

MINUTES
FEBRUARY 4, 2019
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:45 P.M.

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

COUNCIL MEMBERS PRESENT: VITO DIPIERRO
ALLAN DIVIS
ROY J. JECH
DENNIS M. KISH
DEBORAH LIME
LARRY NAPOLI
KRISTIN L. SABAN
BRIAN BROCHETTI
MARK CASSELBERRY

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, Communications and Community Relations Director Carolyn Kovach, Recreation Commissioner Mickey Vittardi, Director of Human Resources Renee Guy, Chief of Staff Mike Culp, and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

AMENDMENT TO THE CALENDAR

Motion made by Pro Tem Lime seconded by Councilman Casselberry to amend the Calendar by removing Ordinance No. 222-18 from Third Reading. Motion carried.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF THE JOURNAL

Mr. Brennan – Stated you have before you the Minutes from the Regular Council Meeting of January 22, 2019. Asked if there were any additions or corrections to the Minutes? Stated hearing none, these Minutes will stand as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS:

The Parma Law Department 2018 Annual Report will be available in the Council office.

Variance for Helene Toporowych

Councilman Divis – Stated the Planning Committee of Council met on Monday, February 4, 2019, to discuss the Notice of Proposal to Vary for the Applicant Helene Toporowych, 2107 Lorimer Rd., Parma. PPN 445-32-053. The request is for an "USE" Variance of the City of Parma Codified Ordinances of Section 1153.02 – SINGLE FAMILY HOUSE DISTRICTS-PRINCIPAL USES AND BUILDINGS. The proposal is to allow for rebuilding of existing 2-family home at 2107 Lorimer Rd that is in Single-

RESOLUTION NO. 17-19

1/22/19

L-17-19

BY: B. BROCHETTI
(By Request – Service Director)

A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT FROM 2019-2023, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Napoli seconded by Councilman Casselberry to refer Resolution No. 17-19 back to the Environmental Standards Committee. Motion carried.

ORDINANCE NO. 18-19

1/22/19

L-18-19

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

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 18-19 back to the Finance Committee. Motion carried.

ORDINANCE NO. 19-19

1/22/19

L-19-19

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 2019 PAVEMENT MAINTENANCE PROGRAM, AND DELCARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 19-19 back to the Finance Committee. Motion carried.

ORDINANCE NO. 20-19

1/22/19

L-20-19

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

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 20-19 back to the Finance Committee. Motion carried.

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 DELCARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 21-19 back to the Finance Committee. Motion carried.

BY: M. CASSELBERRY
(By Request – Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR REIMBURSEMENT OF EXPENDITURES FOR NEW PLAYGROUND EQUIPMENT AT MICHAEL A. RIES PARK IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 24-19 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 11-19, Resolution No. 16-19 and Ordinance No. 23-19 on three different days be dispensed with?

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; motion carried.

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

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

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 11-19.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; Resolution No. 11-19 is adopted.

BY: B. BROCHETTI
(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 Brochetti seconded by Councilman Casselberry to amend Resolution No. 16-19 by accepting Revised Exhibit A. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 16-19 as amended.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; Resolution No. 16-19 is adopted as amended.

BY: B. BROCHETTI
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2019 TEMPORARY APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 23-19.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; Ordinance No. 23-19 is adopted.

THIRD READING:

BY: B. BROCHETTI
(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH TRIDENT INSURANCE SERVICES, A SUBSIDIARY OF THE ARGONAUT INSURANCE GROUP, THROUGH MCGOWAN GOVERNMENTAL UNDERWRITERS, FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DELCARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 239-18 Section 1 to read as follows: "at a price not to exceed \$112,377.00" further moved to waive Rule 52 and place Ordinance No. 239-18 on Third Reading for passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 239-18 as amended.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; Ordinance No. 239-18 is adopted as amended.

BY: B. BROCHETTI
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH TRIDENT INSURANCE SERVICES, A SUBSIDIARY OF THE ARGONAUT INSURANCE GROUP, THROUGH MCGOWAN GOVERNMENTAL UNDERWRITERS, FOR SPECIAL MULTI-PERIL INSURANCE INCLUDING BUILDINGS, CONTENTS AND BOILERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 240-18 Section 1 to read as follows: "at a price not to exceed \$97,511.00". Further moved to waive Rule 52 and place Ordinance No. 240-18 on Third Reading for passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 240-18 as amended.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry
No: None; Ordinance No. 240-18 is adopted as amended.

BY: B. BROCHETTI
(By Request – Human Resources Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH LAKE BUSINESS PRODUCTS, TO PURCHASE FIVE (5) CANON IMAGE CLASS COPIERS AND THIRTY-ONE (31) CANON IMAGE RUNNER ADVANCE 11 COPIERS FOR THE CITY OF PARMA, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend the Heading of Ordinance No. 5-19 to read as follows: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH LAKE BUSINESS PRODUCTS TO **LEASE/PURCHASE.** and In Section 3 to amend "That the funds for said lease/purchase". Further moved to waive Rule 52 and place Ordinance 5-19 on Third Reading for passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 5-19 as amended.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry
No: None; Ordinance No. 5-19 is adopted as amended.

BY: **D. LIME**, R. J. JECH, L. NAPOLI
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH GANLEY CHEVROLET TO PURCHASE ONE (1) 2019 CHEVROLET TAHOE, UNDER THE STATE OF OHIO PROCUREMENT PRICING, AND DECLARING AN EMERGENCY

BY: B. BROCHETTI, M. CASSELBERRY, V. DIPIERRO,
A. DIVIS, R. J. JECH, D. M. KISH, D. LIME,
L. NAPOLI, K. L. SABAN
(By Request – Mayor and Safety Director)

A RESOLUTION DIRECTING THE CUYAHOGA COUNTY BOARD OF ELECTIONS TO SUBMIT ON THE MAY 7, 2019 BALLOT THE QUESTION "SHALL SECTION 618.09(C) OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, WHICH PROHIBITS, WITHIN THE CITY, THE OWNING, HARBORING, OR KEEPING OF A PIT BULL DOG, DEFINED BY SECTION 618.01(Z) TO INCLUDE THE AMERICAN PIT BULL TERRIER, AS RECOGNIZED BY THE UNITED KENNEL CLUB, AND THE AMERICAN STAFFORDSHIRE TERRIER, THE STAFFORDSHIRE BULL TERRIER AND THE BULL TERRIER, AS RECOGNIZED BY THE AMERICAN KENNEL CLUB, AND ANY MIXED BREED OF DOG WHICH CONTAINS AS AN ELEMENT OF ITS BREEDING ANY OF THE BREEDS DESCRIBED, BE REPEALED?", AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 26-19.

Yes: Dipierro, Divis, Jech, Kish, Lime, Napoli, Saban, Brochetti, Casselberry

No: None; Resolution No. 26-19 is adopted.

APPOINTMENTS AND CONFIRMATIONS

No appointments or confirmations.

PUBLIC SESSION

Mr. Jameson – Spoke on the Variance issue, and Short-Term Rentals.

Parma Resident on North Ave – Discussed Breed Specific Legislation.

Greg from Lakewood – Discussed Breed Specific Legislation.

Carrie from Parma - Discussed Breed Specific Legislation.

Citizen from Lakewood - Discussed Breed Specific Legislation.

Parma citizen Discussed Breed Specific Legislation.

Ben from Parma moving to Lakewood - Discussed Breed Specific Legislation.

Kelly from Parma - Discussed Breed Specific Legislation.

Jeff from Parma – Discussed the current Parma dog law is old. Dogs off leash are dangerous.

Robin - Discussed Breed Specific Legislation.

Mr. Chandler - Discussed Breed Specific Legislation.

Citizen - Discussed Breed Specific Legislation.

Jim Tanner from Strongsville - Discussed Breed Specific Legislation.

MISCELLANEOUS BUSINESS

Mayor Timothy DeGeeter – Budget Hearings on Wednesday.

Safety Director Thomas Weinreich – No comment.

Service Director Brian Higgins – No comment.

Auditor Brian Day – No comment.

Law Director Timothy Dobeck – Thank you on passing of Ordinances 239-18 and 240-18 tonight.

Treasurer Tom Mastroianni – No comment.

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

REPORT ON ABSENT OFFICIALS

None, all present.

ADJOURNMENT

Motion made by Councilman Jech seconded by Councilman Casselberry to adjourn at 8:38 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, February 4, 2019.

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

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

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