

**MINUTES
JANUARY 17, 2023
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
7:13 P.M.**

The Regular Council Meeting was called to order by President of Council Vito Dipierro presiding.

COUNCIL MEMBERS PRESENT:	ALLAN DIVIS ROB EUERLE LINDA A. KOHAR KEVIN C. KUSSMAUL DEBORAH LIME KAMMY SHUMAN KELLY ZACHARIAS
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COUNCIL MEMBER EXCUSED:	MARK CASSELBERRY
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Mrs. Saban – Mr. Chairman, the Roll Call 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 Tony Vannello, Safety Director Bob Coury, Building Commissioner Dan Kulchytsky, City Engineer Hasmukh Patel, Recreation Commissioner Mickey Vittardi, Chief of Staff Rich Summers and Clerk of Council Kristin L. Saban.

INVOCATION

The Invocation was given by Clerk of Council Kristin L. Saban.

PLEDGE OF ALLEGIANCE

VOICE VOTE:

	RESOLUTION NO. 6-23	1/17/23
BY: D. LIME, L. KOHAR		

A RESOLUTION RECOGNIZING JANUARY 19, 2023 AS NATIONAL POPCORN DAY, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Resolution No. 6-23.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Resolution No. 6-23 is adopted.

Councilwomen Lime and Kohar - Presented the owners of Joey's Rockin Poppin Popcorn the Resolution and Certificates.

Mayor DeGeeter – Presented a Proclamation to the owners.

HOLIDAY LIGHTING CONTEST:

OVERALL WINNER – Mr. & Mrs. Remedios Mil and Family – 3925 Dentzler Rd. Award, plaque and gift card presented by Councilman Kussmaul to the recipients.

COVERAGE WINNER – Scott Macko – 5292 W. 50th St.

SHOWMANSHIP WINNER – Gary L. Coupe – 6084 W. 54th St.
AESTHETICS WINNER – Heidi Ervin – 1211 Orchardview Rd.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mr. Dipierro – Stated, you have before you the minutes from the Regular Council Meeting of December 19, 2022 and the Special Council Meeting of December 28, 2022. Asked if there were any additions or corrections to the minutes? Stated, hearing none, the minutes will stand as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Request received from the Ohio Department of Liquor Control for a D5 from Bar Kings of Cleveland LLC, DBA Bar Code 7393 State Rd & Patio to 7393 Enterprises LLC. Mailed on January 4, 2023. Responses must be postmarked no later than February 6, 2023.

Mr. Dipierro – Copy of said Liquor Permit was referred to Safety Director and Council.

Mrs. Saban – Stated, Council’s Annual Report 2022 was forwarded to Council and copy will be kept in the Council office.

Mrs. Saban – Read thank you letter from the Parma City Schools Foundation Inc.

AMENDMENT TO THE CALENDAR

Motion made by Councilwoman Lime seconded by Councilman Divis to move Resolution No. 6-23 from Suspension of the Rules to Voice Vote. Motion carried.

FIRST READING:

RESOLUTION NO. 1-23 1/17/23
BY: M. CASSELBERRY
(By Request - Law Director)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE CERTAIN PUBLIC STREETS, ROADS, BOULEVARDS AND PLACES IN THE CITY OF PARMA, OHIO, BY PROVIDING STREET LIGHTING, AND DECLARING AN EMERGENCY

Mr. Dipierro – Said Resolution to be referred to the Finance Committee.

ORDINANCE NO. 2-23 1/17/23
BY: M. CASSELBERRY
(By Request – Law Director)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN PUBLIC STREETS, ROADS, BOULEVARDS AND PLACES IN THE CITY OF PARMA, OHIO, BY PROVIDING STREET LIGHTING, AND DECLARING AN EMERGENCY

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

BY: K. ZACHARIAS
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH OHM ADVISORS FOR THE DESIGN OF THE NORTH AVENUE WATERLINE REPLACEMENT PROJECT FROM STATE ROAD TO BROADVIEW ROAD, CONSISTING OF THE REPLACEMENT OF THE EXISTING WATERLINE AND ASPHALT OVERLAY WITH ALL OF THE NECESSARY APPURTENANCES, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

BY: M. CASSELBERRY
(By Request – Recreation Director)

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION (b) "RECREATION DEPARTMENT" OF SECTION 185.05 "FEES OF THE DIRECTOR OF PUBLIC SERVICE", SECTION (b) "RECREATION DEPARTMENT" RELATIVE TO SEVERAL RECREATION FEES, OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

BY: M. CASSELBERRY
(By Request – Recreation Director)

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

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

SECOND READING:

BY: M. CASSELBERRY
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH U.S. SPECIALTY INSURANCE COMPANY THROUGH JACKSON-DIEKEN, FOR SPECIAL MULTI-PERIL INSURANCE INCLUDING BUILDINGS, CONTENTS AND BOILERS, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to refer Ordinance No. 211-22 back to the Finance Committee. Motion carried.

BY: M. CASSELBERRY
(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH U.S. SPECIALTY INSURANCE COMPANY THROUGH JACKSON-DIEKEN, FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to refer Ordinance No. 212-22 back to the Finance Committee. Motion carried.

BY: A. DIVIS
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE USE OF A PORTION OF THE CITY OF PARMA’S LOCAL FISCAL RECOVERY FUNDS AND AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE FENWAY STORM SEWER IMPROVEMENT PROJECT PHASE I IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to refer Ordinance No. 213-22 back to the Finance Committee. Motion carried.

BY: K. ZACHARIAS
(By Request – City Engineer)

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS TO THE BROADROCK COURT AND OLD ROCKSIDE ROAD SANITARY SEWER PROJECT CONSISTING OF THE INSTALLATION OF SANITARY SEWERS WITH ALL NECESSARY APPURTENANCES THERETO, FROM BROADVIEW ROAD TO EAST PARMA CORPORATION LINE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to refer Ordinance No. 214-22 back to the Finance Committee. Motion carried.

THIRD READING:

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

(As amended)

AN ORDINANCE TO REPEAL CHAPTER 1713 “MULTIPLE DWELLING REGISTRATION” AND TO ENACT A NEW CHAPTER 1713 “REGISTRATION RENTAL PROPERTIES”, OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to amend Ordinance No. 173-22 by accepting 3rd revision of Exhibit "A". Further moved to waive Rule 52 and place Ordinance No. 173-22 on Third Reading as amended for passage. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 173-22 as amended.

Yes: Divis, Euerle, Kohar, Lime, Shuman, Zacharias.

No: Kusmaul; Ordinance No. 173-22 is adopted as amended.

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

ORDINANCE NO. 187-22

11/9/22

AN ORDINANCE TO REPEAL SECTION 1705.11 "RENTAL PROPERTY;
REGISTRATION REQUIRED; ANNUAL MAINTENANCE INSPECTION" OF CHAPTER
1705 "ADMINISTRATION, ENFORCEMENT AND PENALTY" OF THE CODIFIED
ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 187-22.

Yes: Divis, Euerle, Kohar, Kusmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 187-22 is adopted.

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

ORDINANCE NO. 188-22

11/9/22

AN ORDINANCE TO AMEND SECTION 1503.02 "APPEALS TO THE BOARD
GENERALLY" OF CHAPTER 1503 "BOARD OF BUILDING APPEALS" OF THE
CODIFIED ORDINANCES OF THE CITY OF PARMA, DECLARING AN
EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 188-22.

Yes: Divis, Euerle, Kohar, Kusmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 188-22 is adopted.

BY: **D. LIME, A. DIVIS, K. SHUMAN, K. ZACHARIAS**

ORDINANCE NO. 199-22

11/21/22

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC
SERVICE TO ENTER INTO A PROJECT LABOR AGREEMENT WITH THE
CONSTRUCTION MANAGER AT RISK AND THE CLEVELAND BUILDING AND
CONSTRUCTION TRADES COUNCIL FOR THE RIDGEWOOD EVENT CENTER/
CLUBHOUSE PROJECT IN THE CITY OF PARMA, AND DECLARING AN
EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to amend Ordinance No. 199-22 as follows: In Section 1 line 3 the blank shall read A.M. Higley. Further moved to waive Rule 52 and place Ordinance No. 199-22 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 199-22 as amended.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 199-22 is adopted as amended.

RESOLUTION NO. 205-22 12/5/22

BY: **K. SHUMAN**, A. DIVIS, R. EUERLE, L. A. KOHAR, D. LIME
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 457-05-016, 7461 NORTH LINDEN LANE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 205-22.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Resolution No. 205-22 is adopted.

ORDINANCE NO. 206-22 12/5/22

BY: **D. LIME**, R. EUERLE
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH TIM LALLY CHEVROLET, TO LEASE/PURCHASE TEN (10) 2023 CHEVROLET MALIBUS FOR THE PARMA POLICE DEPARTMENT, UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Euerle to amend Ordinance No. 206-22 as follows: In Section 1 line 3 the blank shall read \$198,260.00. Further moved to waive Rule 52 and place Ordinance No. 206-22 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Divis to adopt Ordinance No. 206-22 as amended.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 206-22 is adopted as amended.

ORDINANCE NO. 215-22 12/19/22

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

AN ORDINANCE TO AMEND SECTION 185.04 (f) "PROPERTY MAINTENANCE CODE" OF CHAPTER 185 "GENERAL FEE SCHEDULE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Euerle to adopt Ordinance No. 215-22.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 215-22 is adopted.

SUSPENSION OF THE RULES:

Mr. Dipierro – Shall the Statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 4-23, Resolution No. 5-23, Ordinance No. 7-23, Ordinance No. 8-23, Ordinance No. 9-23 and Ordinance No. 10-23 on three different days be dispensed with?

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; motion carried.

Mr. Dipierro – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 4-23, Resolution No. 5-23, Ordinance No. 7-23, Ordinance No. 8-23, Ordinance No. 9-23 and Ordinance No. 10-23 be placed on final passage?

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; motion carried.

RESOLUTION NO. 4-23 1/17/23
BY: D. LIME
(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 Councilwoman Lime seconded by Councilwoman Shuman to adopt Resolution No. 4-23.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Resolution No. 4-23 is adopted.

RESOLUTION NO. 5-23 1/17/23
BY: **D. LIME, R. EUERLE**

A RESOLUTION URGING THE FEDERAL GOVERNMENT TO MAKE REPAIRS TO THE PARMA POST OFFICE AT 7801 DAY DRIVE, AND DECLARING AN EMERGENCY

Councilwoman Lime – Stated that the post office is a mess, potholes in the parking lot with no lighting which is a safety issue. Also, that the flag does not have a light on it.

Motion made by Councilwoman Lime seconded by Councilman Euerle to adopt Resolution No. 5-23.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Resolution No. 5-23 is adopted.

ORDINANCE NO. 7-23 1/17/23
BY: D. LIME
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2023 TEMPORARY APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked for an explanation?

Law Director Dobeck – Stated that they were unable to pay this do to the cut-off last year. The monies were in last year's budget.

Motion made by Councilwoman Lime seconded by Councilman Euerle to adopt Ordinance No. 7-23.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.
No: None; Ordinance No. 7-23 is adopted.

ORDINANCE NO. 8-23

1/17/23

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT TO PURCHASE ONE (1) 2023 CHEVROLET MALIBU FOR THE PARMA SERVICE DEPARTMENT UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to amend Ordinance No. 8-23 as follows: In Section 1 line 2 the blank shall read Tim Lally Chevy and in line 3 the blank shall read \$19,625.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 8-23 as amended.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.
No: None; Ordinance No. 8-23 is adopted as amended.

ORDINANCE NO. 9-23

1/17/23

BY: **D. LIME**, R. EUERLE, L. A. KOHAR
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT TO LEASE/PURCHASE FIFTEEN (15) 2024 CHEVROLET REGULAR CAB 2500 HD PICK-UP TRUCKS FOR THE PARMA SERVICE DEPARTMENT, UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to amend Ordinance No. 9-23 as follows: In Section 1 line 2 the blank shall read Tim Lally Chevy and in line 3 the blank shall read \$663,075.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 9-23 as amended.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.
No: None; Ordinance No. 9-23 is adopted as amended.

ORDINANCE NO. 10-23

1/17/23

BY: **D. LIME**, A. DIVIS, R. EUERLE, L. A. KOHAR
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT TO LEASE/PURCHASE TWO (2) 2023 EXPRESS CARGO VANS FOR THE PARMA SERVICE DEPARTMENT, UNDER THE STATE OF OHIO BID PRICING, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to amend Ordinance No. 10-23 as follows: In Section 1 line 2 the blank shall read Tim Lally Chevy and in line 3 the blank shall read \$68,490.00. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Euerle to adopt Ordinance No. 10-23 as amended.

Yes: Divis, Euerle, Kohar, Kussmaul, Lime, Shuman, Zacharias.

No: None; Ordinance No. 10-23 is adopted as amended.

PUBLIC SESSION

Sharon Stahursky, 6819 Virginia Ave. – Commented on forming a tree commission in Parma. Also, commented on the cutting down of trees in the city. Stated, the city needs more trees to help the environment.

Resident, 7519 Ann Arbor – Spoke regarding planting trees in James Day Park.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – Spoke regarding the Cities continued work with Derek Schafer and West Creek for tree planting. Congratulated Vito Dipierro on his appointment to President of Council.

Safety Director Coury – Thanked Council for the passage of the rental Ordinances.

Service Director Vannello – Congratulated Vito Dipierro on his appointment. Stated that there will be an updated paving list, council needs to submit their list of streets.

Auditor Day – Congratulated Vito Dipierro on his appointment.

Law Director Dobeck – Congratulated Vito Dipierro on his appointment.

Treasurer Mastroianni – Congratulated Vito Dipierro on his appointment.

Councilman Divis – Congratulated Vito Dipierro on his appointment.

Councilman Euerle – Congratulated Vito Dipierro on his appointment.

Councilwoman Kohar – Congratulated Vito Dipierro on his appointment.

Councilman Kussmaul – Congratulated Vito Dipierro on his appointment.

Councilwoman Lime – Congratulated Vito Dipierro on his appointment. Thanked Council for passing Resolution No. 5-23.

Councilwoman Shuman – Congratulated Vito Dipierro on his appointment.

Councilwoman Zacharias – No comment.

President of Council Dipierro – Thanked everyone for their well wishes. Stated that he is looking forward to this new appointment.

REPORT ON ABSENT OFFICIALS

Motion made by Councilwoman Lime seconded by Councilman Euerle to excuse Councilman Casselberry from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adjourn said meeting at 8:07 P.M. Motion carried.

CERTIFICATION

I, Kristin L. Saban, 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 Tuesday, January 17, 2023.

/s/ Kristin L. Saban
Kristin L. Saban
Clerk of Council

/s/ Vito Dipierro
Vito Dipierro
President of Council

* There was a malfunction with the recording system, meeting was unable to be recorded.

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