

AUGUST 1, 2016  
REGULAR COUNCIL MEETING MINUTES  
PARMA COUNCIL CHAMBERS  
7:27 P.M.

The Regular Council Meeting was called to order by President of Council Pro Tem Scott M. Tuma presiding:

COUNCIL MEMBERS PRESENT:        MARK CASSELBERRY  
   JEFFREY CROSSMAN  
   VITO DIPIERRO  
   ALLAN DIVIS  
   DEBORAH LIME  
   LARRY NAPOLI  
   KRISTIN L. SABAN  
   SCOTT M. TUMA  
   BRIAN BROCHETTI

Mr. Ramser – Mr. President Pro Tem, 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, Chief Deputy Auditor Mark Prok, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Michael O’Malley, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Senior Citizen Director Jo Ann Mason, Community Development Director Erik Tollerup, Economic Development Officer/Grant Writer Shelley Cullins 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. 139-16    8/1/16            L-139-16  
BY: **S. M. TUMA**, B. BROCHETTI, M. CASSELBERRY, J. CROSSMAN,  
V. DIPIERRO, A. DIVIS, D. LIME, L. NAPOLI, K. L. SABAN

**A RESOLUTION HONORING THE CLEVELAND CAVALIERS  
2016 NATIONAL BASKETBALL CHAMPIONS**

Motion made by Councilman Brochetti seconded by Councilman Casselberry to adopt Resolution No. 139-16. Motion carried.

Councilman Tuma – Presented the Resolution, along with Certificates from the Auditor, Treasurer and Law Director to Ahmaad Crump, Cavs In-Arena Emcee.

Mayor DeGeeter – Presented a Proclamation.

Ahmaad Crump, Cavs In-Arena Emcee, accepted the Resolution, Proclamation and Certificates on behalf of the Cleveland Cavs. Thanked everyone.

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

A RESOLUTION HONORING REVEREND GARY E. HILL ON  
HIS RETIREMENT BETHANY LUTHERAN CHURCH

Motion made by Councilman Casselberry seconded by Councilman Brochetti to  
adopt Resolution No. 159-16. Motion carried.

**EXECUTIVE SESSION REQUEST**

Mr. Tuma – We have a request to go into Executive Session to discuss the  
Collective Bargaining Agreement between the City of Parma and AFL-CIO Municipal  
Foreman and Laborer Union Local 1099.

Stated a “Yes” vote will be to go into Executive and a “No” vote will be not to go  
into Executive Session.

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

No: None; Council went into Executive Session at 7:36 P.M.

Council Re-convened the Council meeting at 7:46 P.M.

**LEGISLATIVE COMMENT**

No one wished to speak.

**DISPOSAL OF JOURNAL**

Mr. Tuma – Stated you have before you the Minutes from the Regular Council  
Meeting of July 11, 2016 and the Tax Budget Hearing of July 11, 2016. Asked if there  
were any additions or corrections? Stated hearing none, the Minutes will stand  
approved as printed.

**PROPOSALS TO VARY:**

The Parma Board of Zoning Appeals met on Tuesday, July 19, 2016 and  
PROPOSED TO “VARY, subject to the provisions of amended Ordinance 1127 .13  
(confirmation or rejection by Council within forty days of the receipt of this notice) FOR  
THE APPLICANT Don Swain, Ferguson Enterprises, 12500 Jefferson Ave., Newport  
News, VA 23602 for property at 2415 Brookpark Rd. PPN 444-07-009. After discussion  
Mr. Mastrobuono made the following recommendation: “I make a motion to  
recommend to Council to GRANT to Don Swain, Ferguson Enterprises, Inc., 12500  
Jefferson Ave., Newport News, VA 23602, has requested an “Use” variance of the City of  
Parma Codified Ordinances of Section 1170.03 – COMMERCIAL OFFICE DISTRICTS –  
SCHEDULE OF PERMITTED BUILDING AND USES. Building and land shall be used in  
whole or in part in Commercial Manufacturing District only for uses permitted in  
schedules and regulations. Wholesale storage and distribution establishments permitted  
in Commercial Manufacturing B District. The proposal is to use parcel zoned Commercial  
Manufacturing A for fire protection product and fabrication wholesale storage and  
distribution facility located at 2415 Brookpark Rd. This variance would result in allowing  
for wholesale storage and distribution facility in Commercial Manufacturing A District.  
PPN is 444-07-009. There is a stipulation that they repair the fence. The essential  
character of the neighborhood would not be substantial altered and the spirit and intent  
behind the Zoning requirements would be observed. Also the written Engineer’s  
comments be entered into the minutes (see attachment)”.

Mr. Yurkiw seconded the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Mr. Tuma – Said Variance will be referred to the Planning Committee.

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The Parma Board of Zoning Appeals met on Tuesday, July 19, 2016 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Marilyn J. Hamilton, 10418 Brainard Dr., 44130. PPN is 442-07-006 & 007. After discussion Mr. Yurkiw made the following recommendation:

"I make a motion to recommend to Council to GRANT Marilyn J. Hamilton, 10418 Brainard Dr., 44130 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1153.03( c ) (2) – SINGLE FAMILY HOUSE DISTRICTS – ACCESSORY USES AND BUILDINGS – REGULATIONS. Any owner of recreation equipment may park or store such equipment, not in excess of 24' in overall length on property owned by him. The proposal is to park 30'motor home on concrete pad in rear of property at 10418 Brainard Drive. This variance would result in allowing to store on property recreational equipment that exceeds Code by 6' more for overall length. The PPN is 442-07-006 & 007. There is a stipulation that Marilyn J. Hamilton will provide a site plan showing where the trees and the hard surface are going to be located". Mr. Yurkiw made a motion to recommend to Council to grant Marilyn J. Hamilton, 10418 Brainard Dr. who has requested an "Area" variance Codified Ordinance of Section 1153.03©(2) because the essential character of the neighborhood would not be substantially altered and the adjoining properties would not suffer a substantial detriment as a result of granting this variance also with a stipulation that Marilyn Hamilton will provide a site plan showing where the trees and the hard surface are going to be located and also included the Engineer's comments. (see attachment).

Mr. O'Connor second the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes recommending Council to grant this variance.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Mr. Tuma – Said Variance will be referred to the Planning Committee.

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The Parma Board of Zoning Appeals met on Tuesday, July 19, 2016 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT Joe & Laura Hannak, Jo-Joe's Automotive, Inc., 5813 W. 130 St. PPN 441-18-001. After discussion Mr. Mastrobuono made the following recommendation:

"I make a motion to recommend to Council to GRANT to Joe & Laura Hannak, Jo-Joe's Automotive Inc., 5813 W. 130 Street, 44130 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1170.08(a) – COMMERCIAL OFFICE DISTRICTS – SCHEDULE OF YARD AND HEIGHT REGULATIONS. Code requires a 0'/10' rear and side setback to adjacent districts per the schedule of yard and height requirements. The proposal is to construct building addition at 5813 W. 130 St. that is a 3' side/rear setback to adjacent district. This variance would result in 0'/7' less side/rear setback to adjacent district. The PPN is 441-18-001. By granting this variance the essential character of the neighborhood would not be substantially altered and the spirit and intent behind the zoning and building requirements would be observed and substantial justice done by granting the variance".

Mr. Yurkiw second the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes recommending Council to grant the variance.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Mr. Tuma – Said Variance will be referred to the Planning Committee.

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The Parma Board of Zoning Appeals met on Tuesday, July 19, 2016 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE APPLICANT David & Joyce Crum, 7421 N. Linden Lane, 44130. PPN 457-05-009. After discussion Mr. Mastrobuono made the following recommendation:

"I make a motion to recommend to Council to GRANT to David & Joyce Crum, 7421 North Linden Lane, 44130 have requested an "Area" variance of the City of Parma Codified Ordinances of Section 1191.01 – REAR YARDS – RESIDENCE DISTRICTS. In a residence district, one-story buildings shall not be located nearer to the front street line than 100'. The proposal is new detached garage on property at 7421 North Linden Lane to be 63' from front right-of-way and 53' from side right-of-way. This variance would result in 37' less front setback from right-of-way and 47' less side setback from right-of-way. The PPN is 457-05-009. By granting the variance as written the essential character of the neighborhood would not be substantially altered and the spirit and intent behind the zoning and building requirements would be observed and substantial justice done by granting the variance. See the Engineer's comments attached".

Mr. Yurkiw second the motion. Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes to recommend to Council to grant the variance.

Also be it noted that a variance once granted, shall not be withdrawn or changed unless there is a change of circumstances or if after the expiration of six months no substantial construction is done in accordance with the terms and condition for which such variance was granted. In which case the Building Commissioner shall give notice in writing, and thirty days thereafter the variances will be deemed null and void, and all regulations governing such premises in question shall revert back to those in effect before the variance was granted.

Mr. Tuma – Said Variance will be referred to the Planning Committee.

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Notice from the Ohio Division of Liquor Control for a New D5 Permit to RAXX LLC, dba RAXX, 5513 Pearl Road, Parma, Ohio 44129. Mailed July 15, 2016. Responses must be postmarked no later than August 15, 2016.

Mr. Tuma – Copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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Notice from the Ohio Division of Liquor Control for a STCK C1, C2 Permit to Walgreen Co. dba Walgreens 10328, 7888 York Road, Parma, Ohio 44130. Mailed July 20, 2016. Responses must be postmarked no later than August 22, 2016.

Mr. Tuma – Copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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Notice from the Ohio Division of Liquor Control for a STCK C1, C2 Permit to Walgreen Co. dba Walgreens 12634, 1415 Rockside Road, Parma, Ohio 44131. Mailed July 20, 2016. Responses must be postmarked no later than August 22, 2016.

Mr. Tuma – Copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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Notice from the Ohio Division of Liquor Control for a STCK C1, C2 Permit to Walgreen Co, dba Walgreens 03314, 5400 Pearl Road, parma, Ohio 44129. Mailed July 26, 2016. Responses must be postmarked no later than August 26, 2016.

Mr. Tuma – Copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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Notice from the Ohio Division of Liquor Control for a New D4 Permit to Southwest Italian American Club, 7510 Snow Road, Parma, Ohio 44129. Mailed August 1, 2016. Responses must be postmarked no later than September 1, 2016.

Mr. Tuma – Copy of said Liquor Permit was referred to the Safety Director and Ward Council.

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**INTRODUCTION OF ORDINANCES AND RESOLUTIONS:**

**FIRST READING:**

RESOLUTION NO. 150-16      8/1/16      L-150-16

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

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF PARMA ON BEHALF OF THE STATE OF OHIO TO REIMBURSEMENT ITS CHEVY BLVD. AREA STORM AND SANITARY SEWER IMPROVEMENT FUND FOR THE CHEVY BLVD. AREA STORM AND SANITARY SEWER IMPROVEMENT (CAO3T) WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY

Mr. Tuma – Said Resolution will be referred to the Finance Committee.  
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ORDINANCE NO. 155-16      8/1/16      L-155-16  
BY: D. LIME  
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE AUDITOR TO ESTABLISH  
A SPECIAL REVENUE FUND ENTITLED "PAYROLL STABILIZATION  
FUND", AND DECLARING AN EMERGENCY

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

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ORDINANCE NO. 156-16      8/1/16      L-156-16  
BY: S. M. TUMA  
(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO  
ENTER INTO A CONTRACT WITH THE LOWEST AND BEST  
BIDDER FOR EQUIPMENT NECESSARY FOR DISASTER RECOVERY,  
AND DECLARING AN EMERGENCY

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

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ORDINANCE NO. 157-16      8/1/16      L-157-16  
BY: S. M. TUMA  
(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO ENTER  
INTO A CONTRACT WITH ZENITH SYSTEMS AV SOLUTIONS GROUP  
FOR AN UPGRADE OF THE VIDEO ARRAIGNMENT SYSTEM IN THE  
COMPUTER ROOM AND COURT ROOMS IN THE PARMA MUNICIPAL  
COURT, AND DECLARING AN EMERGENCY

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

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**SECOND READING:**

ORDINANCE NO. 140-16      7/11/16      L-140-16  
BY: S. M. TUMA  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE  
TO ADVERTISE FOR AND ENTER INTO A CONTRACT WITH THE LOWEST  
AND BEST BIDDER FOR THE DEMOLITION OF AN EXISTING IN-GROUND  
SWIMMING POOL, SERVICE BUILDING AND SITE IMPROVEMENT WORK  
AT RIDGEWOOD LAKE PARK IN THE CITY OF PARMA, AND DECLARING  
AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to  
refer Ordinance No. 140-16 back to the Finance Committee. Motion carried.

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ORDINANCE NO. 142-16      7/11/16      L-142-16

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

AN ORDINANCE TO AMEND THE 2016 PERMANENT APPROPRIATIONS  
OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to refer Ordinance No. 142-16 back to the Finance Committee. Motion carried.

ORDINANCE NO. 143-16      7/11/16      L-143-16

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

AN ORDINANCE TO ENACT SECTION 141.05 ENTITLED "EMERGENCY  
GRASS AND WEED CUTTING AND LAWN CLEAN-UP SERVICES" OF  
CHAPTER 141 "DEPARTMENT OF PUBLIC SAFETY" OF THE CODIFIED  
ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN  
EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to refer Ordinance No. 143-16 back to the Public Safety Committee. Motion carried.

**THIRD READING:**

ORDINANCE NO. 126-15      6/1/16      L-126-15

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

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO  
ENTER INTO A GRANT OF EASEMENT AGREEMENT WHICH WILL GRANT  
AN EASEMENT TO CLEVELAND ELECTRIC ILLUMINATING COMPANY  
FOR THE INSTALLATION AND MAINTENANCE OF ELECTRIC  
CONDUIT LOCATED ON CITY PROPERTY AT 7335 RIDGE ROAD,  
SUITE A, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Dipierro to amend Ordinance No. 126-15 by accepting Exhibit "A". Further moved to waive Rule 52 and place Ordinance No. 126-15 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Dipierro to adopt Ordinance No. 126-15 as amended.

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

No: None; Ordinance No. 126-15 is adopted as amended.

ORDINANCE NO. 89-16      6/6/16      L-89-16

BY: B. BROCHETTI, D. LIME, A. DIVIS  
(By Request – City Engineer)

AN ORDINANCE TO AMEND CHAPTER 932 "TELECOMMUNICATIONS  
SYSTEMS AND FACILITIES" OF THE CODIFIED ORDINANCES OF

THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Napoli to adopt Ordinance No. 89-16.

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

No: None; Ordinance No. 89-16 is adopted.

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ORDINANCE NO. 90-16      6/6/16      L-90-16

BY: B. BROCHETTI, D. LIME  
(By Request – City Engineer)

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION (a)  
"STREETS AND PUBLIC SERVICES CODE" OF SECTION 185.05  
"FEES OF THE DIRECTOR OF PUBLIC SERVICE" OF THE CODIFIED  
ORDINANCES OF THE CITY OF PARMA RELATIVE TO THE  
TELECOMMUNICATIONS RIGHT-OF-WAY PERMIT, AND DECLARING  
AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 90-16 as follows: Under the amended 185.05 Permit Fee, delete "antenna or pole" and insert "installation of regulated equipment". Further moved to waive Rule 52 and place Ordinance No. 90-16 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 90-16 as amended.

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

No: None; Ordinance No. 90-16 is adopted as amended.

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ORDINANCE NO. 101-16      6/6/16      L-101-16

BY: D. LIME  
(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 EQUIPMENT CHANGE-OVER  
IN POLICE VEHICLES FOR THE PARMA POLICE DEPARTMENT,  
AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to amend Ordinance No. 101-16 as follows: In Section 1, line 2, insert "Cleveland Communications", and on line 4, insert "\$76,343.79". Further moved to waive Rule 52 and place Ordinance No. 101-16 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 101-16 as amended.

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

No: None; Ordinance No. 101-16 is adopted as amended.  
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ORDINANCE NO. 103-16      6/6/16      L-103-16

BY: D. LIME  
(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND ECONOMIC DEVELOPMENT TO IMPLEMENT THE 2016 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 Brochetti seconded by Councilman Crossman to hold Ordinance No. 103-16 on Third Reading.

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ORDINANCE NO. 117-16      6/6/16      L-117-16

BY: D. LIME  
(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 FIVE (5) HARLEY DAVIDSON MOTORCYCLES FOR THE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Crossman to amend Ordinance No. 117-16 as follows: In Section 1 line 2, after the word "with" insert the words "Lakeview Motor Sports LLC" and on line 4, after the words "price of" insert "\$58,787.35". Further moved to waive Rule 52 and place Ordinance No. 117-16 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Ordinance No. 117-16 as amended.

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

No: None; Ordinance No. 117-16 is adopted as amended.

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ORDINANCE NO. 131-16      6/20/16      L-131-16

BY: M. CASSELBERRY  
(By Request – Mayor)      (Substitute)

AN ORDINANCE TO ESTABLISH THE SOLID WASTE COLLECTION FEE FOR RESIDENTIAL ACCOUNTS FOR YEAR 2017 AND TO CERTIFY UNPAID FEES TO THE COUNTY FISCAL OFFICER FOR COLLECTION IN 2017, AND DECLARING AN EMERGENCY

Motion made by Councilman Brochetti seconded by Councilman Casselberry to accept Substitute Ordinance No. 131-16 which amends the language on the previous Ordinance No. 131-16 as stated in the substitute legislation. Further moved to waive

Rule 52, have a Roll Call Vote on Rule 45 and place Substitute Ordinance No. 131-16 on Third Reading for passage as amended. Motion carried.

Mr. Tuma – Shall Rule 45 requiring reference to committee be dispensed with and Substitute Ordinance No. 131-16 be placed on final passage?

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

No: None; motion carried.

Motion made by Councilman Casselberry seconded by Councilman Napoli to adopt Substitute Ordinance No. 131-16.

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

No: None; Substitute Ordinance No. 131-16 is adopted.

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ORDINANCE NO. 135-16      6/20/16      L-135-16

BY: V. DIPIERRO

(By Request – Community Services & Economic Development Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR HIS DESIGNEE TO EXTEND AN ECONOMIC DEVELOPMENT GRANT AWARD AGREEMENT WITH CLEVELAND PLANT & FLOWER COMPANY, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Napoli to adopt Ordinance No. 135-16.

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

No: None; Ordinance No. 135-16 is adopted.

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**SUSPENSION OF THE RULES**

Mr. Tuma Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 146-16, Resolution No. 146-16, Resolution No. 147-16 Ordinance No. 148-16, Resolution No. 149-16, Resolution No. 151-16, Ordinance No. 152-16, Ordinance No. 153-16, Ordinance No. 154-16, Ordinance No. 158-16 and Ordinance No. 160-16 on Three different days be dispensed with?

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

No: None; motion carried.

Mr. Tuma - Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 146-16, Resolution No. 147-16, Ordinance No. 148-16, Resolution No. 149-16, Resolution No. 151-16, Ordinance No. 152-16, Ordinance No. 153-16, Ordinance No. 154-16, Ordinance No. 158-16 and Ordinance No. 160-16 be placed on final passage?

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

No: None; motion carried.

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RESOLUTION NO. 146-16      8/1/16      L-146-16

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

(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 456-20-021, 9706 RUNNING BROOK DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Councilman Brochetti – Stated this house was the subject of an arson. Thanked Erik Tollerup, Don Graves, the Fire Department and the Law Department. He has received a number of phone calls. While the Fire Marshall’s investigation is still open it has come to a dead end. Feels it is time for the property to have the summary nuisance abatement to move to the next step. Appreciates Council’s support.

Motion made by Councilman Casselberry seconded by Councilman Napoli to adopt Resolution No. 146-16.

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

No: None; Resolution No. 146-16 is adopted.

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RESOLUTION NO. 147-16      8/1/16      L-147-16

BY: D. LIME, M. CASSELBERRY, J. CROSSMAN, V. DIPIERRO, A. DIVIS,  
L. NAPOLI, K. L. SABAN, S. M. TUMA, B. BROCHETTI  
(By Request – Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO  
INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT  
PARCEL NUMBER 443-07-148, 6607 GILBERT AVENUE, PARMA,  
OHIO, AND DECLARING AN EMERGENCY

Councilwoman Lime – Stated this property fell to foreclosure and the family has completely gutted the house, knocked out windows, and the house is inhabitable. Stated it is one of the worst houses she has encountered in her almost 20 years as a City Council person.

Motion made by Councilman Casselberry seconded by Councilman Brochetti to adopt Resolution No. 147-16.

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

No: None; Resolution No. 147-16 is adopted.

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ORDINANCE NO. 148-16      8/1/16      L-148-16

BY: S. M. TUMA  
(By Request – Service Director)

AN ORDINANCE TO AMEND ORDINANCE NO. 264-07 TO ACCEPT  
A NEW “PRICING SCHEDULE” FOR THE MEMORANDUM OF AGREEMENT  
WITH CUYAHOGA COUNTY FOR THE MAINTENANCE OF SANITARY  
AND STORM SEWERAGE AND WATER SYSTEMS WITHIN THE  
CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Service Director Higgins – Stated that it was discussed that they were a little bit short on the Sanitary portion of the fees. Therefore, to be consistent and to keep the fees at \$2.15 per front footage they are asking Council’s consideration to move the .15 to the Sanitary portion. The fees were adjusted in the past also. This will keep this good program moving forward.

Motion made by Councilman Casselberry seconded by Councilman Crossman to adopt Ordinance No. 148-16.

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

No: None; Ordinance No. 148-16 is adopted.

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RESOLUTION NO. 149-16      8/1/16      L-149-16

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 Casselberry seconded by Councilman Brochetti to  
adopt Resolution No. 149-16.

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

No: None; Resolution No. 149-16 is adopted.

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RESOLUTION NO. 151-16      8/1/16      L-151-16

BY: L. NAPOLI, J. CROSSMAN, M. CASSELBERRY, V. DIPIERRO, A. DIVIS,  
D. LIME, K. L. SABAN, S. M. TUMA, B. BROCHETTI  
(By Request – City Engineer)

A RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION  
TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE  
CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION  
IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS  
REQUIRED, AND DECLARING AN EMERGENCY

Councilman Crossman – Stated he believes this is the result of fine work of our  
Building Department to locate and find Grant funds to pay for the repair on State Road.

Service Director Higgins – This is the type of legislation that is needed with the  
application. Mr. Patel did a fantastic job as always. The grant is for 75% of \$200,000.

Motion made by Councilman Casselberry seconded by Councilman Crossman to  
adopt Resolution No. 151-16.

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

No: None; Resolution No. 151-16 is adopted.

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ORDINANCE NO. 152-16      8/1/16      L-152-16

BY: S. M. TUMA  
(By Request – Service Director)

AN ORDINANCE APPROVING AND RATIFYING A COLLECTIVE  
BARGAINING AGREEMENT BETWEEN THE CITY OF PARMA AND  
THE AFL-CIO MUNICIPAL FOREMEN AND LABORERS' UNION  
LOCAL 1099, REPRESENTING THE SUPERVISORY PERSONNEL  
UNIT, FOR THE PERIOD OF NOVEMBER 1, 2014, THROUGH  
OCTOBER 31, 2017, PURSUANT TO CHAPTER 4117 OF THE OHIO  
REVISED CODE, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to  
adopt Ordinance No. 152-16.

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

No: None; Ordinance No. 152-16 is adopted.

ORDINANCE NO. 153-16      8/1/16      L-153-16

BY: S. M. TUMA  
(By Request – Service Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 3 OF  
ORDINANCE NO. 165-14 RELATIVE TO THE CONTRACT FOR  
THE RIDGE ROAD PHASE I SANITARY SEWER IMPROVEMENT  
PROJECT FROM DAY DRIVE TO 6905 RIDGE ROAD LOCATED  
WITHIN REAR YARD EASEMENTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Brochetti to  
adopt Ordinance No. 153-16.

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

No: None; Ordinance No. 153-16 is adopted.

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ORDINANCE NO. 154-16      8/1/16      L-154-16

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

AN ORDINANCE TO AMEND THE 2016 PERMANENT  
APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND  
DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Napoli to  
adopt Ordinance No. 154-16.

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

No: None; Ordinance No. 154-16 is adopted.

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ORDINANCE NO. 158-16      8/1/16      L-158-16

BY: V. DIPIERRO  
(By Request – Community Services & Economic Development Director)

AN ORDINANCE TO CONVEY CITY-OWNED LAND LOCATED AT 8109  
FERNHILL AVENUE IN THE CITY OF PARMA, CONSISTING OF  
PERMANENT PARCEL NUMBER 442-21-035, TO THE PARMA  
COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING  
AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilman Napoli to  
adopt Ordinance No. 158-16.

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

No: None; Ordinance No. 158-16 is adopted.  
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