APRIL 15, 2013 PARMA CITY HALL COUNCIL CHAMBER **REGULAR COUNCIL MEETING** 7:00 P.M.

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

COUNCIL MEMBERS PRESENT: LARRY NAPOLI

ANDY SCHOFIELD SCOTT M. TUMA **BRIAN BROCHETTI** MARK CASSELBERRY **ALLAN DIVIS**

MARY GALINAS **DEBORAH LIME**

COUNCIL MEMBER EXCUSED

BRIAN DAY

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, Law Director Timothy G. Dobeck, Treasurer Tom Mastrojanni, Service Director Brian Higgins. Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Director of Human Resources Thomas Weinreich, Senior Citizen Director Jo Ann Mason, Chief of Staff Michael Culp, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchytsky and Clerk of Council Kenneth A. Ramser.

INVOCATION

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

PLEDGE OF ALLEGIANCE

______ Mr. Brennan - asked for a moment of silence for those that were injured and lost their lives today as

the result, apparently, of some despicable act in Boston.

VOICE VOTE:

RESOLUTION NO. 82-13 4/15/13

L-82-13

BY: B. BROCHETTI, M. CASSELBERRY, D. LIME, B. DAY, A. DIVIS, M. GALINAS.

A. SCHOFIELD

A RESOLUTION HONORING NATHAN TOMASELLO 2013 STATE CHAMPION WRESTLER

Motion made by Councilwoman Galinas, seconded by Councilwoman Lime, to adopt Resolution No. 82-13. Motion carried.

Nathan Tomasello came forward while the Clerk of Council read the Resolution in its entirety. Councilman Brochetti - Presented Nathan with the Resolution and congratulated him. Mayor DeGeeter - Presented Nathan with a Proclamation and congratulated him. Nathan - Thanked everyone for the awards.

L-97-13

RESOLUTION NO. 97-13 BY: D. LIME, B. BROCHETTI, M. CASSELBERRY, B. DAY, A. DIVIS, M. GALINAS,

A. SCHOFIELD, S. TUMA, L. NAPOLI

A RESOLUTION HONORING ST. CHARLES BORROMEO PARISH

VOICE VOTE CONTINUED:

ON THEIR 90TH ANNIVERSARY 1923-2013

Motion made by Councilwoman Lime, seconded by Councilwoman Galinas to adopt Resolution no. 97-13. Motion carried.

LEGISLATIVE COMMENT

Mr. Brennan - Asked if anyone wished to speak regarding any legislation that Council will be taking action on this evening.

John Visnauskas - All Faiths Pantry - Spoke in support of our Resolution No. 102-13 which is a Resolution in support of the Ohio Association of Foodbanks request for \$34 million \$(17 million each year) to support the continuation of its grant application. Thanked Councilman Casselberry for introducing the Resolution.

Mr. Brennan - Stated we have members from the Parma Able Program in the audience. This is the excellent program that is put on in the Parma City Schools for our residents who are learning English and getting their G.E.D.s. Thanked them for their attendance

DISPOSAL OF JOURNAL

Mr. Brennan - Stated you have before you the Minutes for the Regular Council Meeting of April 1, 2013. He asked if there were any additions or corrections to these Minutes. Stated, hearing none, the Minutes will stand approved as printed.

COMMUNICATIONS, PETITIONS, AND CLAIMS

Notice to Legislative Authority from the Ohio Division of Liquor Control, 6606 Tussing Road, P.O. Box 4005 Reynoldsburg, Ohio, 43068-9005 Transfer from HAB INC DBA MOONLIGHT TAVERN, 6174 Broadview Rd 1st FI & Bsmt Parma, Ohio 44134, for D1, D2, D3 and D3A License. This was mailed on 04/04/2013. Responses must be postmarked no later than 05/06/2013.

Mr. Brennan - This notice has been sent to the Ward Council Member and to the Safety Department.

Notice to Legislative Authority from the Ohio Division of Liquor Control 6606 Tussing Road, P.O. Box 4005 Reynoldsburg, Ohio, 43068-9005, Transfer from PARMA BLUE, INC, DBA BLUE MOOSE EATERY & PATIO,5513 Pearl Rd, Parma, Ohio 44129, to BREW CO OHIO LLC & PATIO, 5513 Pearl Rd, Parma, Ohio 44129 for a D5, D6 License.. This was mailed 04/03/2013. Responses must be postmarked no later than 05/06/2013.

Mr. Brennan - This notice has been sent to the Ward Council Member and to the Safety Department.

-Councilman Divis - Please be advised that Parma City Council, at the regular Council Meeting held on Monday, April 15, 2013, considered the request for Variance extensions for the applicant Mr. Kevin P. Harrison, owner of A Touch of Class A/B Inc., located at 1611 Brookpark Road, PPN 445-05-006, 007, and 008. These "Area" Variances were granted by Council on September 17, 2012, and the extension is requested because of a delay in the start of their project due to the passing of the architect on the project. The first request was for an "Area" Variance of Section 1199.06(a)(b)(c) – SCREENING AND BUFFERING – LANDSCAPED BUFFER AREAS FOR REAR AND SIDE YARDS. The proposal is for an addition to the existing commercial building and the building of a new commercial building. A 12' wide landscape buffer is required for the side and rear setback abutting a Residential District. The request is for 0-3' landscape buffer. The Variance would result in allowing 0' wide landscape buffer.

The second request was for an "Area" Variance of <u>Section 1170.06 – COMMERCIAL OFFICE DISTRICTS – LOT AREA, WIDTH AND COVERAGE REGULATIONS</u>. Maximum lot covered permitted by Code is 30%. The request is for lot coverage of 44%. This Variance would result in allowing 14% more lot coverage than permitted by Code. There is a stipulation that there is a 2' setback with a fence, and the applicant agreed to the stipulation.

The third request was for an "Area" Variance of <u>Section 1170.08 – COMMERCIAL OFFICE DISTRICTS – SCHEDULE OF YARD AND HEIGHT REGULATIONS</u>. A 12' side and rear building setback is required from the adjacent residential property. The request is for an 8' setback.

COMMUNICATIONS, PETITIONS, AND CLAIMS CONTINUED:

The fourth request was for an "Area" Variance of Section 1197.05(33) - OFF STREET PARKING AND LOADING FACILITIES - SCHEDULE OF REQUIRED PARKING - AUTO BUSINESS - SALES AND SERVICE. Parking must be provided at a rate of 4 spaces per bay, plus 1 space per employee for a total of 35 spaces. The request is for a total of 23 spaces. This Variance would result in 12 less parking spaces than Code requires.

Motion made by Councilman Divis, seconded by Councilwoman Galinas, to grant the extension of these Variances to Mr. Kevin P. Harrison. Motion carried.

FIRST READING:

RESOLUTION NO. 95-13 4/15/13

L-95-13

BY: B. BROCHETTI

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO ISSUE A PERMIT TO TRANSPORT INTO THE TERRITORIAL LIMITS OF THE CITY OF PARMA, FIREWORKS AND FIREWORK SUNDRIES FOR A PYROTECHNIC DISPLAY IN CONJUNCTION WITH THE HOLY FAMILY PARISH FESTIVAL, AND DECLARING AN **EMERGENCY**

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

ORDINANCE NO. 100-13

4/15/13 L-100-13

BY: A. SCHOFIELD

(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY FOR THE RESURFACING OF EAST RIDGEWOOD DRIVE (CR-65) FROM BROADVIEW ROAD TO CROSSVIEW ROAD IN THE CITY OF PARMA AND DECLARING AN **EMERGENCY**

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

ORDINANCE NO. 103-13

4/15/13 L-103-13

BY: A. DIVIS

(By Request - Building Commissioner)

AN ORDINANCE TO AMEND SUBSECTION (b) OF SECTION 1109.03 " APPLICABILITY, COMPLIANCE AND VIOLATIONS" AND SUBSECTION (c) OF SECTION 1111.03 "APPLICABILITY, COMPLIANCE, AND VIOLATIONS" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN **EMERGENCY**

Mr. Brennan - Said Ordinance will be referred to the Planning Committee and Planning Commission.

SECOND READING:

ORDINANCE NO. 87-13

4/1/13

L-87-13

BY: L. NAPOLI

(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ANNUAL AGREEMENT FOR 2013 WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR TASKS RELATED TO THE CITY'S NPDES PERMIT FOR STORM WATER

SECOND READING CONTINUED:

MANAGEMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to refer Ordinance No. 87-13 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION OF THE RULES:

ORDINANCE NO. 89-13 4/1/13 L-89-13
BY: **S. M. TUMA**, L. NAPOLI, A. SCHOFIELD, S. M. TUMA, B. BROCHETTI, M. CASSELBERRY, A. DIVIS, M. GALINAS, D. LIME (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 - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 89-13 on three different days be dispensed with?

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None, motion carried.

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 89-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 89-13 is adopted.

THIRD READING:

RESOLUTION NO. 37-13 3/18/13 L-37-13 BY: **S. TUMA,** L. NAPOLI, A. SCHOFIELD, B. BROCHETTI, M. CASSELBERRY, A. DIVIS, M. GALINAS, D. LIME

A RESOLUTION URGING THE OHIO BOARD OF BUILDING STANDARDS TO CONSIDER AMENDING THE OHIO BUILDING CODE AND RESIDENTIAL CODE OF OHIO TO REQUIRE BOTH PHOTOELECTRIC AND IONIZATION SMOKE/FIRE DETECTORS IN SLEEPING ROOMS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Galinas, to accept Substitute Resolution No. 37-13, which amends the language on the previous Resolution No. 37-13 as stated in the Substitute legislation. Further moved to waive Rule 52 and have a Roll Call Vote on Rule 45 and place Substitute Resolution No. 37-13 on Third Reading for final passage.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Substitute Resolution No. 37-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas*, Lime.

No: None; Substitute Resolution No. 37-13 is adopted.

*Councilwoman Galinas - Stated the only difference in the Resolution is that Ionization was crossed out of the original Resolution and that we are only including photoelectric.

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THIRD READING CONTINUED:

ORDINANCE NO. 68-13 3/18/13 L-68-13

BY: S. TUMA

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SOFT DRINK VENDING MACHINES AND CONCESSION SALES. AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to amend Ordinance No. 68-13 as follows: That Section 1 shall read as follows: Section 1. That the Mayor and the Director of Public Service are hereby authorized to enter into a contract with Coca-Cola, the lowest and best bidder, for soft drink vending machines and concession sales for a period of 48 months, at the pricing attached hereto as Exhibit "A", except for contract modifications pursuant to the requirements of Ohio Revised Code Section 735.07. Further moved to waive Rule 52 and place Ordinance No. 68-13 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 68-13 as amended.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 68-13 is adopted as amended.

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ORDINANCE NO. 69-13 3/18/13 L-69-13

BY: B. BROCHETTI, L. NAPOLI, A. SCHOFIELD, S. M. TUMA, M. CASSELBERRY,

A. DIVIS, M. GALINAS, D. LIME (By Request - Service Director)

> AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE JAMES DAY RESTROOMS RENOVATION PROJECT AND **DECLARING AN EMERGENCY**

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to amend Ordinance No. 69-13 as follows: In Section 1, Line 2, after the word with, insert Millstone Management and on Line 3, after the \$ sign, insert \$83, 584.00. Further moved to waive Rule 52 and place Ordinance No. 69-13 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 69-13 as amended.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 69-13 is adopted as amended.

ORDINANCE NO. 74-13 3/18/13 L-74-13

BY: B. DAY

(By Request - Safety Director)

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION (a) "ADMINISTRATIVE CODE" OF SECTION 185.04 "FEES OF THE DIRECTOR OF PUBLIC SAFETY" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, TO ENACT A "TRAFFIC CRASH REPORT" FEE, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti, seconded by Councilwoman Galinas, to hold Ordinance No. 74-13 on Third Reading. Motion carried.

Mr. Brennan - Stated that his question regarding a \$4.00 fee which he asked during the Committee Meetings, has been answered to his satisfaction by the Safety Director.

Safety Director - explained the fee.

THIRD READING CONTINUED:

ORDINANCE NO. 83-13 3/18/13 L-83-13

BY: S. TUMA, D. LIME

(By Request - City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE A SANITARY SEWER EASEMENT IN CERTAIN REAL

PROPERTY KNOWN AS PERMANENT PARCEL NUMBER 448-23-001, LOCATED AT 6585 WEST RIDGEWOOD DRIVE IN THE CITY OF PARMA, AND **DECLARING AN EMERGENCY**

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 83-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 83-13 is adopted.

SUSPENSION OF THE RULES:

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 84-13, Ordinance No. 90-13, Ordinance No. 91-13, Ordinance No. 92-13, Ordinance No. 93-13, Ordinance No. 94-13, Ordinance No. 96-13, Ordinance No. 98-13, Resolution No. 99-13, Ordinance No. 101-13, and Resolution No. 102-13 on three different days be dispensed with?

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 84-13, Ordinance No. 90-13, Ordinance No. 91-13, Ordinance No. 92-13, Ordinance No. 93-13, No. 94-13, Ordinance No. 96-13, Ordinance No. 98-13, Resolution No. 99-13, Ordinance No. 101-13, and Resolution No. 102-13 on be placed on final passage?

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None: motion carried.

RESOLUTION NO. 84-13 4/15/13 L-84-13

BY: L. NAPOLI, A. SCHOFIELD, S. M. TUMA, B. BROCHETTI, M. CASSELBERRY, A. DIVIS,

M. GALINAS. D. LIME (By Request - Mayor)

> A RESOLUTION APPROVING THE NATUREWORKS AND LAND AND WATER CONSERVATION FUND GRANT APPLICATION, THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES, NAMING WEST CREEK PRESERVATION COMMITTEE AS THE DESIGNATED AGENT/COORDINATOR FOR THE CITY OF PARMA, AND

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Resolution No. 84-13.

Councilman Napoli - Stated that he is proud to put his name to this Resolution.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

DECLARING AN EMERGENCY

No: None: Resolution No. 84-13 is adopted.

BY: S. TUMA

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO FILE A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT). AND DECLARING AN EMERGENCY

ORDINANCE NO. 90-13 4/15/13 L-90-13

SUSPENSION OF THE RULES CONTINUED:

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 90-13.

Service Director Higgins - Explained that the sodium chloride (Rock Salt) is for next winter season. Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: Ordinance No. 90-13 is adopted.

ORDINANCE NO. 91-13 4/15/13 L-91-13

BY: M. GALINAS, NAPOLI, SCHOFIELD, TUMA, BROCHETTI, CASSELBERRY, DIVIS, LIME (By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CLEVELAND METROPARKS REGARDING THE FERNHILL STORMWATER WETLAND IN BIG CREEK RESERVATION, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 91-13.

Councilwoman Galinas - Asked for more information for the public.

Mrs. Cullins - Explained the Ordinance.

Mr. Brennan - Stated they thank Bob Garden and the Leadership at Friends of Big Creek and the Cleveland Metroparks for being a partner in the program.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 91-13 is adopted.

ORDINANCE NO. 92-13 4/15/13 L-92-13

BY: **S. TUMA**, L. NAPOLI, SCHOFIELD, B. BROCHETTI, M. CASSELBERRY, A. DIVIS. M. GALINAS,

D. LIME

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ONE (1) SELF-CONTAINED LEAF LOADER, BELT DRIVE AND EXHAUST SCOOP FOR THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 92-13.

Mr. Brennan - Asked the Service Director for an explanation.

Service Director Higgins - Gave an explanation.

Mr. Brennan - Asked how many leaf trucks do we currently have in the City and asked for an explanation as to how it works.

Service Director Higgins - Stated, we currently have 4 and explained how it works.

Mr. Brennan - Asked if there is a way we could use this device to mulch the leaves up.

Service Director Higgins - Stated, I would think that wouldn't be a good idea just based on the fact that they don't mulch them that fine. There are also some EPA requirements that he would be concerned about.

Councilwoman Lime - Asked budget questions regarding this Ordinance and the next one.

Service Director Higgins - Made comments relative to Councilwoman Lime's question.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 92-13 is adopted.

ORDINANCE NO. 93-13 4/15/13 L-93-13

BY: S. M. TUMA, L. NAPOLI, A. SCHOFIELD, B. BROCHETTI, M. CASSELBERRY, A. DIVIS,

M. GALINAS, D. LIME

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT UNDER THE STATE OF OHIO PROCUREMENT SUSPENSION OF THE RULES CONTINUED:

PRICING FOR THE PURCHASE OF ONE (1) PAVER FOR THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No.

93-13.

Councilwoman Lime - Asked the Service Director how many pavers do we have and how old are

they?

Service Director Higgins - Stated, we only have one and it's a 1990, so it's 23 years old. Councilwoman Lime - Asked if we were going to be trading the old one in or selling it out. Service Director Higgins - Stated, he was going to use the on-line auction service where they actually list your equipment and have 30 to 40 thousand customers.

Mayor DeGeeter - Thanked the Service Director on this purchase and thinking outside the box using on-line auction on the other one.

Councilman Brochetti - Asked how long would it take us to get this new paver?

Service Director Higgins - Made comments regarding the paver and said we should get it in about a

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 93-13 is adopted.

ORDINANCE NO. 94-13 4/15/13 L-94-13

BY: A. DIVIS, L. NAPOLI

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE SANITARY SEWER IMPROVEMENTS ON SPRAGUE ROAD, HOERTZ ROAD. RICHARD ROAD AND DECLARING AN EMERGENCY

By request of the Service Director, a motion was made by Councilman Tuma, seconded by Councilwoman Lime, to amend Ordinance No. 94-13 as follows: Section 3, after the Account No. insert 62110-09413-Professional Services. Motion carried.

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 94-13 as amended.,

Councilwoman Lime - Asked for an explanation from the Service Director.

Service Director Higgins - Answered Councilwoman Lime's guestions.

Councilwoman Lime - Asked further questions.

Law Director Dobeck - Answered the guestions.

Building Commissioner Deichmann - Answered questions for Councilwoman Lime.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None: Ordinance No. 94-13 is adopted as amended.

ORDINANCE NO. 96-13

4/15/13 L-96-13

BY: S. M. TUMA

(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT UNDER STATE OF OHIO PROCUREMENT PRICING FOR UNIFORM SERVICE FROM APRIL 1, 2013, THROUGH JULY 31, 2017, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 96-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 96-13 is adopted.

SUSPENSION OF THE RULES CONTINUED:

ORDINANCE NO. 98-13 4/15/13

BY: B. BROCHETTI, L. NAPOLI, A. SCHOFIELD, S. M. TUMA, M. CASSELBERRY, A. DIVIS,

M. GALINAS, LIME

(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH CODY COMPUTER SYSTEMS, INC., FOR CODY DISPATCH SOFTWARE, GENERAL SUPPORT SERVICES, CODY DISPATCH CORE LICENSE SOFTWARE, CODY DISPATCH ACTIVE CALL PLOTTING INTERFACE ("ACP" TO WTH MAPPING SYSTEM FOR CALL

SIX (6) LICENSES, 1 THINK GIS EDITOR LICENSE, BASE MAP CREATION, PROJECT

MANAGEMENT, REMOTE INSTALLATION AND CONFIGURATION AND TRAINING SERVICES AND BACKUP DISPATCH LICENSE FOR THE PARMA COMMUNICATIONS CENTER, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 98-13.

Councilwoman Galinas - Asked for an explanation from the Safety Director.

Safety Director Baeppler - Gave an explanation.

Councilwoman Lime - Asked the Safety Director several questions regarding this Ordinance.

Safety Director Baeppler - Answered Councilwoman Lime's questions.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 98-13 is adopted.

RESOLUTION NO. 99

RESOLUTION NO. 99-13 4/15/13 L-99-13

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 Councilwoman Galinas, to adopt Resolution No. 99-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Resolution No. 99-13 is adopted.

ORDINANCE NO. 101-13

4/14/13 L-101-13

BY: S. M. TUMA

(By Request - Human Resources Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT EXTENSION FOR GROUP LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Ordinance No. 101-13.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: None; Ordinance No. 101-13 is adopted.

RESOLUTION NO. 102-13 4/15/13 L-102-13 BY: **M. CASSELBERRY**, L. NAPOLI, A. SCHOFIELD, TUMA, BROCHETTI, A. DIVIS,

M. GALINAS, D. LIME

A RESOLUTION NO. IN SUPPORT OF THE OHIO ASSOCIATION OF FOODBANKS REQUEST FOR \$34 MILLION (\$17 MILLION EACH YEAR) TO SUPPORT THE CONTINUATION OF ITS GRANT APPLICATION, AND DECLARING AN

SUSPENSION OF THE RULES CONTINUED:

EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to adopt Resolution No. 102-13.

Councilman Casselberry - Encouraged his colleagues on Council to support this Resolution and made positive comments.

Councilman Tuma - Commended Councilman Casselberry, as well as Mr.Visnauskas, with respect to the work that he does.

Mr. Brennan - Made positive comments.

Yes: Napoli, Schofield, Tuma, Brochetti, Casselberry, Divis, Galinas, Lime.

No: Resolution No. 102-13 is adopted.

APPOINTMENTS AND CONFIRMATIONS

Councilman Casselberry - "Mr. Chairman, the Appointment Scanning Committee met this evening to consider the following reappointments to the Parma Community General Hospital Board for Ms. Jo Ann Mason and Mr. Louis Ripepi - terms expiring May 31, 2013. Each new appointment will be a term of three years, ending on May 31, 2016."

We also discussed retirement of Mr. Jim Bischof from the Planning Commission and Katherine Holmok is recommended to replace him. Her term would begin April 15, 2013. Ms. Holmok would serve a six year appointment to the Planning Commission which would expire on April 15, 2019."

Motion made by Councilman Casselberry, seconded by Councilwoman Galinas, to approve these appointments. Motion carried.

Councilman Tuma - "Mr. Chairman, Council was forwarded communication from Clerk of Council

Kenneth A. Ramser regarding the appointment of Ms. Karen Groves to the position of part-time Clerk in the Council Office. Ms. Groves will be replacing Mrs. Patricia White who will be retiring.

I move to confirm the appointment of Ms. Karen Groves, effective May 1, 2013, as recommended by the

Clerk of Council."

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to approve the

appointment of Ms. Groves. Motion carried.

PUBLIC SESSION

No name - Asked in a household that has a three-family home or more, will there be an extra charge added on?

PUBLIC SESSION CONTINUED:

Mr. Ken Ehlert, 7923 Liberty Avenue - Made positive comments regarding Parmatown.

Mr. Phil Thomas, Gettysburg Drive - Made comments relative to the street cleaners being out and cars parking on the street which get in their way

Wayne Mesker, 6118 Westminster Drive - Made comments relative to school violence. Announced

his candidacy for the Parma School Board.

MISCELLANEOUS BUSINESS

Mayor DeGeeter - Thanked Council for the reappointments and appointment to Parma Hospital and the Planning Commission. Thanked Council for the second year of our partnership and the Director for putting us together again with Parma Heights and publicly thanked Cox Communication for being a good corporate citizen. Thank you for your support on Ordinance No. 84-13. Made comments relative to the work stoppage by Republic Services.

Safety Director Baeppler - No comment.

Service Director Brian Higgins - Answered the gentleman's question regarding the trash pickup. Thanked Mr. Thomas for his comments regarding the street cleaners and the cars being parked on the street. Made comments regarding recycling.

Law Director Dobeck - No comment.

Treasurer Mastroianni - No comment.

Councilman Napoli - Stated - I'm very happy about the appointments to the Hospital Board. Congratulated Pat White on her upcoming retirement. Best wishes to her. She will be missed.

Councilman Schofield - No comment.

Councilman Tuma - Our Prayers and thoughts go out to the folks in Boston today and to all of the country. Made comments regarding the trash cans. and also Republic Services. Made comments relative to Substitute Resolution No. 37-13, the photoelectric smoke detectors. Thanked his colleagues for their support and thanked Law Director Dobeck as well as Building Commissioner Deichmann and the folks at the Northeast Fire Prevention Association for all their assistance on this very important piece of legislation.

Councilman Brochetti - No comment.

Councilman Divis - Echoed the thoughts on the appointment of Mr. Lou Ripepi and Jo Ann Mason. They serve the boards well. Our thoughts and Prayers go out to all of the people in our country especially those in Boston.
Councilwoman Galinas - Thanked everyone for their support on Ordinance No. 91-13, the Fernhill Stormwater wetland project in Big Creek Reservation. Mentioned the City's annual 12 th Safety Fair on Saturday, April 27 th . Made comments relating to the Boston Marathon and the tragedy that occurred there.
Councilwoman Lime - Reminded everyone that the Polish Constitution Day Parade will be on May 5 th at 2 P.M. Congratulated Jo Ann Mason and Lou Ripepi on their reappointment to the Parma Community General Hospital Board. Commented on the garbage strike. Applauded the Parma City School District on their recent Audit.
REPORT ON ABSENT MEMBERS Motion made by Councilman Tuma, seconded by Councilman Brochetti, to excuse Councilman Day. Motion carried.
ADJOURNMENT Motion made by Councilman Napoli, seconded by Councilman Tuma, to adjourn said Regular Council Meeting. 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, April 15, 2013.
KENNETH A. RAMSER CLERK OF COUNCIL Minutes correlated on April 93, 2012
Minutes completed on April 26, 2013. mt