

**MINUTES
DECEMBER 20, 2021
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
8:41 P.M.**

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

COUNCIL MEMBERS PRESENT:	LINDA A. KOHAR DEBORAH LIME KRISTIN L. SABAN KAMMY SHUMAN MARK CASSELBERRY VITO DIPIERRO ALLAN DIVIS
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COUNCIL MEMBERS EXCUSED:	ROY J. JECH 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 Director Timothy Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Brennan – Stated, you have before you the Minutes from the Regular Council Meeting of Monday, December 6, 2021. 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

Councilman Divis – Stated, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Jason Kratky for property at 6072 South Park Boulevard. The request is for an "Area" variance of Section 1153.03 (c) (2) (F) Single Family House Districts – Accessory Uses and Buildings – Parking of Commercial Vehicles.

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

Councilman Divis – Stated, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicants David & Pam Neuzil for property at 7880 Lime Lane. The

request is for an "Area" variance of Section 1153.03 (c) (2) Single Family House Districts – Accessory Uses and Buildings – Regulations.

Motion made by Councilman Divis seconded Councilman Casselberry to grant the Variance as recommended by the Planning Committee of Council. Motion carried.

Councilman Divis – Stated, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Jon Fitzwater for property at 5575 Venture Drive. The first request is for an "Area" variance of Section 1177.05 (c) lot area. Width and Coverage Requirements. The second request is for an "Area" variance of Section 1197.09 Surface Construction; Improvements; Grading; Drainage Plans; Curbs.

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

Councilman Divis – Stated, the Planning Committee of Council met to discuss the Notice of Proposal to Vary for the applicant Lenny Berry for the property at 5277 State Road. The request is for a "Use" variance of Section 1170.03 Commercial/Office Districts – Schedule of Permitted Buildings and Uses.

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

Request from the Ohio Division of Liquor Control for a New D2 Permit for Carrino Holdings LLC, DBA Original Mama Mias Pizza, 10703 West Pleasant Valley Road, Parma, Ohio, 44130. Mailed on December 03, 2021. Responses must be postmarked no later than January 03, 2022.

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

Request from the Ohio Division of Liquor Control for a New D1 Permit for Oishi Ramen Parma LLC, DBA Oishi Ramen, 8635 West Ridgewood Drive, Parma, Ohio, 44129. Mailed on December 09, 2021. Responses must be postmarked no later than January 10, 2022.

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

Thank you card from Crystal Beck to Council.

Mr. Ramser – Presented a plaque to the wife of Chet Whithrow.

AMENDMENT TO THE CALENDAR

Motion made by Councilwoman Lime seconded by Councilman Casselberry to amend the Calendar by moving Resolution No. 210-21 under Second Suspension to Second Reading. Motion carried.

Request to go into Executive Session regarding PSW Local 1 Union Contract.
Yes: Kohar, Lime, Saban, Shuman, Casselberry, Dipierro, Divis.
No: None; Council Recessed to go into Executive Session at 8:52 pm.
Council Reconvened the Council Meeting at 8:57 pm.

FIRST READING:

ORDINANCE NO. 225-21

12/20/21

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 SPECIAL MULTI-PERIL INSURANCE INCLUDING CONTENTS AND BOILERS, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 227-21

12/20/21

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 231-21

12/20/21

BY: K. L. SABAN, R. J. JECH, L. A. KOHAR, D. LIME, L. NAPOLI, K. SHUMAN, M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE APPROVING AND RATIFYING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE INTERNATIONAL UNION OF NORTH AMERICA LABORERS, LOCAL 860 REPRESENTING THE SUPERVISORY PERSONNEL UNIT, FOR THE PERIOD OF NOVEMBER 1, 2020, THROUGH OCTOBER 31, 2023, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 209-21

12/6/21

BY: R. J. JECH

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBER 446-11-001, LOCATED AT 6123 STATE ROAD FROM SINGLE FAMILY-A TO RETAIL BUSINESS DISTRICT, IN THE CITY OF PARMA

Motion made by Councilman Divis seconded by Councilman Casselberry to refer Ordinance No. 209-21 back to the Planning Committee. Motion carried.

BY: R. J. JECH

A RESOLUTION URGING THE ADMINISTRATION TO USE FEDERAL INFRASTRUCTURE MONIES TO SECURE SIDEWALKS IN THE AREA OF WEST RIDGEWOOD DRIVE (FROM BROADVIEW ROAD TO RIDGE ROAD) AND THE DOWNTOWN PARMA AREA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Resolution No. 210-21 as follows: In Section 1 line 4 add, **and the creation of bike lanes in said area** and refer back to the Finance Committee. Motion carried.

ORDINANCE NO. 221-21

12/6/21

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

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT TO PURCHASE EQUIPMENT TO OUTFIT SIX (6) CHEVY TAHOES FOR THE PARMA POLICE DEPARTMENT, UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to refer Ordinance No. 221-21 back to the Finance Committee.

SECOND SUSPENSION:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 212-21, Ordinance No. 213-21 and Ordinance No. 220-21 on three different days be dispensed with?

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

No: None; motion carried.

ORDINANCE NO. 212-21

12/6/21

BY: K. L. SABAN, D. LIME

AN ORDINANCE TO INCREASE THE SALARY OF THE CITY TREASURER, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 212-21.

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

No: Dipierro; Ordinance No. 212-21 is adopted.

ORDINANCE NO. 213-21

12/6/21

BY: K. L. SABAN, D. LIME, K. SHUMAN

AN ORDINANCE TO AMEND A PART OF SCHEDULE "A" OF ORDINANCE NO. 348-04 TO CHANGE THE SALARIES FOR THE POSITIONS OF CHIEF OF POLICE, DEPUTY CHIEF OF POLICE, CHIEF OF FIRE, AND ASSISTANT CHIEF OF FIRE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 213-21.

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

No: None; Ordinance No. 213-21 is adopted.

ORDINANCE NO. 220-21

12/6/21

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 (SERGEANTS AND LIEUTENANTS) 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. 220-21 by accepting Exhibit "A". Motion carried.

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 220-21 as amended.

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

No: None; Ordinance No. 220-21 is adopted as amended.

THIRD READING:

ORDINANCE NO. 190-21

11/8/21

BY: **V. DIPIERRO**, D. LIME, K. L. SABAN, M. CASSELBERRY, A. DIVIS

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 Saban seconded by Councilman Casselberry to adopt Ordinance No. 190-21.

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

No: None; Ordinance No. 190-21 is adopted.

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

Moton made by Councilwoman Saban seconded by Councilman Casselberry to amend Ordinance No. 202-21 as follows: By inserting in Section 1 line 2 the first blank shall read D & R Commercial Flooring and in line 3 the blank shall read \$82,451.25. Further moved to waive Rule 52 and place Ordinance No. 202-21 on third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Saban seconded by Councilwoman Lime to adopt Ordinance No. 202-21 as amended.

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

No: None; Ordinance No. 202-21 is adopted as amended.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 222-21, Resolution No. 223-21, Ordinance No. 224-21, Resolution No. 226-21, Ordinance No. 228-21, Ordinance No. 229-21 and Ordinance No. 230-21 on three different days be dispensed with?

Yes: Kohar, 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 222-21, Resolution No. 223-21, Ordinance No. 224-21, Resolution No. 226-21, Ordinance No. 228-21, Ordinance No. 229-21 and Ordinance No. 230-21 be placed on final passage?

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

No: None; motion carried.

RESOLUTION NO. 222-21

12/20/21

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

A RESOLUTION AUTHORIZING THE CITY OF PARMA TO APPLY FOR THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT 2022 COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Resolution No. 222-21.

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

No: None; Resolution No. 222-21 is adopted.

RESOLUTION NO. 223-21

12/20/21

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

A RESOLUTION URGING THE OHIO SENATE VETERANS AND PUBLIC SAFETY COMMITTEE TO APPROVE H.B. 23 REQUIRING EMERGENCY MEDICAL SERVICE PERSONNEL AND PEACE OFFICERS TO UNDERGO DEMENTIA-RELATED TRAINING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Resolution No. 223-21.

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

No: None; Resolution No. 223-21 is adopted.

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

AN ORDINANCE TO AMEND A PORTION OF EXHIBIT "A" OF ORDINANCE NO. 423-06 TO AMEND THE PAY RANGE FOR THE PART-TIME ASSISTANT HOUSING PROSECUTOR IN THE LAW DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 224-21.

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

No: None; Ordinance No. 224-21 is adopted.

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

A RESOLUTION APPROVING THE CITY AUDITOR'S CASH TRANSFERS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to amend Resolution No. 226-21 by accepting Exhibit "A". Motion carried.

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Resolution No. 226-21 as amended.

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

No: Resolution No. 226-21 is adopted as amended.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO AN AGREEMENT WITH THE PARMA CITY SCHOOL DISTRICT FOR THE IMPLEMENTATION OF A SCHOOL RESOURCE OFFICER AT MIDDLE SCHOOL CAMPUSES WITHIN THE DISTRICT, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 228-21.

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

No: Ordinance No. 228-21 is adopted.

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

AN ORDINANCE TO AMEND ORDINANCE NO. 276-10 RELATIVE TO THE HIRING OF EMERGENCY DRIVERS AND LABORERS FOR THE REMOVAL OF SNOW AND ICE WHEN AN EMERGENCY EXISTS, AND DECLARING AN EMERGENCY

Councilwoman Lime - Asked what the rate of pay would be for this position?
Service Director Higgins – Stated that the rate is stated in their contract \$20 - \$25 an hour.

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adopt Ordinance No. 229-21.

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

No: None; Ordinance No. 229-21 is adopted.

ORDINANCE NO. 230-21 12/20/21
BY: K. L. SABAN, L. A. KOHAR, D. LIME, K. SHUMAN, M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE APPROVING AND RATIFYING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND THE PARMA SERVICE WORKERS UNION, LOCAL 1, FOR THE PERIOD OF APRIL 1, 2020, THROUGH MARCH 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 adopt Ordinance No. 230-21.

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

No: None; Ordinance No. 230-21 is adopted.

TABLE OF LEGISLATION:

RESOLUTION NO. 75-21 5/3/21
BY: D. LIME

A RESOLUTION REQUESTING COMMON SENSE AMENDMENTS TO HOUSE BILL 1 PASSED BY THE 133RD GENERAL ASSEMBLY, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to table Resolution No. 75-21. Motion carried.

Motion made by Councilman Casselberry seconded by Councilwoman Saban to reconsider Resolution No. 75-21. Motion defeated.

APPOINTMENTS AND CONFIRMATIONS

Councilwoman Kohar – Stated, the Appointment Scanning Committee met to discuss the following appointment.

1. Appointment of Kelly Zacharias to the Building Board of Appeals. Ms. Zacharias new appointment would be for the remainder of David Jancewicz's term, which expires June 18, 2023.

Motion made by Councilwoman Kohar seconded by Councilman Casselberry to grant the Appointment as recommended by the Mayor and the Appointment Scanning Committee of Council. Motion carried.

PUBLIC SESSION

No one wished to speak.

MISCELLANEOUS BUSINESS

Mayor Tim DeGeeter – Wished everyone a Merry Christmas.

Safety Director Weinreich – Wished everyone a Merry Christmas.

Service Director Higgins – No comment.

Auditor Day – Wished everyone a Merry Christmas.

Law Director Dobeck – Stated that he had Outstanding Citizen plaques to present to Councilman Napoli and Councilman Jech. Thanked Councilman Napoli for his 18 years of service to Council, and his hard work with West Creek. Wished him luck in his retirement from Council. Also, that Councilman Jech had two stints in City Council and was instrumental with putting the levy on the ballot to purchase West Creek. Wished everyone a Merry Christmas.

Motion made by Councilwoman Kohar seconded by Councilman Dipierro to suspend Round Robin. Motion carried.

REPORT ON ABSENT MEMBERS

Motion made by Councilwoman Saban seconded by Councilwoman Shuman to excuse Councilmen Napoli and Jech from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Saban seconded by Councilman Casselberry to adjourn said meeting at 9:22 pm. 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, December 20, 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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