

AMENDMENT TO THE CALENDAR

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend the Calendar by removing Ordinance No. 74-22 under Third Reading. Motion carried.

LEGISLATIVE COMMENT:

No one wished to speak.

EXECUTIVE SESSION

Motion made by Councilman Casselberry seconded by Councilman Kussmaul to go into Executive Session regarding the fact finder’s report for Sergeants and Lieutenants Unit.

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

No: None; motion carried.

Council recessed to go into Executive Session at 7:41 P.M.

Council reconvened the Committee Meetings at 7:52 P.M. and reconvened the Council Meeting at 8:17 P.M.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated, you have before you the Minutes from the June 6, 2022, 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

Mr. Divis – Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the Applicant Frank Pepe, 4715 W. Ridgewood Dr. PPN 450-09-037 for an Area variance of Section 1153.03 (b)(1)(A) – Accessory Uses and Buildings – Parking Areas.

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

Mr. Divis – Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the Applicant Jobie & Karen Dotson, 4506 Tamarack Drive. PPN 453-03-036, for an Area variance of Section 1153.03(a) – Single Family House District – Accessory Uses and Buildings.

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

Mr. Divis – Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the Applicant Steve & Evangelia Antonakias, 4395 Forest Hills Drive. PPN 450-11-033, for a Use variance of Section 1153.03(c)(2)(G) – Family House Districts – Accessory Uses & Buildings – Parking of Commercial Vehicles.

Motion made by Councilman Divis seconded by Councilman Casselberry to grant the variance with stipulation as recommended by the Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

Mr. Divis _ Mr. Chairman, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the Applicant Patricia L. Schneider, 7619 Ivandale Dr. PPN 449-13-056, for an Area variance of Section 1153.03(b)(2)(3)(6) – Single Family House Districts – Accessory Uses & Buildings – Regulations – Parking Areas.

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

Mr. Ramser – Read the following Variance into the record:

The Parma Board of Zoning Appeals met on Tuesday June 14, 2022 at 6:34pm and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127.13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANTS Carl & Kim Camillo, 1387 Shenandoah Oval, 44134. PPN 452-17-030.

After discussion Mr. Mastrobuono made the following recommendation:

"I make a motion that we recommend to Council to grant Carl & Kimberly Camillo, 1387 Shenandoah Oval, 44134 have requested an "Area" variance of the City of Parma Codified Ordinances of Section 1189.01 – ERECTION OF BUILDINGS BETWEEN BUILDING LINE AND STREET. Between the front yard building line as established by this chapter and the street line, no building or portion of a building may be erected above the grade level, except as otherwise provided in this chapter. The variance request is to allow the construction of a garage addition 9 feet into the front setback on property at 1387 Shenandoah Oval. This variance would result in allowing garage addition to be 9 feet into the front setback. PPN 452-17-030. The essential character of the neighborhood would not be substantially altered and the adjoining properties would not suffer a substantial detriment as a result of the variance and that the property owner's predicament cannot be obviated in any other manner without this variance and the spirit and intent behind the Zoning Board requirements would be observed and substantial justice done as a granting the variance." Mr. Ziefle second the motion. Mrs. Green, Mr. Yurkiw, Mr. Mastrobuono, Mr. Ziefle and Mr. O'Connor votes yes.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Motion made by Councilman Divis seconded by Councilman Casselberry to thereafter read the variance application by title only. Further moved to refer the Variance application to the Planning Committee. Motion carried.

Mr. Ramser – Read the following variance into the record:

The Parma Board of Zoning Appeals met on Tuesday June 14, 2022, at 6:34pm and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127.13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANTS Joe Delsanter, 3840 Magnolia Drive, Brunswick, OH and Chris Mattern, 4753 Autumn Lane (Owner) Brooklyn, OH. PPN 454-25-002

After discussion Mr. Mastrobuono made the following recommendation:

"I make a motion that we recommend to Council to grant Joe Delsanter, 3840 Magnolia Dr, Brunswick, OH 44212 has requested a "USE" variance of the City of Parma Codified Ordinances of Section 1153.02 - SINGLE-FAMILY HOUSE DISTRICTS-PRINCIPAL USES AND BUILDINGS. The request is to allow for rebuilding, if destroyed, of 2 existing three-family homes in Single-Family Zoning District for property located at 7737 Ridge Rd. Within any Single-Family House District, no building or premises shall be erected, used, arranged or designed to be used, in whole or in part, for other than single-family detached dwellings. This variance would result in allowing to rebuild 2-three-family residences in Single-Family Zoning District. The PPN is 454-25-002. The essential character of the neighborhood would not be substantially altered, that the property owner's predicament cannot be obviated in any other method and the spirit and intent

behind the Zoning Board requirements would be observed and substantial justice done by granting this variance.”

Mr. Yurkiw second the motion. Mrs. Green, Mr. Yurkiw, Mr. Ziefle, Mr. Mastrobuono and Mr. O’Connor votes yes.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Motion made by Councilman Divis seconded by Councilman Casselberry to thereafter read the variance application by title only. Further moved to refer the Variance application to the Planning Committee. Motion carried.

Request made by the Ohio Division of Liquor Control for a C1, C2, and C6 permit transfer from Desh Bangla LLC, 11750 Snow Road to RG Gas Inc., DBA Sunoco, 11750 Snow Road. Responses must be postmarked no later than 07/01/2022.

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

FIRST READING:

ORDINANCE NO. 100-22

6/21/22

BY: D. LIME
(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO ENTER INTO AN AGREEMENT WITH ZENITH SYSTEMS FOR REMOTE TECHNOLOGY UPGRADES FOR THE PARMA MUNICIPAL COURTS, AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 102-22

6/21/22

BY: K. SHUMAN

A RESOLUTION APPROVING THE CITY OF PARMA’S SOCIAL MEDIA POLICY, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Resolution to be referred to the Governmental Operations Committee.

ORDINANCE NO. 104-22

6/21/22

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

AN ORDINANCE TO AMEND SECTION 757.03(c) “LICENSE APPLICATION, FEE, REVOCATION AND SUSPENSION; APPEAL” WITHIN CHAPTER 757 “PEDDLERS AND SOLICITORS” OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Ordinance to be referred to the Public Safety Committee.

SECOND READING:

ORDINANCE NO. 86-22

6/6/22

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 2022 CATCH BASIN REPAIR AND RECONSTRUCTION PROGRAM, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 86-22 back to the Finance Committee. Motion carried.

ORDINANCE NO. 91-22

6/6/22

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

AN ORDINANCE APPROVING AND RATIFYING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION REPRESENTING THE CAPTAINS ENDING DECEMBER 31, 2023, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 91-22 back to the Finance Committee. Motion carried.

ORDINANCE NO. 95-22

6/6/22

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

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH CDW GOVERNMENT LLC, FOR CONSULTING SERVICES FOR THE BUILDING AND ENGINEERING DEPARTMENTS AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 95-22 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 Ordinance No. 83-22, Ordinance No. 84-22 and Ordinance No. 92-22 on three different days be dispensed with?

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

No: None; motion carried.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A GRANT AGREEMENT AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2022 ENERGIZED COMMUNITY GRANT(S) FUNDS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 83-22.

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

No: None; Ordinance No. 83-22 is adopted.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ESTABLISH THE SOLID WASTE AND RECYCLING COLLECTION FEE FOR RESIDENTIAL ACCOUNTS FOR CALENDAR YEAR 2023 AND TO CERTIFY UNPAID FEES TO THE COUNTY FISCAL OFFICER FOR COLLECTION IN 2023, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 84-22.

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

No: None; Ordinance No. 84-22 is adopted.

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

AN ORDINANCE ACCEPTING THE FACT-FINDER’S REPORT BETWEEN THE CITY OF PARMA AND THE OHIO PATROLMEN’S BENEVOLENT ASSOCIATION REPRESENTING SERGEANTS AND LIEUTENANTS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to amend Ordinance No. 92-22 by accepting Exhibit "A". Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 92-22 as amended.

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

No: None; Ordinance No. 92-22 is adopted as amended.

THIRD READING:

ORDINANCE NO. 50-22

4/4/22

BY: **K. L. SABAN, M. CASSELBERRY, D. LIME, 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 CONCRETE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 50-22 as follows: In Section 1 line 2 the blank shall read Campbell Concrete, in line 3 the blank shall read \$615,000.00. Further moved to waive Rule 52 and place Ordinance No. 50-22 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 50-22 as amended.

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

No: None; Ordinance No. 50-22 is adopted as amended.

RESOLUTION NO. 64-22

5/2/22

BY: **K. L. SABAN, D. LIME**
(By Request – Auditor)

A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF PARMA, OHIO, FOR THE YEAR 2023, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Resolution No. 64-22 by accepting Exhibit "A". Further moved to waive Rule 52 and place Resolution No. 64-22 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 64-22 as amended.

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

No: None; Resolution No. 64-22 is adopted as amended.

ORDINANCE NO. 76-22

5/16/22

BY: **V. DIPIERRO, M. CASSELBERRY, K. L. SABAN, D. LIME, K. SHUMAN**
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFIED JOINT IMPROVEMENT AGREEMENT BETWEEN THE MUNICIPALITIES OF BROOKLYN, BROOKLYN HEIGHTS, CLEVELAND, AND PARMA FOR THE RESURFACING OF BROOKPARK ROAD (SR-17) FROM W. 130TH STREET TO INTERSTATE 480 EAST BOUND RAMPS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 76-22.

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

No: None; Ordinance No. 76-22 is adopted.

BY: D. LIME, K. L. SABAN
(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 143.01 "PERSONNEL WITHIN RANKS"
WITHIN CHAPTER 143 "DIVISION OF POLICE" OF THE CODIFIED ORDINANCES
OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 80-22.

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

No: None; Ordinance No. 80-22 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 79-22, Ordinance No. 99-22, Resolution No. 101-22 and Ordinance No. 103-22 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 79-22, Ordinance No. 99-22, Resolution No. 101-22 and Ordinance No. 103-22 be placed on final passage?

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

No: None; motion carried.

BY: **K. L. SABAN, D. LIME,** L. KOHAR, K. SHUMAN, A. DIVIS.

A RESOLUTION OPPOSING OHIO SENATE BILL 215 ALLOWING OHIOANS 21
YEARS AND OLDER TO CARRY CONCEALED HANDGUNS WITHOUT A LICENSE
AND THE NECESSARY SAFETY TRAINING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 79-22.

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

No: None; Resolution No. 79-22 is adopted.

BY: **K. L. SABAN, D. LIME,** M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER
INTO A FIVE (5) YEAR LEASE PURCHASE AGREEMENT WITH BELL EQUIPMENT
COMPANY FOR (2) 30YD, SPARTAN LEAF PRO PLUS-LEAF VACUUMS, UNDER
THE STATE OF OHIO PROCUREMENT PRICING FOR THE PARMA SERVICE
DEPARTMENT, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked if this is a budgeted item?

Service Director Vanello – Stated that it is a lease/purchase, so it is budgeted.

Councilwoman Lime – Asked for a explanation on what the equipment is?

Service Director Vanello – Stated that it is a new leaf pick-up machine, it goes from a 4 – 5 leaf crew to 2 – 3 leaf crew. Also, that the machine is safer than the older ones.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 99-22.

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

No: None; Ordinance No. 99-22 is adopted.

RESOLUTION NO. 101-22

6/21/22

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

Councilwoman Lime – Asked if the 3 post certs for Adler Team Sports on the same day was correct?

Recreation Commissioner Vittardi – Stated yes, they were for part-time employee t-shirts.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 101-22.

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

No: None; Resolution No. 101-22 is adopted.

ORDINANCE NO. 103-22

6/21/22

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PURCHASE AGREEMENT WITH MTECH FOR ONE (1) CUES FLEXITRAX HUNTER BOX, INSPECTION PACKAGE, COMPONENTS AND APPURTENANCES FOR INSPECTING WATER, DRAINAGE AND PLUMBING NETWORKS FOR THE PARMA SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked if this is a budgeted item.

Service Director Vannello – Stated that the city will be reimbursed by Cleveland Sewer.

Councilwoman Lime – Asked what the item is?

Service Director Vannello – Stated that is a sewer camera to identify any problems that might exist.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 103-22.

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

No: None; Ordinance No. 103-22 is adopted.

PUBLIC SESSION:

Resident at 7085 Royal Ridge Drive – Stated that she tweeted over the weekend about her disappointment with the spending for the new golf course clubhouse.

MISCELLANEOUS BUSINESS

Safety Director Coury – Explained that he will be attending the weekly CDW meetings, where they are working on the issues, this week was issuing permits.
