

**MARCH 3, 2014**  
**MINUTES OF REGULAR COUNCIL MEETING**  
**PARMA CITY HALL COUNCIL CHAMBERS**  
**7:25 PM**

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

COUNCIL MEMBERS PRESENT:

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

Mr. Ramser – 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, Chief Assistant Law Director Timothy Miller, Treasurer Tom Mastroianni, Safety Director Greg Baeppler, Service Director Brian Higgins, Building Commissioner Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Community Development Director Erik Tollerup, Recreation Commissioner Mickey Vittardi, Senior Citizen Director Jo Ann Mason, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchysky, and Clerk of Council Kenneth A. Ramser.

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**INVOCATION**

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

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**PLEDGE OF ALLEGIANCE**

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**VOICE VOTE**

**RESOLUTION NO. 47-14**    3/3/14    L-47-14

BY: BRIAN BROCHETTI and the rest of Council  
A RESOLUTION CONGRATULATING THE HOLY FAMILY VARSITY FOOTBALL  
CHEERLEADERS - 1st PLACE CYO CLEVELAND DIOCESAN CHEER  
CHAMPIONSHIP

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 47-14. Motion carried.

The Cheerleader squad came up to accept the Resolution from Council, Proclamation from the Mayor and Certificates from the Law Director and Treasurer. They performed a cheer for all.

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**COUNCIL RECESSED TO GO BACK INTO BUDGET REVIEW @ 7:35 PM AND  
RECONVENED @ 8:20 PM.**

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**AMENDMENT TO THE CALENDAR**

Motion made by Councilman Tuma, seconded by Councilman Day to amend the Calendar by adding Ordinance No. 26-14 to Second Reading from Second Reading Suspension. Motion carried.

**LEGISLATIVE COMMENT**

President Brennan asked if there were any people who wanted to comment on any piece of legislation that is scheduled to be passed this evening. No one wished to speak.

**COMMUNICATIONS, PETITIONS, AND CLAIMS**

Notice to legislative authority from the Ohio Division of Liquor Control a New C1, C2, and D6 license to 7-Eleven, Inc. dba 7-Eleven 36736, 7510 Broadview Road, Parma, Ohio 44134. Mailed on 2/13/2014. Responses must be postmarked no later than 3/17/14.

Notice to legislative authority from the Ohio Division of Liquor Control a New C1 and C2 license to 7-Eleven, Inc. dba 7-Eleven 36735, 6585 Ridge Road, Parma, Ohio 44129. Mailed on 2/13/2014. Responses must be postmarked no later than 3/17/14.

Notice to legislative authority from the Ohio Division of Liquor Control a New C1 and C2 license to 7-Eleven, Inc. dba 7-Eleven 36737, 5206 State Road, Parma, Ohio 44134. Mailed on 2/13/2014. Responses must be postmarked no later than 3/17/14.

Notice to legislative authority from the Ohio Division of Liquor Control, a new D2 and D2X license to T. Fard, Inc. dba Tony's Family Restaurant, 1515 W. Pleasant Valley, Parma, Ohio, 44134. Mailed 2/19/14. Responses must be postmarked no later than 3/24/2014.

Notice to legislative authority from the Ohio Division of Liquor Control, a transfer of a D5 and D6 license from BAM Inc. dba Bamboozles, 5515 Broadview Road, Bsmt, Parma, Ohio 44134 to Theodore Wall, LLC dba Wall Street Tavern, 5515 Broadview Road, Bsmt., Parma, Ohio, 44134. Mailed on 2/27/2014. Responses must be postmarked no later than 3/31/2014.

**FIRST READING:**

**ORDINANCE NO. 32-14** 3/3/14 L-32-14

BY: B. DAY  
(By Request - City Engineer/Building Commissioner)

AN ORDINANCE TO AMEND CHAPTER 1713 "CERTIFICATES OF OCCUPANCY FOR MULTIPLE DWELLINGS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance shall be referred back to the Public Safety Committee.

**ORDINANCE NO. 35-14** 3/3/14 L-35-14

BY: S.M. TUMA  
(By Request - Recreation Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF PARMA HEIGHTS FOR A PARTNERSHIP OF HOSTING SUMMER BAND CONCERTS AT ANTHONY ZIELINSKI PARK IN THE CITY OF PARMA AND GREENBRIAR COMMONS IN THE CITY OF PARMA HEIGHTS, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance shall be referred to the Public Service Committee.

**RESOLUTION NO. 36-14**

3/3/14

L-36-14

BY: B. DAY  
(By Request - Safety Director)

A RESOLUTION TO ACKNOWLEDGE AND RATIFY A MUTUAL AID AGREEMENT BETWEEN THE CITY OF PARMA ON BEHALF OF THE PARMA POLICE DEPARTMENT AND THE BOARD OF PARK COMMISSIONERS OF THE CLEVELAND METROPOLITAN PARK DISTRICT ON BEHALF OF THE CLEVELAND METROPARKS RANGER DEPARTMENT, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Resolution shall be referred to the Public Safety Committee.

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**ORDINANCE NO. 37-14**

3/3/14

L-37-14

BY: A. DIVIS  
(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE RENOVATION AND STRUCTURAL IMPROVEMENTS TO CITY-OWNED PROPERTY LOCATED AT 7335 RIDGE ROAD FOR THE CITY OF PARMA RECREATION AND COMMUNICATION/DISPATCH DEPARTMENTS, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance shall be referred to the Finance Committee.

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**ORDINANCE NO. 38-14**

3/3/14

L-38-14

BY: D. LIME, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY, V. DEPIERRO, A. DIVIS, L. NAPOLI, S. TUMA  
(By Request - Community Services & Economic Development Director)

AN ORDINANCE TO CONVEY CITY-OWNED LAND LOCATED AT 6911 SNOW ROAD (PPN 448-01-020); 4425 TORRINGTON AVENUE (PPN 444-17-031; WEST 54TH STREET (PPN 444-28-003); 2220 KEYSTONE ROAD (PPN 445-32-006); 7103 WOLF ROAD (PPN 443-17-049); 7510 DOROTHY AVENUE (PPN 449-04-010); LINCOLNSHIRE DRIVE (PPN 452-33-013); 10190 TERRACE COURT (PPN 456-11-118); AND 3813 CENTER ROAD (PPN 451-04-078) TO PARMA COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY

Mr. Brennan - Said Ordinance shall be referred to the Governmental Operations Committee.

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**ORDINANCE NO. 39-14**

3/3/14

L-39-14

BY: B. DAY  
(By Request - Building Commissioner)

AN ORDINANCE TO REPEAL CHAPTERS 1506 "RESIDENTIAL CODE FOR ONE-, TWO-, AND THREE-FAMILY DWELLINGS, 1509 "QUALITY OF MATERIALS", 1511 "CALCULATION OF STRESSES AND UNIT STRESSES", 1513 "PLAIN CONCRETE AND MASONRY WALLS, PIERS AND PILASTERS"; 1514 "INTERIOR WALL COVERING", 1515 "TIMBER CONSTRUCTION"; 1517 "INTERIOR AND EXTERIOR PAINTING"; 1520 "FIREPLACES"; 1521 "REFUSE DISPOSAL"; AND

1525 "FALLOUT SHELTERS" OF TITLE ONE "BUILDING REGULATIONS" OF THE  
CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN  
EMERGENCY

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

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**ORDINANCE NO. 40-14**                      3/3/14                      L-40-14

BY: B. DAY  
(By Request - Building Commissioner)

AN ORDINANCE TO REPEAL CHAPTER 1535 "LOCAL REGULATIONS" AND  
CHAPTER 1539 "CARBON MONOXIDE DETECTORS" OF TITLE THREE  
"ELECTRICAL REGULATIONS" OF THE CODIFIED ORDINANCES OF THE  
CITY OF PARMA, AND DECLARING AN EMERGENCY

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

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**ORDINANCE NO. 41-14**                      3/3/14                      L-41-14

BY: B. DAY  
(By Request - Building Commissioner)

AN ORDINANCE TO REPEAL CHAPTERS 1545 "STEAM AND HOT WATER  
HEATING"; 1547 "PLANS AND SPECIFICATIONS"; 1549 "CONTROLS"; 1551  
"WARM AIR PIPING"; 1553 "WALL STACKS AND AIR SUPPLY"; 1555  
"REFRIGERATION AND AIR-CONDITIONING"; AND 1557 "COMMERCIAL  
COOKING EQUIPMENT" OF TITLE FIVE "HEATING AND VENTILATING  
REGULATIONS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA,  
AND DECLARING AN EMERGENCY

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

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**ORDINANCES NO. 42-14**                      3/3/14                      L-42-14

BY: B. DAY  
(By Request - Building Commissioner)

AN ORDINANCE TO REPEAL CHAPTERS 1569 "PLUMBING MATERIALS";  
1571 "TOILET ROOMS AND FIXTURES"; 1573 "SUMPS, EJECTORS AND  
CATCH BASINS"; AND 1575 "SEWERS AND SUBSOIL DRAINS" OF TITLE SEVEN  
"PLUMBING REGULATIONS" OF THE CODIFIED ORDINANCES OF THE CITY  
OF PARMA, AND DECLARING AN EMERGENCY

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

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**SECOND READING:**

**ORDINANCE NO. 16-14**                      2/3/14                      L-16-14

BY: S. TUMA  
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO  
ENTER INTO A CONTRACT FOR ON-CALL GENERAL ENGINEERING SUPPORT  
AND INSPECTION SERVICES AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 16-14 back to the Finance Committee. Motion carried.

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**ORDINANCE NO. 21-14**                      2/3/14                      L-21-14

BY: B. DAY  
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF THIRTY (30) PATROL PC RT-12i-SECOND GENERATION CORE I RUGGED COMPUTERS FOR THE PARMA POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 21-14 back to the Finance Committee. Motion carried.

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**ORDINANCE NO. 23-14**                      2/18/14                      L-23-14

BY: B. BROCHETTI

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES, TO APPROVE, ADOPT AND ENACT NEW MATTER IN THE CODIFIED ORDINANCES, TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilman Day to refer Ordinance No. 23-14 back to the Governmental Operations Committee. Motion carried.

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**ORDINANCE NO. 24-14**                      2/18/14                      L-24-14

BY: B. DAY

AN ORDINANCE TO AMEND THE GENERAL OFFENSES CODE OF THE CITY TO CONFORM TO CURRENT STATE LAW, AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilman Tuma to refer Ordinance No. 24-14 back to the Public Safety Committee. Motion carried.

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**ORDINANCE NO. 25-14**                      2/18/14                      L-25-14

BY: B. DAY

AN ORDINANCE TO AMEND THE TRAFFIC CODE OF THE CITY TO CONFORM TO CURRENT STATE LAW, AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilman Tuma to refer Ordinance No. 25-14 back to the Public Safety Committee. Motion carried.

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**RESOLUTION NO. 27-14**    (Finance)                      2/18/14                      L-27-14  
BY: B. BROCHETTI  
(By Request - City Engineer)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE BAGLEY ROAD, NORTH LINDEN LANE, PLEASANT VALLEY ROAD, AND WEST 130TH STREET (PART OF THE BAGLEY-PLEASANT VALLEY ROAD PROJECT BY CUYAHOGA COUNTY) IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 27-14 back to the Public Safety Committee. Motion carried.

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**SUSPENSION OF THE RULES:**

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 31-14, Ordinance No. 33-14, Resolution No. 34-14, Ordinance No. 43-14, Ordinance No. 44-14, Resolution No. 45-14 and Ordinance No. 46-14 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Ordinance No. 31-14, Ordinance No. 33-14, Resolution No. 34-14, Ordinance No. 43-14, Ordinance No. 44-14, Resolution No. 45-14 and Ordinance No. 46-14 be placed on final passage?

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

No: None; motion carried.

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**ORDINANCE NO. 31-14**      3/3/14      L-31-14

BY: S.M. TUMA  
(By Request - Law Director)

AN ORDINANCE TO ENTER INTO A SETTLEMENT AGREEMENT BETWEEN THE CITY OF PARMA AND THE DEFENDANTS IN THE CASE KNOWN AS THERESA BRYANT, AS MOTHER, ETC. VS POLICE OFFICER JAMES MANZO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 31-14.

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

No: None; Ordinance No. 31-14 is adopted.

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**ORDINANCE NO. 33-14**      3/3/14      L-33-14

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

AN ORDINANCE TO AMEND THE 2014 TEMPORARY APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 33-14.

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

No: None; Ordinance No. 33-14 is adopted.

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**RESOLUTION NO. 34-14** 3/3/14 L-34-14

BY: S.M. TUMA  
(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 Tuma, seconded by Councilman Day to adopt Resolution No. 34-14.

Yes: Day, Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman.  
No: None; Resolution No. 34-14 is adopted.

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**ORDINANCE NO. 43-14** 3/3/14 L-43-14

BY: B. DAY, V. DIPIERRO, A. DIVIS, D. LIME, L. NAPOLI, S. TUMA, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN  
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DELINQUENT DEBT COLLECTION AGREEMENT BETWEEN THE OHIO ATTORNEY GENERAL AND THE CITY OF PARMA FOR THE COLLECTION OF DELINQUENT DEBT OWNED TO THE CITY OF PARMA AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 43-14.

Yes: Day, Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman.  
No: None; Ordinance No. 43-14 is adopted.

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**ORDINANCE NO. 44-14** 3/3/14 L-44-14

BY: B. DAY, V. DIPIERRO, A. DIVIS, D. LIME, L. NAPOLI, S. TUMA, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN  
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBIC SAFETY TO ENTER INTO AN AGREEMENT WITH GREAT LAKES BILLING ASSOCIATES, INC. TO PROVIDE BILLING AND COLLECTION SERVICES FOR RESIDENTIAL EMERGENCY MEDICAL SERVICE CHARGES AND AMBULANCE TRANSPORTATION BY THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 44-14.

Yes: Day, Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman.  
No: None; Ordinance No. 44-14 is adopted.

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**RESOLUTION NO. 45-14** 3/3/14 L-45-14

BY: **D. LIME**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN, B. DAY, V. DIPIERRO, A. DIVIS, L. NAPOLI, S. TUMA

A RESOLUTION IN SUPPORT OF HOUSE BILL 170, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 45-14.

Yes: Day, Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman.  
No: None; Resolution No. 45-14 is adopted.

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**ORDINANCE NO. 46-14**      3/3/14      L-46-14

BY: S.M. TUMA  
(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH CT CONSULTANTS FOR TRAFFIC ENGINEERING SERVICES, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 46-14.

Yes: Day, Dipierro, Divis, Lime, Napoli, Tuma, Brochetti, Casselberry, Crossman.  
No: None; Ordinance No. 46-14 is adopted.

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**PUBLIC COMMENT**

Denise- V.P. Animal Guardians for a Prosperous Parma -Commented on Breed Specific Legislation.  
Molly, Liberty Avenue - Commented on Breed Specific Legislation.  
Andrea - Commented on feral cat problems, organic gardening and beautification.

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**MISCELLANEOUS COMMENTS**

Mayor DeGeeter - Commented on the State of Parma report. Commented on Fat Tuesday and Fish fries around town. Commented on Tuma's successful budget hearings.

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Councilman Day - Congratulated St. Columbkille boys basketball championship.

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Councilman Dipierro - No comment.

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Councilman Divis - Comments regarding Mt. Alverna. Fundraiser on April 5th at St. Josaphats.

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Councilwoman Lime -Looking forward to great packzie's with Ch. 5 and Ch. 8. Mentioned Kelly Stack the Olympian. Mentioned Ridge/Charles skunk problems.

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Councilman Napoli - Is on Weight Watchers and staying away from packzies.

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Councilman Tuma - Likes the cooperation of the departments on the budgets.

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Councilman Brochetti - Thanked everyone for the baby wishes and commented on the feral cats.

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Councilman Casselberry - Commented that his son is on his third tour of duty and will be home soon.

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Councilman Crossman - Commented on St. Columbkille basketball, proud of positive ideas from outsiders, and thanked Tuma for his patience in the budget hearings.

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President Brennan - Commented on the State of the City being on tv. Parma is having an Easter Egg Hunt at James Day Park April 5 at 3 PM. Big Creek cleanup on May 31st from 9-Noon.

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**ADJOURNMENT**

Motion made by Councilman Day, seconded by Councilwoman Lime to adjourn said meeting at 9:15 PM. Motion carried.

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**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, March 3, 2014.

      /s/ Kenneth A. Ramser        
KENNETH A. RAMSER  
CLERK OF COUNCIL  
Minutes completed on March 20, 2014 lly

      /s/ Sean P. Brennan        
SEAN P. BRENNAN  
PRESIDENT OF COUNCIL