

NOVEMBER 30, 2015
SPECIAL COUNCIL MEETING MINUTES
PARMA COUNCIL CHAMBERS
6:04 P.M.

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

COUNCIL MEMBERS PRESENT:

VITO DIPIERRO
ALLAN DIVIS
DEBORAH LIME
LARRY NAPOLI
SCOTT M. TUMA
MARK CASSELBERRY
JEFFREY CROSSMAN
BRIAN DAY

COUNCIL MEMBERS EXCUSED:

BRIAN BROCHETTI

Ms. Cross - 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, Assistant Law Director Timothy Miller, Service Director Brian Higgins, Safety Director Michael O'Malley, Building Commissioner/City Engineer Paul Deichmann, Director of Human Resources Thomas Weinreich, Chief of Staff Michael Culp, Deputy Clerk of Council Linda Cross.

NOTICE OF SPECIAL MEETING OF COUNCIL

The State of Ohio)
Cuyahoga County) ss: Clerk of Council Kenneth A. Ramser; Greetings
City of Parma)

WHEREAS, it appears that the public business of this City requires that the Council meet in Special Session to consider such business as may come before it, and,
WHEREAS, I have convened and do hereby convene said City Council to meet in Special Session on the 30th day of November, 2015, at 6:00 P.M., Eastern Standard time, at the Council Chamber in said City to consider such matters as may come before it as fully and completely as might be done in regular session of said Council:

1. Request for Executive Session relative to the OPBA Fact-Finding Report
2. Voice Vote OPBA Fact-Finding Report

FIRST READING

RESOLUTION NO. 247-15 (To be on the Podium)
BY: SCOTT M. TUMA

11/30/15 L-247-15
(Special Meeting)

A RESOLUTION TO APPROVE AND AUTHORIZE THE TRANSFER OF FUNDS FROM THE LAND ACQUISITION FUND TO THE GENERAL FUND,

AND TO APPROVE AND AUTHORIZE THE LAW DIRECTOR TO FILE A PETITION IN THE COURT OF COMMON PLEAS, CUYAHOGA COUNTY, OHIO, SEEKING APPROVAL OF SAID TRANSFER OF FUNDS, AND DECLARING AN EMERGENCY

To be referred to the Finance Committee.

SUSPENSION OF THE RULES:

RESOLUTION NO. 244-15

11/30/15

L-244-15

BY: SCOTT M. TUMA
(By Request - Auditor)

(Special Meeting)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN EMERGENCY

ORDINANCE NO. 245-15

11/30/15

L-245-15

BY: SCOTT M. TUMA
(By Request - Auditor)

(Special Meeting)

AN ORDINANCE TO AMEND THE 2015 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

ORDINANCE NO. 246-15

11/30/15

L-246-15

BY: SCOTT M. TUMA
(By Request - Auditor)

(Special Meeting)

AN ORDINANCE AUTHORIZING THE TRANSFER OF APPROPRIATIONS WITHIN THE 2015 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

You are therefore commanded to summon: Mayor Timothy DeGeeter, Auditor Dennis M. Kish, Law Director Timothy Dobeck, Treasurer Thomas Mastroianni, Council President Sean P. Brennan, Brian Brochetti, Mark Casselberry, Jeffrey Crossman, Brian Day, Vito Dipierro Allan Divis, Deborah Lime, Lawrence Napoli, Scott M. Tuma, and Kenneth A. Ramser, Clerk of said Council, to meet in Special Session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

In testimony whereof, I have hereunto set my hand and caused the corporate seal of said City to be hereunto affixed, this 25th Day of November, AD 2015.

/seal/

/s/ Sean P. Brennan

City of Parma PRESIDENT OF COUNCIL SEAN P. BRENNAN

Roll Call Order
Vito Dipierro
Allan Divis
Deborah Lime
Larry Napoli
Scott M. Tuma
Brian Brochetti
Mark Casselberry
Jeffrey Crossman
Brian Day

**CERTIFICATE OF SERVICE
NOTICE OF SPECIAL MEETING OF COUNCIL**

I, Lynne S. Thomay, of the City of Parma, Ohio, do hereby certify that on November 25, 2015, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice by Electronic Mail (e-mail) with the notice on Wednesday, November 25, 2015 at 11:12 A.M., which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed /s/ Lynne S. Thomay
Deputy Clerk I
City of Parma, Ohio.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Motion made by Councilman Tuma seconded by Councilman Day to dispense with the regular order of business and to waive the Rules of Council, at this time, in order to hold this special Council Meeting.
Motion carried.

REQUEST FOR EXECUTIVE SESSION

Motion made by Councilman Tuma seconded by Councilman Day to go into Executive Session to discuss the OPBA Fact-Finding Report.

Yes: Dipierro, Divis, Lime, Napoli, Tuma, Casselberry, Crossman, Day

No: None; Council went into Executive Session.

Council reconvened at 6:40 P.M.

Mr. Brennan - At this point it is up to Council to either vote on the OPBA Fact-Finding Report or remove it from the calendar.

Councilwoman Lime - We can do nothing on this or vote to reject the report. Personally she would like to vote to reject it.

Mayor DeGeeter - We have seven days from the date of issuance to vote on the report and today is the seventh day. It was learned earlier today that the Union did vote to reject. If one party votes to reject it is deemed rejected. It would have been, the Administrations recommendation that we would have rejected the fact-finding report.

Assistant Law Director Miller - The Mayor is absolutely right and Council can proceed. It will be rejected because of the Union vote, however, City Council may also as a gesture reject the report. You can go forward with the vote or not. It is discretionary with the Council.

Mr. Brennan - The Union has spoken on it and why bother voting on it. It is a mute point.

Councilman Divis - I understand we do not have to vote on it because it has been rejected by the Union, but this may be a show of support from Council that we are against it also.

Councilman Tuma - I understand my colleagues comments, but there is no real legal efficacy and I think we just follow the recommendation of our legal counsel and let the rejection from the Union speak for itself.

