

**JULY 7, 2014
REGULAR COUNCIL MEETING
PARMA CITY COUNCIL CHAMBERS
7:20 P.M.**

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

COUNCIL MEMBERS PRESENT: VITO DIPIERRO
ALLAN DIVIS
DEBORAH LIME
LARRY NAPOLI
BRIAN BROCHETTI
MARK CASSELBERRY
JEFFREY CROSSMAN
BRIAN DAY

COUNCIL MEMBER EXCUSED: SCOTT M. TUMA

Ms. Krupicka – 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 Dobeck, Auditor Dennis Kish, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Recreation Commissioner Mickey Vittardi, Director of Human Resources Thomas Weinreich, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchytsky, and Acting Clerk of Council Lisa Krupicka.

INVOCATION

The Invocation was given by Father Ryan Mann, Parochial Vicar at St. Charles Borromeo Church.

PLEDGE OF ALLEGIANCE LED BY EAGLE SCOUT MATTHEW R. BOWNE

VOICE VOTE:

RESOLUTION NO. 140-14 7/7/14 L-140-14

BY: **ALLAN DIVIS**, BRIAN BROCHETTI, MARK CASSELBERRY, JEFFREY CROSSMAN,
VITO DIPIERRO, DEBORAH LIME, LARRY NAPOLI, SCOTT M. TUMA

A RESOLUTION CONGRATULATING PAUL T. KIRNER ON COMPLETING
HIS GOAL OF RUNNING 24,901.55 MILES – THE CIRCUMFERENCE
OF THE EARTH

Motion made by Councilman Day seconded by Councilman Crossman to adopt Resolution No. 140-14. Motion carried.

Councilman Divis had presented this Resolution to Mr. Kirner at an earlier date.

RESOLUTION NO. 141-14 7/7/14 L-141-14
BY: **SCOTT TUMA**, BRIAN BROCHETTI, MARK CASSELBERRY, JEFFREY CROSSMAN,
BRIAN DAY, VITO DIPIERRO, ALLAN DIVIS, DEBORAH LIME, LARRY NAPOLI

A RESOLUTION HONORING TERRY DEIS PARMA COMMUNITY
GENERAL HOSPITAL CEO CITIZEN OF THE MONTH – JULY, 2014

Motion made by Councilman Day seconded by Councilman Crossman to adopt Resolution No. 141-14. Motion carried.

RESOLUTION NO. 143-14 7/7/14 L-143-14
BY: **DEBORAH LIME**, BRIAN BROCHETTI, MARK CASSELBERRY,
JEFFREY CROSSMAN, BRIAN DAY, ALLAN DIVIS, VITO DIPIERRO,
LARRY NAPOLI, SCOTT M. TUMA

A RESOLUTION CONGRATULATING MATTHEW R. BOWNE OF TROOP
221 UPON ATTAINING THE RANK OF EAGLE SCOUT IN BOY SCOUTS
OF AMERICA

Motion made by Councilman Day seconded by Councilman Crossman to adopt Resolution No. 143-14. Motion carried.

Councilwoman Lime – Presented the Resolution along with Certificates to Matthew and congratulated him.

Mayor DeGeeter – Presented a Proclamation to Matthew and Congratulated him.

RESOLUTION NO. 144-14 7/7/14 L-144-14
BY: **JEFFREY CROSSMAN**, BRIAN BROCHETTI, MARK CASSELBERRY, BRIAN DAY,
VITO DIPIERRO, ALLAN DIVIS, DEBORAH LIME, LARRY NAPOLI, SCOTT TUMA

A RESOLUTION HONORING VINEYARDS WINE MERCHANT
BUSINESS OF THE MONTH – JULY, 2014

Motion made by Councilman Day seconded by Councilman Crossman to adopt Resolution No. 144-14. Motion carried.

Councilman Crossman – Presented the Resolution as well as Certificates to Glen Campbell, owner and operator, and congratulated him.

Mayor DeGeeter – Presented a Proclamation to Mr. Campbell and congratulated him.

BY: **SCOTT M. TUMA**, BRIAN BROCHETTI, MARK CASSELBERRY,
JEFFREY CROSSMAN, BRIAN DAY, VITO DIPIERRO, ALLAN DIVIS,
DEBORAH LIME, LARRY NAPOLI

A RESOLUTION HONORING DOMINIC TROZZI 2014
PAN AMERICAN GAMES WEIGHTLIFTER

Motion made by Councilman Day seconded by Councilman Crossman to adopt
Resolution No. 145-14. Motion carried.

Councilman Brochetti – Presented the Resolution as well as Certificates to
Dominic.

Mayor DeGeeter – Presented a Proclamation to Dominic and congratulated him.

REQUEST FOR EXECUTIVE SESSION

Mr. Brennan – Stated we have a request for Executive Session relative to the
lawsuit entitled William Zaccardelli v. Nicholas Shuld, et. al. U.S. District Court Case No.
1:13 CV 2423.

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

No: None; Council went into Executive Session at 7:46 P.M. and returned at 8:15
P.M.

AMENDMENT TO THE CALENDAR

Motion made by Councilman Day seconded by Councilman Crossman to amend
the Calendar by moving Ordinance No. 148-14 to First Reading from Suspension.
Motion carried.

LEGISLATIVE COMMENT

No one wished to speak.

DISPOSAL OF THE JOURNAL

Mr. Brennan – Stated, you have before you the minutes from the June 16, 2014,
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

Notice received from the Ohio Division of Liquor Control for a Transfer of a D1,
D3 and D6 Permit from Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican
Grill, 7707 W. Ridgewood Drive, Parma, Ohio 44129 to Chipotle Mexican Grill of
Colorado LLC, dba Chipotle Mexican Grill 2281, 7683 W. Ridgewood Drive, Parma, Ohio
44129. Mailed June 17, 2014. Responses must be postmarked no later than July 18,
2014.

Mr. Brennan – Said Liquor Permit was referred to the Safety Director and Ward
Councilman.

Notice received from the Ohio Division of Liquor Control from Jans Automotive Corp, dba Jans Broadview & Grantwood Sunoco, 6138 Broadview Road, Parma, Ohio 44134, to Shree Swaminarayan Corp, dba Hari Sunoco, 6138 Broadview Road, Parma, Ohio 44134. Mailed June 20, 2014. Responses must be postmarked no later than July 21, 2014.

Mr. Brennan – Said Liquor Permit was referred to the Safety Director and Ward Councilman.

Request for Representation received from the Law Department for Joel Gaiser (Court Administrator @Parma Municipal Court) who has been named in the Case Brooke A. Medas, et al. v. Michael Maresh, et al. Motion made by Councilman Day seconded by Councilman Brochetti to accept Legal Representation for Joel Gaiser. Motion carried.

FIRST READING:

ORDINANCE NO. 136-14 7/7/14 L-136-14
BY: PLANNING COMMITTEE

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBERS 442-17-040, 442-17-041, 442-17-042, 442-17-043 AND 442-17-044 FROM RETAIL BUSINESS DISTRICT TO COMMERCIAL MANUFACTURING B DISTRICT LOCATED AT 7311 BROOKPARK ROAD IN THE CITY OF PARMA

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

ORDINANCE NO. 148-14 7/7/14 L-148-14
BY: JEFFREY CROSSMAN
(By Request – Mayor)

AN ORDINANCE TO ACCEPT A DONATION OF PROPERTY LOCATED AT 1522 GRANTWOOD DRIVE IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 150-14 7/7/14 L-150-14
BY: BRIAN DAY
(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 185.03 "FEES OF THE FIRE CHIEF" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 152-14

7/7/14

L-152-14

BY: BRIAN DAY

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES TO MANAGE THE RELOCATION OF THE CITY OF PARMA'S EXISTING COMMUNICATIONS CENTER, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 153-14

7/7/14

L-153-14

BY: SCOTT M. TUMA

(By Request – Mayor)

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$120,000 OF NOTES OF THE CITY OF PARMA IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, OF THE COSTS OF SEWER IMPROVEMENTS TO A PORTION OF RIDGE ROAD IN THE CITY OF PARMA, CONSISTING OF THE CONSTRUCTION OF SANITARY SEWERS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 154-14

7/7/14

L-154-14

BY: SCOTT M. TUMA

(By Request – Mayor)

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$320,000 OF NOTES OF THE CITY OF PARMA IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, OF THE COSTS OF CERTAIN SEWER IMPROVEMENTS TO PORTIONS OF BAGLEY ROAD, NORTH LINDEN LANE, PLEASANT VALLEY ROAD AND WEST 130TH STREET IN THE CITY OF PARMA, CONSISTING OF SANITARY SEWERS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 155-14

7/7/14

L-155-14

BY: SCOTT M. TUMA

(By Request – Mayor)

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$510,000 OF NOTES OF THE CITY OF PARMA IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING COSTS OF RESURFACING ROADS,

HIGHWAYS AND STREETS WITHIN THE CITY, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

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

SECOND READING:

ORDINANCE NO. 127-14 6/16/14 L-127-14

BY: SCOTT M. TUMA
(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 PAVEMENT MARKINGS, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilwoman Lime to refer Ordinance No. 127-14 back to the Finance Committee. Motion carried.

SECOND READING SUSPENSION:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 126-14 on three different days be dispensed with?

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

No: None; motion carried.

ORDINANCE NO. 126-14 6/16/14 L-126-14

BY: BRIAN DAY, DEBORAH LIME, LARRY NAPOLI, JEFFREY CROSSMAN, BRIAN BROCHETTI
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT UNDER THE STATE OF OHIO COOPERATIVE PURCHASE PROGRAM FOR THE REPAIRS TO THE ROOF OF FIRE STATION NO. 3, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilwoman Lime to adopt Ordinance No. 126-14.

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

No: None; Ordinance No. 126-14 is adopted.

THIRD READING:

ORDINANCE NO. 76-14 4/21/14 L-76-14

BY: BRIAN DAY
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT UNDER THE STTS OHIO CONTRACT FOR THE PURCHASE OF A TELEPHONE SYSTEM FOR THE PARMA JUSTICE CENTER AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilwoman Lime to adopt Ordinance No. 76-14.

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

No: None; Ordinance No. 76-14 is adopted.

RESOLUTION NO. 110-14 5/19/14

L-110-14

BY: BRIAN DAY
(By Request – Auditor)

A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF PARMA, OHIO FOR THE YEAR 2015, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Casselberry to amend Resolution No. 110-14 by accepting Exhibit "A". Further moved to waive Rule 52 and place Resolution No. 110-14 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Day seconded by Councilman Casselberry to adopt Resolution No. 110-14 as amended.

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

No: None; Resolution No. 110-14 is adopted as amended.

ORDINANCE NO. 115-14 5/19/14

L-115-14

BY: ALLAN DIVIS, LARRY NAPOLI

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$650,000 OF NOTES OF THE CITY OF PARMA IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING COSTS OF RESURFACING A PORTION OF SPRAGUE ROAD WITHIN THE CITY, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Dipierro to accept Substitute Ordinance No. 115-14 which amends the language on the previous Ordinance No. 115-14 as stated in the substitute legislation. Further moved to hold Substitute Ordinance No. 115-14 on Third Reading. Motion carried.

ORDINANCE NO. 119-14 6/2/14

L-119-14

BY: BRIAN BROCHETTI
(By Request – City Engineer)

AN ORDINANCE SETTING THE TIME AND PLACE OF THE ASSESSMENT EQUALIZATION BOARD HEARING WITH RESPECT TO THE BAGLEY ROAD, PLEASANT VALLEY ROAD, A PORTION OF WEST 130TH STREET, AND A PORTION OF NORTH LINDEN LANE SEWER ASSESSMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Day to amend Ordinance No. 119-14 as follows: That June 16, 2014, shall be inserted in the blank in the first Whereas Clause. That Section 1 shall be amended to read as follows: Section 1. The Assessment Equalization Board shall meet at Council Chambers in the Caucus Room, located at Parma City Hall, 6611 Ridge Road, Parma, Ohio, on Tuesday, July 15th and Tuesday, July 29th, beginning at 4:00 P.M. and adjourning at 10:00 P.M., and the hearing shall continue from day to day in between those dates and thereafter (excluding weekends and legal holidays) until all valid objections are heard. On completion of the hearing, the Assessment Equalization Board shall report its recommendations, including any changes which should be made in the estimated assessment, to this Council in accordance with Ordinance No. 104-14 and Section 727.17 of the Ohio Revised Code. Further moved to waive Rule 52 and place Ordinance No. 119-14 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 119-14 as amended.

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

No: None; Ordinance No. 119-14 is adopted as amended.

ORDINANCE NO. 123-14 6/2/14 L-123-14

BY: BRIAN DAY

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2014 STREETScape IMPROVEMENT PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF CURB, PUBLIC SIDEWALK, CATCH BASIN AND TREE LAWN WITH THE NEW CURB, SIDEWALK, CATCH BASIN AND STAMPED/COLORED CONCRETE BRICKScape IN COMMERCIAL AREAS, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilwoman Lime to hold Ordinance No. 123-14 on Third Reading. Motion carried.

ORDINANCE NO. 124-14 6/2/14 L-124-14

BY: BRIAN DAY

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES & ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2014 SIDEWALK, CURB AND CATCH BASIN PROJECT AND FOR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF ALL DESIGNATED BLIGHTED SECTIONS OF RESIDENTIAL PUBLIC SIDEWALK, CURB AND CATCH BASIN, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilwoman Lime to hold Ordinance No. 124-14 on Third Reading. Motion carried.

SUSPENSION OF THE RULES:

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 137-14, Resolution No. 138-14, Ordinance No. 142-14, Ordinance No. 146-14, Resolution No. 147-14, Ordinance No. 149-14, and Ordinance No. 151-14 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 137-14, Resolution No. 138-14, Ordinance No. 142-14, Ordinance No. 146-14, Resolution No. 147-14, Ordinance No. 149-14, and Ordinance No. 151-14 be placed on final passage?

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

No: None; motion carried.

RESOLUTION NO. 137-14 7/7/14 L-137-14

BY: MARK CASSELBERRY, VITO DIPIERRO, ALAN DIVIS, DEBORAH LIME, LARRY NAPOLI,
BRIAN BROCHETTI, JEFFREY CROSSMAN, BRIAN DAY
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBERS 444-30-007, 4202 SNOW
ROAD AND 444-30-008, 4208 SNOW ROAD, PARMA, OHIO, AND DECLARING AN
EMERGENCY

Motion made by Councilman Day seconded by Councilman Casselberry to adopt
Resolution No. 137-14.

Yes: Dipierro, Divis, Lime, Napoli, Brochetti, Casselberry, Crossman, Day.
No: None; Resolution No. 137-14 is adopted.

RESOLUTION NO. 138-14 7/7/14 L-138-14

BY: JEFFREY CROSSMAN, VITO DIPIERRO, ALLAN DIVIS, DEBORAH LIME, LARRY NAPOLI,
BRIAN BROCHETTI, MARK CASSELBERRY, BRIAN DAY
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY
NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 446-02-108, 3110 INGLESIDE
DRIVE, PARMA OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Crossman to adopt Resolution
No. 138-14.

Yes: Dipierro, Divis, Lime, Napoli, Brochetti, Casselberry, Crossman, Day.
No: None; Resolution No. 138-14 is adopted.

ORDINANCE NO. 142-14 7/7/14 L-142-14

BY: BRIAN DAY, DEBORAH LIME, ALLAN DIVIS, BRIAN BROCHETTI, MARK CASSELBERRY,
LARRY NAPOLI
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE
TO ENTER INTO A CONTRACT WITH AT&T TO PROVIDE TELEPHONE LINES FOR THE
CITY OF PARMA FACILITIES, AND DECLARING AN EMERGENCY

Councilwoman Lime – Asked if there were additional costs or fees associated with this.
Mr. Higgins – Stated that there is a decrease. It is a three-year renewal contract.

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance

No. 142-14.

Yes: Dipierro, Divis, Lime, Napoli, Brochetti, Casselberry, Crossman, Day.
No: None; Ordinance No. 142-14 is adopted.

ORDINANCE NO. 146-14 7/7/14 L-146-14

BY: BRIAN DAY
(By Request – Auditor)

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

Motion made by Councilman Day seconded by Councilwoman Lime to adopt Ordinance No. 146-14.

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

No: None; Ordinance No. 146-14 is adopted.

RESOLUTION NO. 147-14 7/7/14 L-147-14

BY: BRIAN DAY

(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 Day seconded by Councilman Napoli to adopt Resolution No. 147-14.

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

No: None; Resolution No. 147-14 is adopted.

ORDINANCE NO. 149-14 7/7/14 L-149-14

BY: BRIAN DAY

(By Request – Law Director)

AN ORDINANCE TO ENTER INTO A SETTLEMENT AGREEMENT BETWEEN THE CITY OF PARMA AND THE PLAINTIFF IN THE CASE KNOWN AS WILLIAM ZACCARDELLI V. NICHOLAS SCHULD ET AL., AND DECLARING AN EMERGENCY

Motion made by Councilman Day seconded by Councilman Brochetti to adopt Ordinance No. 149-14.

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

No: None; Ordinance No. 149-14 is adopted.

ORDINANCE NO. 151-14 7/7/14 L-151-14

BY: BRIAN DAY, DEBORAH LIME, LARRY NAPOLI, BRIAN BROCHETTI, MARK CASSELBERRY
(By Request – Human Resources Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO. 231-11 RELATIVE TO AMENDING THE PRICE AND EXTENDING THE TERM FOR A CONTRACT WITH LAKE BUSINESS PRODUCTS, AND DECLARING AN EMERGENCY

Commended Mr. Weinreich for being able to negotiate a lower price.

Motion made by Councilman Day seconded by Councilman Napoli to adopt Ordinance No. 151-14.

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

No: None; Ordinance No. 151-14 is adopted.

PUBLIC SESSION

Tony Kasverick, 11686 Stormes Drive – When I walked in this evening, the gentleman from the State was talking about a grim financial picture. I would like to paint the financial picture. I have lived in my house for 46 years. I was there when it was being built, watched it being built. I moved in the Summer of 1968. My wife and I paid \$28,000. for our house. Like so many of you I would say, while I was out cutting the grass the other day I started thinking. I started adding up numbers in my head. I stopped at about \$200,000, and what was in those numbers is the amount of real estate taxes I have paid in 46 years to the City of Parma, the

amount of income tax I paid in that period and, of course, sales tax to the County, to the State of some number I couldn't figure out. But I am sure in total the money I paid in taxes that has flowed to Parma is in the neighborhood of a quarter million dollars. I may be off, but I am probably not that far off. Considering that my basement has been totally destroyed by these floods, I probably lost another \$30,000, \$40,000. In fact, I don't have the bids back yet to get my basement back to where it was. The antique machinery that I was forced to cut up and throw out and my tools and my books and other possessions, I will never have those back. I can't buy those if I tried. And I am not speaking for myself, I am speaking for 47 something residents on the street, I'm sure. So, it's not a pretty picture for us either when we talk about financial items. A little history; again, I moved in, in the summer of 1968, in the spring of 69 the entire street was flooded. Brand new homes, basements full of mud, street full of mud and debris, back yards full of mud. Back yard ponds that never went away. South side of the street, it's even on the Engineering drawings when it was corrected, it was called a swamp. That spring, the Engineer for the City came out and our Councilwoman Mary Dunning came out immediately and went home to home, yard to yard, trying to appreciate the scope of the problem. After a short while, the Engineer said those familiar words: "Sorry people, it's all probabilities, and you have been the victim of "100-year storm." And we all turned to each other. What's a 100 year storm? What's a 100-year storm? Well in the Engineer's words at that time, and I know it's been revised, he called it a storm that perhaps only happens once a century. So, we began the clean up process and started putting our yards and houses in shape. Right around this time in the summer of 1969 guess what visited us again? Another 100 year storm. We got flooded all over again. Same thing, almost a carbon copy. Then the Engineer really went to work and he looked at the basin at the end of our street, he looked at the culvert under our street, he looked at the various restrictions. Could never explain why, when that basin floods, we get back flow of storm water through our sanitariums. Now, we can explain that down in the old lower parts of the city, we can explain that, but we can not explain that on a brand new street because there are no new homes up above us. We can't say it's waterproofing. The Engineer had the presence of mind to have the entire street dye checked. Not one illegal or cross connection was found. What he did determine was the basin was undersized and that is on the Engineering drawings, the history of that, what it was before, what it was made into afterword, where the spoil went. The spoil went to fill the swamp on the south side, some of the spoil went down on East Linden to fill which was later used for building houses. Never found the problem of why get back flow into our sanitariums. Could never really correct the restriction. We have a 36 inch culvert running down under the tree lawns on the south side of the street. It goes down to Nassau Drive. It makes a turn. At that time, it was restricted down to 24 inches. An obvious mistake, right? Thirty-six inches down to 24. Wrong. It was corrected but it could only be corrected up to 33 inches, because that is the existing sewer under Nassau. Well, for a couple of decades, also what he found out is, the contractor failed to put in a couple catch basins in the back yards between Stormes and Gross and that was never corrected. Well, the major problem of the flooding was corrected in 1970 after the basin was expanded and the restriction was eased up in the drainage. So, we went for probably two decades, 20 years or so without any noticeable problem, and I'm not going to say we didn't have a problem because I have discovered since we have been having problems. That's beside the point. No noticeable problems by way of floods. In the last 20 years, you, collectively, the City of Parma has allowed a lot of building in the water shed that feeds this basin. Not only is it Baron Drive that was planned in. Baron Drive drains into this basin, into a stagnant pond I want to add. Into a stagnant pond. Sewer water goes into a stagnant pond. People that live on Baron don't even realize that. But, up at Sprague at York where it has been repaved, where it has been widened, where a big gas station has been put in, McDonalds has been put in, a bank has been put in, an auto parts store, a pizza shop has been put in and by the way, all the surrounding land is now for sale. Parma Care Center has been put in, Sprague Road widened all the way to Ridge and beyond I guess. Except for Parma Care, I don't see any point source retention. There is a ditch, I call it the McDonalds ditch. If you ever go up there, look at Sprague and York and look behind what has been built there. There is a

man made ditch, a very dangerous ditch, and I have put this in a letter to the Mayor and to Brochetti. It is an unguarded ditch, there is a traffic light on Sprague Road, by the bank, inviting you to turn right to go into the bank and if you don't stop pretty darn quick or if you hit the ice, you are going to disappear into a ditch that is unmarked, no guardrails, no fence, and it is a commercial area and it is storm water and it is full of trash. I have the pictures. Three years ago, I sent pictures to the then Mayor of the basin, the debris in the basin, the debris in and around that ditch. That ditch is full of pipes coming from all different directions. Do you know what they are made out of? They are PVC pipes, they are pipes that didn't exist in 1970 when that basin was studied and enlarged. What is this drainage going into this basin now? The basin, by the way, and I have lived there a long time, and I am an Engineer, and this didn't sink in on me until May 12th of this year that is an earthen damn. There are regulations on that damn. That is a damn in the State of Ohio. Damns are highly regulated. I'm not a professional on damn safety but from what I can learn, no vegetation is allowed to grow on the sidewalls or the top surface of a damn, an earthen damn. Can anybody guess why? Because flooding and wind storms go together. You flood the basin, you get a blast of wind, you topple a tree, you rip out a part of the damn. Or, if you get over top, you'll rip out the vegetation and start pulling the dirt away. You don't have to be a rocket scientist to understand this thing. I got a report this evening, never read it before and I don't know why I was never on for a copy. It's the kind of thing I asked for 3 years ago. I am a professional engineer and nobody is to construe what I say as in opposition to what another P.E. has said, especially because I haven't read their work carefully yet, but I can't agree with statements that say there's no dumping or debris in that reservoir. I have a lot of pictures of it. So, either somebody's done a great deal of clean up in three years or somebody is not telling the truth. And the truth is starting to hurt, because I have been told by others that during heavy rainstorms, they have seen water come out of the damn. All the time I have been there, I have seen the rivers go down the street, I never had the presence of mind, I guess I was worried about my own basement flooding, never had the presence of mind to drive up to the reservoir and see what has happened. Well, I'm looking at the reservoir on May 12th and by golly I went back and looked at the drawings. It's a beautifully designed damn. It has a concrete wear, just like it's supposed to have. That prevents the dirt from washing away, it has a harden spillway that has never been maintained, it's full of cracks, it's vital if something is going to start spilling over. You want the water to flow out the proper way, not to flip up any pavement or anything. But the point is, it floods the street by design after the street is flooded. Why is that? How can that be? It is because when the 12 ft. drain tower is topped, which for some reason people defy common sense and don't put the guard back on top, a 5 ft. by 5 ft. square opening that leads into a 36 inch pipe down below that can ingest ply wood, logs, children, deer. That's why that guard was designed. I have never seen a drain structure without a top guard on it, but there are people in this City, the people representative of this city that say, no guards required. Well, that's nonsense. But my point is, this thing is talking to us, it's saying I'm blowing a fuse, it is emergency relief and if that fails, it's coming over the earthen walls. Within 200 ft. there are occupied houses that are on a grade level at least half the height of the depth of the water in the basin. That means, by my crude calculations, there is perhaps 15, 20, 25 acre ft. that can come out of that thing in a moment if one of those walls let go. It is a very dangerous situation, very serious. Another curiosity, I was up here in the spring of 2011 and I asked for assistance, I asked for help, I asked for somebody to get involved. I talked to my Councilman at that time, he left the job, I called the new Councilman and I waited for 8 months for a solution. Nothing, no promise of a solution was even coming. In the meantime, the people on Stormes Drive got together and they launched a class action suit against the City. Now, these people will tell you. When they had their initial meeting with the lawyer, I asked the lawyer to leave the room, if he would give me the courtesy to talk to the community, which I did and I think a number of people remember. I asked people, please don't initiate a lawsuit right away, hold off, give the City a chance. The City said they are going to respond, they are going to try and help us. Well, I waited 8 months, couldn't get anything out of this City. I decided, I will join the lawsuit myself, because what avenue did I have? People were

telling me, we can't talk to you, there is a lawsuit. We can't tell you what we are doing. You didn't just not talk to me, you didn't show me anything either. So, really, almost nothing has happened except you fixed the south fence that I complained about and posted no dumping signs. Interestingly, you posted the no dumping signs on the fence facing Stormes Drive when I never saw a chewing gum wrapper inside, but on the Gross side where people have free and easy access to dump, to play, to build structures, to build a little walkway, wooden steps going up to the brim of the dyke. What they want that for, I don't know. You didn't put the signs on the fence, you put them up on the bank of the basin, which kind of like invites people. You can go so far, but don't dump into this thing. You can't dump anywhere inside that bordered area. There is a big swale around it which drains all the surrounding area down to the tow drains, they are down at the base of the spillway. This is interesting and the people that designed it, they didn't see this coming. I think anybody that has examined this thing so far, didn't realize what is happening. The drain inside of the basin goes down to the storm culvert that goes under our street, our neighbors' tree lawns. As I said, it is a 36 inch culvert. The first two things connected to the culvert are the tow drains. The water that drains off the brim down around the front, flows down to those tow drains. Can anybody guess maybe when this tower floods, when this 5 ft. by 5 ft opening starts dumping water down at that 3 ft. diameter opening, what happens to our street? Well, in no time at all, it starts to flood. Water will come up out of the catch basins in the street, because it has no place to go. And, then of course, it back up and it floods our properties. But the real scary thing that happens, and I never saw this until May 12th, the tow drains that are designed to take water start blowing out water. They start blowing water out at the base of the damn. On the north side, it was pure mud on May 12th blowing out of that drain coming across Bonny Banks playground. Common sense, what does muddy water tell you? Something is being eroded right there. The water coming out of the catch basins on the street was clean. This was blowing mud. I heard on this side, a while ago, we are sending messages to homeowners. I have to send a message to you. I don't own that basin, I don't own that road along the McDonald's ditch. I don't know who does, but we are sending messages to homeowners, tax paying homeowners, which I am not opposed to, don't get me wrong. My message is, you are a property owner too. I don't want to keep everybody here all night, but I just want to conclude, if you take anything away from this, take this away this; this is not normal or typical Parma flooding. This is water flooding a community that is coming out of a damn where the water is being stored above the residences. You really should, as soon as you can, in my opinion get a State expert to take a look at this thing. I might be putting someone to sleep. I apologize. Well, that's about it. We are in trouble. The first time I was here, I was 25 years old and I stood over there somewhere and I didn't know what to make of what was going on and I remember saying, "I'm scared." I was over here 3 years ago. My concluding remarks were, "I would like your protection." I don't know what I have by way of concluding remarks tonight. I think I have said enough. I said all of this in a letter that I will report, if you will, to Brochetti and to the Mayor and I do hope to hear back from you.

Andrea Kleinhan, 7519 Ann Arbor Drive – I am here, again, to talk about the feral cat situation. I have been coming for 2 years. This time I brought my parents for moral support and to see that there is an actual family with me that has the same comments. Last time I was here was a couple of weeks ago. I had told Mr. Brochetti about the ongoing situation. There are cats at 7505 Dawn Haven that are feral. One of the cats came right next door and had 5 kittens. That homeowner called the City of Parma and was told, and this is why I am here because I want to get an answer from the Safety Director. She was told that it would cost \$99.00 to come out and then \$50.00 per cat. Now, every time I try to get an answer from the City about the cat situation, I am always deflected. The first time, a couple of years ago, it took a year to get a trap, got the cat trap, caught a cat the first night I put it out, the Animal Warden came out, I called her to come out. I had to go for a meeting, but my neighbor noticed that when she came to get the cat, she looked at it and released it. Didn't bring it back. The second time I asked for a cat trap, supposedly the Mayor's Office called, supposedly Brian talked to the Warden, I never did get the

cat trap. So, I bought my own cat trap, but that didn't work, because I trapped one of the feral kittens and I was told unless she had the milk of the mother, she would die and I don't have it in me to kill a cat. However, because the City is not being proactive in this situation and other situations there is no vision in this City. It's all reactive. We are left to handle a problem. I did hear, for example, with these feral cats in our yards and everything, if we as homeowners don't pick up the cat feces that is considered a nuisance and we can be fined. It seems like everything is done kind of piece meal and everything is compartmentalized. I would like it if you would start taking a more holistic view of our City and the way we operate. You have statistics, you are going to take action on the culling of the deer. Well, the deer never came up, they used to stay in James Day Park, but you fill James Day Park with 8 soccer fields and 3 or 4 baseball, etc. There has to be some kind of planning, some kind of vision like there is in a City like Wooster. If you go on their website, I believe it is either Wooster or Wadsworth, they are a well planned out City. You can't keep reacting to things, you have to take a more proactive approach and I, too, am tired of coming up here. When we had Mr. Celebrezze up here saying, you are talking to a Congressman and everything, and it's like bouncing off deaf ears. Well, I feel the same way here. I don't get a response, and I don't understand why. Why? You have these two ordinances here about nuisances, yards being in poor shape and how you are going to take action on it. Well, a cat using our back yards as litter boxes, spreading waste and also I called Cornell University. They said one of the biggest impact on the bird population is cats. Cats, tall buildings and I forgot what the third was. Metro parks don't allow feral cats on the premises. They will trap them. So, I am just looking for a better quality of life. I am not looking for a pot of gold. I just want basic maintenance and at this point in the near future I want an answer. When my neighbor called, she never had any one come. The Warden did not come. She was told it would cost \$99.00 for the visit, \$50.00 per cat, but she did see Julie shortly after she called, Julie came right on our road, Ann Arbor, to pick up a dead squirrel right across the street from us. So, I just want to interact with you guys in a more vital construct, which is where you are public servants listening to us and acting on certain things instead of ignoring us.

My parents live on Stormes Drive. They are in their 80's. Their house has been flooded 4 times since 2011. Four furnaces, four hot water tanks, four washers and dryers. Who do I submit my bills to for them? It took me from May 12th to July 7th to come to one of your meetings. I attended the Council Meeting the first time we had a flood. Oh the promises. I am very disappointed in you, Mayor DeGeeter. I had such high hopes. You haven't been around this neighborhood. You haven't walked that street. My mom and dad lost everything. Be in my shoes. Your parents. How would you feel when you get your phone and that fear of weather alert goes off. I'm sitting by my phone all night waiting for my father to call me in hysterical saying, "Sandra, we got water coming in again." After they spent \$12,000 to have their house water proofed. Tony said everything. This man is a genius. He told you the problems. Fix them for these people. I can't take it any more. My children can't take their grandfather crying, heartbroken that that man lost everything in his house. So, I am making a public record request. I would like all the communication you had with the County of Cuyahoga County on this matter from the City to the County on the reservoir. I call it the reservoir, that's how I was raised. I want all communication between the City of Parma and the County on that reservoir. I also am asking for another public records request for all the maintenance that was done in that reservoir since 2011. I will stay and give you my name and my number. I can call Kathy McLaughlin if that is who I need to call, but I am making a public request because I want to know if you guys have actually done anything for these people. The fire trucks coming down our street, turning off the gas, no electricity. It's ridiculous. Four times in four years and by the way, one of the floods was when we were all on vacation. So that was special too. But something needs to be done. I don't care who fixes it, I don't care how it gets fixed, but fix the problem. There is a problem. How are they every going to resell those homes? Their property values, their home values – right down the tubes, but like everyone is saying, you got to keep maintenance or you are going to get a letter. You care about the outside of the homes, but you don't care about what's in the

inside of those homes. So, please prove me wrong, prove me wrong. I will eat crow, I swear to God I will. Do something for these people and for my parents who are elderly.

Michelle Pearn, 11474 Stormes Drive – I just wanted to tell Sandy that on Wednesday, June 25th at 9:48 I e-mailed the Parma Law Department. I asked them, because of the bad storm we had the night before June 24th where everybody was running around in the street, going down to the reservoir thinking it was going to come, doing their wash because they might not be able to use their basement, I asked for the maintenance records for the basin at the end of our street. I got a response from Barb Wirtz, it said, "The Parma Law Director is in receipt of your request for maintenance records pertaining to the basin at the end of Stormes Drive. I am forwarding your request to the Custodian of these records, the Parma Service Department." That was 7 days ago. I never got an answer just like we don't get an answer when we call our Councilman. We call the Mayor. We want an answer and you know what? We are not going away. We want it fixed.

Karen Golias, Stormes Drive – I have been here in May and June and tonight and my main reason to be here was to say, what is going on? The Mayor promised to come in July. Brian didn't return our phone calls, but he did do something in the meantime. We do appreciate that. So, we had a little meeting over here, because some people have left already, but there are a lot of people here from our street, that you are coming on July 17th at 6:30? Okay, because and like I told you before, bring your boots. It is not a nice area and you have this educated man. He is the most educated man on our street. Use him as a resource. I mean something has to be done. What Sandy has said where we are all going broke. We have heard all your excuses about the State and the money and equipment and bla bla bla, but you know what? We are all going broke and we are getting angry. We have been here how many times begging you for help? We get the lip service but that is it. I am tired of being broke and not having money because we are fixing up homes that we can't sell. In the past you have been sympathetic, but nothing has been done. So, I am glad you are coming in July, I hope this is the start of something that needs to be done. I drive around other areas. I'm sure you have seen them. They are all grassy covered. Look at ours. Those cat tails are 6 ft. tall, the trees are growing, the dead deer. You have to see it for yourself. I know Brian was surprised when he came and we can't describe it. You have to see it. It is not a healthy situation. Somewhere, now, people's homes have to be a priority to this administration. I will compliment you on your pierogie run and the other PR things. I know that's all part of your job. My daughter loved it, but people's homes have to start being a priority. We have been more than patient. So, I am hoping this is the beginning of something and thank you for picking a date. We appreciate that.

Richard Stanowicki, Jeannie Drive – Some of you may have remembered me. I have been here before. I'm just concerned about the flooding in Parma, specifically on Jeannie Drive. I was at the May Council Meeting and I must of gotten someone's attention, because the next day the Service Department sent out two very nice gentlemen, Mr. Mazar and Mr. Plasak to vacuum out our catch basin in the street at which point they informed me that it was caved in and completely blocked. I said, "Wow, how long do you think it has been like that?" They looked around, it was just the three of us, I was off that day, "Decades". That is plural, decades. So, we flooded twice in three years. The second one would have definitely been preventable if it would have been cleaned out after the first flood. Maybe both of them would have been preventable if they were just cleaned out. Caved in and completely 100% blocked. So, basically what we had is a sewer system, was a catch basin. Once that basin fills up, the street floods, water goes down manhole covers into different things that it is not supposed to go into. As an emergency maybe a valve or something for it to catch, but when there is no tie into the sewer in the street we had about a 3 ft. hole to catch all the storm water that is supposed to manage a whole street. Now, I asked him what happens after this point. He said he fills out a report, his evaluation, he said it is going to have to be rebuilt, he said it is going to continue to cave in. So, I

said, "How do I follow up on this? How do I get a report?" He informed me that he has made many of these requests. He said they were the only two guys on the Storm Department for the City since the County took over and they have 4,800 miles of pipe to manage. He said he has filled out many of these forms requesting that sewer basins be rebuilt. He said there is a whole stack in the Service Department. He said, "Sir, your request doesn't go on the top. It goes on the bottom." So, the thing is, I got a letter from my Insurance Company last week. As of July 29th, we no longer have Homeowners Insurance. So, Parma has managed to make me and my family vulnerable to lose everything that we have worked to achieve our whole life. Either we are going to have to pay outrageous premiums because my Insurance Company said they don't insure against a sure thing and they want to know what steps Parma has taken to prevent this problem from occurring again. I told them that they clean the sewer out and they are doing the best that they can. I tried to defend the City of Parma. I have lived in the City of Parma my whole life, 49 years. I love the City of Parma. My children are in the school system. We volunteer for things. We participate in activities. I can't fix the problem in the street. The sewer is caved in and completely blocked. Now, they cleaned it out and it is functioning today. I don't know how long it is going to take to recave in. They said once the top row of bricks caved in, then the rest of the thing just kind of caves in like opening a zipper. It is an old brick kind of column down there and once the top ring goes then the rest of the layers just kind of caves in as water floods in over the edge. So, what do I do? I have no insurance. Now they said they may be able to work with me if I was going to be willing to install a check valve to prevent some of that water from backing up. I don't understand why it is my responsibility to install something. I pay to have that water managed. I pay to have that sewer cleaned. Decades of neglect, decades. So, where does that leave me? I have a house that is, I can never sell it. Hopefully if I put a check valve on there and I have no future problems, I can use that as a starting point for potential buyers someday. I haven't had a problem since the check valve was installed. I got three estimates for check valves. The cheapest one was \$1,800. Anywhere from \$1,800 to \$2,200 the three estimates. I don't feel that that is my responsibility to pay to have that check valve installed. I have lived in that house since 2000, have been a homeowner for 14 years, and I have paid my sewer and my water bills. That sewer has never been cleaned out. So, I am asking Council to maybe make a resolution to people that, if you can't manage the water in the pipes, you put something on the homeowner's home at either the City's expense or maybe the Service Department can install these things. I think most of the cost is labor because you have to dig a hole. I think it is only a couple hundred dollar unit, but why should the homeowner have to assume that cost? We have paid our sewer, we have paid our water, I have paid my income tax and to have my sewer neglected for decades, where is the water supposed to go? It's not even giving the sewer a chance to work. We are at our wits ends. We don't know what we are going to do. We are going to have to get the check valve installed and hopefully we can get insurance from somebody, but until the catch basin is repaired. We haven't refinished our basement, we are at a standstill, we can't do anything. I have made requests, from the Service Department, for information on maintenance that has been performed on the street. I get nothing. I fill out forms. I know for a fact that Mr. Mazar filled out a form in May. I requested that form. I haven't gotten it. It is a starting point. As long as somebody was willing to look in there and make an assessment that the thing is caved in, maybe we can get some action. I can't even get the form. I can't even get the document to get follow up. It is just a dead end and now that we have lost our Insurance, it is a scary situation. It is really scary. We have a swimming pool, we are one of the most popular homes in the neighborhood, basketball hoop, swimming pool, kids from all over the neighborhood are constantly over there. I can't have these kids swimming in a house with no insurance. I don't even want my kids swimming in a house that we are not insured. That is not fair to put a homeowner in that position. I cannot manage that stormwater. This is water that makes it to the street and comes up the pipes. If the water makes it to the street, that is either the City or the County or whoever we want to point fingers at, that is someone else's responsibility. I, as the homeowner, can not manage that water. We have replaced all the plumbing under our house, all the clay tiles have all been replaced by brand

new pvc from stack to street. At first the City would come out and jet our line, jet our line, jet our line. Well guess what? You were jetting in the wrong direction. You are jetting toward the house, you need to jet toward the street, because that is what is blocked. So, it has just been pacified, pacified, pacified. Something needs to be done. Finally looking down in the sewer after three years, because I requested that they do something in 2011. Nothing was cleaned out. Someone might have looked in there with a flash light but nobody put a shovel in there. So, what did we expect to happen? If there are not corrections made, it's going to continue to happen over and over and over again. I can't fix the problem in the street. Sure, I can put a check valve on, but I don't even think that that should be my financial responsibility. That is the City's responsibility to manage that water. That is not coming from my foundation, that's not coming from windows or floors or any problems on my property. That's coming from the street. That is the City's water. that is not my water. So, I just want to get some follow up. It has been 60 days since I was here in May. Actually we were at the library. I think I have give Council ample time, and I just want to know if we have discussed it, where we stand, because as of July 29th we have no homeowners insurance and if I am going to approach an insurance agency and convince them to insure my home, I have to somehow convince them that it is not going to continue to happen. They don't insure against a sure thing. So, I just hope that Council will take into consideration the problems that we are having over there, and it's not every house; it's kind of sporadic which means that some of the sewers are probably functioning and others are not. So, I just ask for Council's consideration, maybe approving something with the amendments and the motions and stuff to maybe help some of the homeowners out that need to install these check valves. If we can't fix the problem in the street and we have to fix it in my front yard, it should not be my responsibility to pay for all that. I have done everything I can to prevent this problem and I keep fixing the same problem over and over and over again. I just ask for Council's help to maybe pass a resolution. I know that funds are tight, but it would be a lot cheaper to pay \$1,800 to put a check valve on my house than it would be to spend \$100,000 to repair the whole sewer system. I know it is a temporary fix and it's kind of an isolated thing, but I'm kind of left in the lurch. being uninsured is a scary thing of no fault of my own. I maintain my property, I pay my taxes, I have done everything that has been asked of me, but I feel short changed by the City that they can't manage this water.

Val Royal, 11474 Stormes – I gave this gentleman my three minutes, but I also wanted to inform the other gentleman that no back up valve does any good. We put it in, \$1,800, it still flooded. It is a waste of his money. If the City doesn't do something, it is not going to help us. And we also lost our insurance as well and we are paying higher premiums because what else are we to do? Thank you.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – First of all, I want to thank the Stormes neighborhood residents coming up. We do have a date. I think you were here 2 weeks ago. I recognize many faces and said I would get back out there. We do have a date. July 17th at 6:30. So, its plenty time, as I said, not that I was just going to show up 2 days before, but give you advanced notice, and you have the whole night there for me at 6:30 after work. I don't have an answer right now. We are looking at different resources, looking at whether the Army Corps of Engineers, the Sewer District, as I mentioned at the previous, but we will continue to look at it. I am a windshield guy, not a rear view mirror guy. So, we will be out there. That starts it and keeps the conversation going. I can promise you that as I did promise that we would get a date to get out there. For the gentleman on Jeanne on the catch basin, I will take a follow up with our Service Department through our County to see what catch basin it is. We will get a more specific location and look into that.

Safety Director Baeppler – Regarding the comments by the lady from Ann Arbor, I can tell you definitively that no one in my office has told anybody that we charge \$99 for the first cat

and \$20 for the others, and what we are hearing now is here say that someone else said that. I would be glad to have that lady come up and speak to us in the Safety Director's Office and straighten the matter out, because that is not our policy. We are, however, inundated as we have been since the beginning of spring with complaints on cats, deer, dogs and I know there was mention made that the Animal Control Officer went out to one of the streets and picked up a squirrel. That is part of her responsibilities. She is picking up dead animals. Every time a dead animal gets hit on a street, we are sending her out unless its too big and then we have to have the Service Department go, that in addition to her other duties. She is not standing still. We are doing the best we can with it and we will go forward from that, but I wanted to clear the air. That is a misconception, we are not charging anybody for cats. We will lend out traps as we have them available.

Service Director Higgins – No comment.

Auditor Kish – No comment.

Law Director Dobeck – As you know, last Friday was Terry Deis last day at the hospital. Terry is the CEO and President of Parma Hospital and I want to thank Council and the Mayor for acknowledging him. I wish he could have been here tonight, but I also wanted to say thanks to Terry for being an outstanding president of the Hospital and taking the hospital to some great points in its history and thank him for his leadership and I hope that we will be able to do something for him at a future time.

Treasurer Mastroianni – No comment.

Councilman Dipierro – No comment.

Councilman Divis – No comment.

Councilwoman Lime – No comment.

Councilman Napoli – I will call you Rich. We have talked, obviously, during this whole thing and I will follow up with the Mayor and let you know what is going on with that. Rich lives behind me. So, it's something that I am pretty aware of.

Councilman Brochetti – No comment.

Councilman Casselberry – No comment.

Councilman Crossman – No comment.

Councilman Day – To the folks with the flooding, thanks for being here. Your stories are tough to hear. Believe me, we really don't like hearing that. I do have the utmost confidence in the Mayor that he will be out there on the 17th and will take a look. My heart goes out to you. It does from all of us. We will get this resolved, because as I have said numerous times, I think the flooding that people go through is like the worse thing a resident goes through. We do care.

Mr. Brennan – That is for sure. My memory doesn't serve me correct, but I think it was 5 or 6 years ago where we started this sewer maintenance program in Parma. We have done more for sewers in Parma in the last 5 or 6 years then probably have been done in the last 4 decades. That is unfortunate, because we are trying to play catch up on 40 years of neglect. So, your comments regarding some of these problems that have persisted for so long are well taken. I have been in many basements, I have cried with residents and I understand what the issues

are. I also understand that there are many of them, and we want them all fixed tomorrow. It would make all our lives easier. It would make everybody's lives a lot easier. So, I am happy to hear that the Mayor is going with the Councilman to check things out, out there. We have made a lot of progress regarding sewers in the last 5 or 6 years, and I remember when we first passed that Ordinance. A gentleman asked me, "How long does this last?" "How long will we be paying for this sewer maintenance program." I said, "In perpetuity", because maintaining sewers is something that has to go on forever. You can't stop doing it. Should have been started years ago. Many cities in the area were very proactive and started that years ago. But, again, and I know everybody wants their area done first. You can't do everybody first, but we are making progress even though you obviously haven't seen that yet. So, with that, a couple other things I want to mention. At our last Council Meeting, I mentioned my concern about the number of suicides and suicides that I am seeing in our periodic police report. I did speak with Chief Miller, as well as someone from the Department of Health, and the statistics do show there has been a rise. So, at some point, with Council's approval, I would like to bring in someone from one of the many organizations that deals with suicide prevention to speak to us about the programs that are out there for residents so that we can do our due diligence to get the word out to residents that are hurting that maybe don't know about those resources so that we can hopefully do our part to save some lives. It's something that's really got me concerned. As one of the residents mentioned, we did have the 4th Annual Run/Walk for Perogies on Saturday, and last year we had a little over a 500 individuals show up to run and walk. This year we had 825. So, it was a spectacular success. We are going to be able to write some really good checks from the nonprofit to the American Cancer Society, All Faiths Food Pantry which services Parma and our sister Cities in the area, the Parma Police Auxiliary as well as the All Kids Playground Project at James Day Park. So, I want to thank Councilman Casselberry for coming out, thank you Mayor for coming out, Mr. Day and his wife were there and thank you for your help. Not just walking but also for your help that day and Mr. Brochetti.

About three weeks ago, John Kokenchak, Manager of the Mall and I met and I told him about our new Youth Commission and he was looking for a nonprofit that we would like to donate bricks to from Parmatown. So, he donated 100 bricks with plaques. They sold in 2 days.

The St. Charles Parade is coming up on Wednesday. We line up between 5 and 5:30 on the Parma Circle. The parade begins at 6, it proceeds north on Ridge from the circle from the St. Charles campus. The carnival will run Wednesday through Sunday.

Resident – I heard what you said about not everyone can be taken care of at once, because of the neglect that has been over 40 years. If the City of Parma admits the neglect, why was our lawsuit dismissed by Judge McCormack if the City, you sat there and admitted that the City, now I am not saying you people, but I am saying previous administrations. You admit that it's been neglected, and yet our lawsuit was dismissed by Judge McCormack without comment which is rear?

Mr. Brennan – I am not privy to all of the problems we have here in Parma, but I do know that we have issues due to neglect, whether they all are or not, I don't know, but thank you for your comment.

REPORT ON ABSENT OFFICIALS

Motion made by Councilman Day seconded by Councilman Casselberry to excuse Councilman Tuma. Motion carried.

ADJOURNMENT

Motion made by Councilman Day seconded by Councilman Casselberry to adjourn said meeting at 9:40 P.M. 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, July 7, 2014.

/s/ Kenneth A. Ramser
KENNETH A. RAMSER
CLERK OF COUNCIL

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