting revised Exhibit "A". Further moved to waive Rule 52 and place Ordinance No. 186-21 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 186-21 as amended.

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

No: None; Ordinance No. 186-21 is adopted as amended.

ORDINANCE NO. 189-21

10/18/21

BY: K.L. SABAN
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A RENEWAL CONTRACT WITH THE LAW FIRM OF ZASHIN & RICH CO., L.P.A. FOR LEGAL SERVICES FOR LABOR NEGOTIATIONS WITH VARIOUS BARGAINING UNITS, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 189-21.

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

No: None; Ordinance No. 189-21 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 201-21, Ordinance No. 203-21, Resolution No. 205-21 and Resolution No. 207-21 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 201-21, Ordinance No. 203-21, Resolution No. 205-21 and Resolution No. 207-21 be placed on final passage?

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

No: None; motion carried.

ORDINANCE NO. 201-21

11/15/21

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

AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROPRIATIONS WITHIN 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. 201-21.

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

No: None; Ordinance No. 201-21 is adopted.

ORDINANCE NO. 203-21

11/15/21

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

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

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Ordinance No. 203-21.

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

No: None; Ordinance No. 203-21 is adopted.

RESOLUTION NO. 205-21

11/15/21

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. 205-21.

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

No: None; Resolution No. 205-21 is adopted.

RESOLUTION NO. 207-21

11/15/21

BY: M. CASSELBERRY, V. DIPIERRO, A. DIVIS, R.J. JECH, L.A. KOHAR, D. LIME, K.L. SABAN, K. SHUMAN

A RESOLUTION SUPPORTING "SMALL BUSINESS SATURDAY" DESIGNATED FOR SATURDAY, NOVEMBER 27, 2021, AND DECLARING AN EMERGENCY

Motion made by Councilman Jech seconded by Councilman Casselberry to adopt Resolution No. 207-21.

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

No: None; Resolution No. 207-21 is adopted.

PUBLIC SESSION

Jeff Minnick at 7627 Key West Drive - Stated that there needs to be more support for cyclists in Parma. Further stated he would like to see bike lanes on some of the Parma roads such as Snow, Ridge, and Ridgewood to West Creek, as well as more bike racks added to the city buildings and shopping areas. Reminded Council to please promote bike safety in their newsletters.

Mr. Brennan – Thanked Mr. Minnick for coming in to bring this to Council's attention.

Councilwoman Kohar – Thanked Mr. Minnick for coming forward with his views and further stated she would love to make this happen.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – Stated that the city does have plans for shared bike lane signage in the future. Further welcomed back Auditor Day.

Service Director Higgins – No comment.

Safety Director Weinreich – No comment.

Auditor Day – Stated he is happy to be back and thanked everyone for all of their thoughts while he was out.

Staff Attorney Meyer – No comment.

Treasurer Mastroianni – No comment.

Motion made by Councilman Divis seconded by Councilman Jech to dispense with the Round Robin. Motion carried.

REPORT ON ABSENT MEMBERS

Motion made by Councilman Jech seconded by Councilman Casselberry to excuse Councilman Napoli from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilman Jech seconded by Councilman Casselberry to adjourn said meeting at 7:41 P.M. 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, November 15, 2021.

/s/Kenneth A. Ramser
KENNETH A. RAMSER
CLERK OF COUNCIL

/s/Sean P. Brennan
SEAN P. BRENNAN
PRESIDENT OF COUNCIL

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