

**MINUTES
JUNE 5, 2023
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
6:35 P.M.**

The Regular Council Meeting was called to order Acting President of Council Deborah Lime presiding.

COUNCIL MEMBERS PRESENT:	ROB EUERLE LINDA A. KOHAR KEVIN KUSSMAUL DEBORAH LIME KAMMY SHUMAN MONICA WILSON KELLY ZACHARIAS MARK CASSELBERRY ALLAN DIVIS
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Mrs. Saban – 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 Tim DeGeeter, Law Director Tim Dobeck, Auditor Brian Day, Treasurer Tom Mastroianni, Public Works Coordinator Dave Blagg, Safety Director Bob Coury, Building Commissioner Dan Kulchytzky, City Engineer Hasmukh Patel, Assistant Building Commissioner Jim Lobenthal, Communications and Community Relations Director Carolyn Kovach, 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

CERTIFICATES

Mrs. Lime – Asked that Mr. Pierre Bejjani please come forward. Stated, Mr. Bejjani is receiving a certificate for being named to the Cleveland International Hall of Fame Class of 2023 – Lebanese Heritage.

Councilwoman Shuman and Mayor DeGeeter presented Mr. Bejjani with certificates.

Council recessed at 6:42 P.M. to return to Committee Meetings.

Council reconvened at 7:06 P.M.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF JOURNAL

Mrs. Lime – Stated, you have before you the Minutes from the May 15, 2023, Regular Council Meeting. Asked if there were any additions or corrections? Stated, hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS AND CLAIMS

Councilman Euerle – Stated, the Planning Committee of Council met this evening to discuss the Notice of Proposal to Vary for the applicant Robert Scheidigger for property at 7110 Regal Drive, Parma, Ohio, 44129, PPN 451-01-009. The request is for a Variance of Section 1153:03(a) ACCESSORY USES AND BUILDINGS. This Variance would result in allowing for a second garage and 925 more square feet in garage area than allowed by code.

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

Councilman Euerle – Stated, the Planning Committee of Council met this evening to discuss the Notice of Proposal to Vary for the applicant Tim A. Neuffer AIA Architecture for property at 3207 West Ridgewood Drive, Parma, Ohio, 44134, PPN 441-02-033. The request is for a Variance of Section 1153.03(a) ACCESSORY USES AND BUILDINGS. This Variance would result in allowing a garage addition and 232 more square feet in garage area than allowed by code.

Motion made by Councilman Euerle seconded by Councilwoman Shuman to grant the Variance as recommended by the Board of Zoning Appeals and Planning Committee of Council. Motion carried.

Request received from the Ohio Division of Liquor Control for a transfer of a D5, D6 permit from Rock Haven LLC 5388 Ridge Rd. and Patio, Parma, Ohio, 44129 to Slamcik Services LLC, 5388 Ridge Rd. & Patio, Parma, Ohio, 44129. Mailed May 25, 2023. Responses must be postmarked by June 26, 2023.

Mrs. Lime – Said Liquor Permit was referred to Council and the Safety Director.

Request received from the Ohio Division of Liquor Control for a transfer of a C1, C2 permit from Sahar Inc. DBA Dairy Mart 4798, 6069 State Road, Parma, Ohio, 44134 to Sam’s Grab & Go Deli LLC, 6069 State Road, Parma, Ohio, 44134. Mailed May 25, 2023. Responses must be postmarked by June 26, 2023.

Mrs. Lime – Said Liquor Permit was referred to Council and the Safety Director.

FIRST READING:

ORDINANCE NO. 88-23

6/5/23

BY: 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 BEST EQUIPMENT CO., FOR A NEW 13 CUBIC YARD LOADMASTER MODEL LEGACY REAR LOAD BODY MOUNTED ON A NEW 2024 MACK MD7 CAB & CHASSIS AT A LEASE RATE NOT TO EXCEED 8%, WITH SOURCEWELL NATIONAL AUTO FLEET PRICING OF \$226,020.00, CONTRACT NUMBER 060920-NAF, FOR THE PARMA SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Mrs. Lime – Said Ordinance will be referred to the Finance Committee.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A SEVEN (7) YEAR LEASE/PURCHASE AGREEMENT WITH CTM SERVICES, INC., FOR A 2023 OLYMPIA MILLENNIUM-H PROPANE POWERED ICE RESURFACER (ZAMBONI) IN THE AMOUNT OF \$116,460.00, AT A LEASE RATE NOT TO EXCEED 8%, FOR THE PARMA RECREATION DEPARTMENT, AND DECLARING AN EMERGENCY

Mrs. Lime – Said Ordinance will be referred to the Finance Committee.

SECOND READING:

BY: M. CASSELBERRY
(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 2024 AND TO CERTIFY UNPAID FEES TO THE COUNTY FISCAL OFFICER FOR COLLECTION IN 2024, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 84-23 as follows: In section 1, line 5, the blank shall read "\$16.63" and further refer Ordinance No. 84-23 back to the Finance Committee as amended. Motion carried.

THIRD READING:

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

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Resolution No. 1-23 as follows: In Section 1, line 3, it should read through December 31, 2025. Further moved to accept Exhibits A & B, which are on file in the Council Office. Motion carried.

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to adopt Resolution No. 1-23 as amended.

Yes: Euerle, Kohar, Kussmaul, Lime, Shuman, Wilson, Zacharias, Casselberry, Divis

No: None, Resolution No. 1-23 is adopted.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM THROUGH THE COMMUNITY COST-SHARE PROGRAM IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 45-23 as follows: In Section 1, line 4, the first blank shall read "Northeast Ohio Regional Sewer District" and the second blank shall read \$1,250,000.00." Further moved to accept Exhibit A. Motion carried.

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to adopt Ordinance No. 45-23 as amended.

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

No: None, Ordinance No. 45-23 is adopted as amended.

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

A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING TAX LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING FIRE APPARTUS, APPLIANCE AND BUILDINGS, PAYMENT OF PERMANENT FIREFIGHTING PERSONNEL TO OPERATE THE SAME, AND PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, AND DECLARING AN EMERGENCY

Law Director Dobeck – Stated, the renewal levy can be placed on ballot in November 2023 or May 2024 and this legislation is the first step. Once the properties are valued by Cuyahoga County, another piece of legislation will be prepared, which will put the levy on the ballot. Further stated that this is not an increase.

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to adopt Ordinance No. 71-23.

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

No: None, Ordinance No. 71-23 is adopted.

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A RENEWAL LICENSE AGREEMENT WITH THE PARMA ANIMAL SHELTER, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to adopt Ordinance No. 77-23.

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

No: None, Ordinance No. 77-23 is adopted.

SUSPENSION OF THE RULES:

Mrs. Lime – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 89-23, Resolution No. 90-23 and Resolution No. 91-23 on three different days be dispensed with?

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

No: None; motion carried.

Mrs. Lime – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 89-23, Resolution No. 90-23 and Resolution No. 91-23 be placed on final passage.

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

No: None; motion carried.

RESOLUTION NO. 89-23

6/5/23

BY: M. CASSELBERRY
(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 Casselberry seconded by Councilwoman Shuman to amend Resolution No. 89-23 by accepting revised Exhibit A. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Euerle to adopt Resolution No. 89-23 as amended.

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

No: None; Resolution No. 89-23 is adopted as amended.

RESOLUTION NO. 90-23

6/5/23

BY: **D. LIME**, R. EUERLE, L.A. KOHAR, K. KUSSMAUL, K. SHUMAN, M. WILSON, K. ZACHARIAS, M. CASSELBERRY, A. DIVIS

A RESOLUTION SUPPORTING THE CITY OF PARMA – CUYAHOGA COUNTY HEALTHY URBAN TREE CANOPY GRANT PROGRAM APPLICATION, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to adopt Resolution No. 90-23.

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

No: None; Resolution No. 90-23 is adopted.

RESOLUTION NO. 91-23

6/5/23

BY: D. LIME

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 449-06-111, 7806 SPRING GARDEN ROAD, PARMA, OHIO, AND DECLARING AN EMERGENCY

Councilwoman Lime – Stated this house is in her ward and is in very bad shape – every window is broken and door has been kicked in. Stated that she is asking for Council’s support of this Resolution.

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to adopt Resolution No. 91-23.

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

No: None; Resolution No. 91-23 is adopted.

PUBLIC SESSION

Diana Withrow, 6050 Westminster – Stated that she is concerned about the amount of commercial grade fireworks that are being set off in the City. Stated that she spoke with Police Chief Bobak and he advised that if a complaint is called in regarding fireworks to let the dispatcher know that it involves commercial grade fireworks.

Jeff Minnick – Asked if there are any further plans to increase bike lanes on city streets or to install share the road signs for safety.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – In answer to Mr. Minnick’s question, stated that he has spoken with Cuyahoga County Executive Chris Ronayne about upcoming projects and will look at any opportunities available to add signage and bike lanes.

Safety Director Coury – Stated that the nuisance abatement legislation on Spring Garden was a team effort and ultimately, they want to make sure that the financial responsibility for the home repairs fall on the property owner.

Law Director Dobeck – No comment.

Treasurer Mastroianni – No comment.

Councilman Euerle – Thanked Law Director Dobeck and Safety Director Coury for their help with recent issues.

Councilman Kussmaul – Wished Councilman Euerle a great wedding weekend.

Councilwoman Shuman – Stated she was so proud to present the Certificate of Recognition to Pierre Bejjani earlier in the evening and that he is one of her favorite people.

Councilwoman Wilson – No comment.

Councilwoman Zacharias – No comment.

Councilman Casselberry – Congratulated Councilman Euerle on his upcoming wedding.

Councilman Divis – Congratulated Councilman Euerle on his upcoming wedding.

Councilwoman Kohar – Asked Councilwoman Lime if regarding the nuisance abatement on Spring Garden, if anything was done to address the mental health of the occupant.

Councilwoman Lime – Stated that the occupant’s mental health is currently being addressed. Thanked Safety Director Coury, Law Director Dobeck, Police Chief Bobak, Police Captain Zarzeczny, Prosecutor Roseanne Hilow, and Assistant Building Commissioner Jim Lobenthal for all of their help.

REPORT ON ABSENT MEMBERS

Motion made by Councilman Casselberry seconded by Councilwoman Kohar to excuse Council President Dipierro from the Council meeting. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to adjourn said meeting at 7:35 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 Monday, June 5, 2023.

/s/ Kristin L. Saban
KRISTIN L. SABAN
CLERK OF COUNCIL

/s/ Deborah Lime
DEBORAH LIME
PRESIDENT OF COUNCIL PRO TEM

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