

**OCTOBER 19, 2015**  
**REGULAR COUNCIL MEETING MINUTES**  
**PARMA CITY HALL COUNCIL CHAMBERS**  
**7:01 PM**

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

COUNCIL MEMBERS PRESENT:

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

Mr. Ramser, Mr. President, the Roll of Council has been called, and I find a quorum of Council members present. The following officials and department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy G. Dobeck, Service Director Brian Higgins, Safety Director Michael O'Malley, 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 Shelley Cullins, and Clerk of Council Kenneth A. Ramser.

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**INVOCATION**

The Invocation was given this evening by Father Bacik from St. Bartholomew's.

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**PLEDGE OF ALLEGIANCE**

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**LEGISLATIVE COMMENT**

Mr. Brennan - Asked if anyone from the public would like to comment on any legislation that Council will be taking final action on tonight. No one wished to comment.

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**DISPOSAL OF THE JOURNAL**

Mr. Brennan - Stated, we have the Minutes from the Regular Council Meeting held on October 5, 2015. Asked if there were any additions or corrections to these Minutes. Stated, hearing none, the Minutes will stand approved as printed.

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**VOICE VOTE:**

**Resolution No. 218-15**      10/19/15      L-218-15

By: **A. Divis**, J. Crossman, L. Napoli, S. Tuma, D. Lime, B. Brochetti, M. Casselberry,  
B. Day, V. Dipierro

A RESOLUTION HONORING TAMMY McQUILLEN, CITIZEN OF THE MONTH,  
OCTOBER, 2015

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 218-15. Motion carried.

Councilman Divis presented the Resolution to Tammy McQuillen along with the certificates from the Law Director and Treasurer. Mayor DeGeeter presented his Proclamation.

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By: **A. Divis**, B. Day, B. Brochetti, M. Casselberry, V. Dipierro, D. Lime,  
J. Crossman, L. Napoli, S. Tuma

A RESOLUTION HONORING KOHLS - PARMA, BUSINESS OF THE MONTH,  
OCTOBER, 2015

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 219-15. Motion carried.

Councilman Divis presented the Resolution to Kohl's representatives along with the certificates from the Law Director and Treasurer. Mayor DeGeeter presented his Proclamation.

**Requests For Executive Session:**

- **Request for Executive Session** relative to the lawsuit entitled **State ex rel. Andy Huttman, et al vs. City of Parma, et. al.**

Motion made by Councilman Tuma, seconded by Councilman Day to have a Roll Call vote on the above Request for Executive Session.

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

No: None; motion carried.

- **Request for Executive Session** relative to the **Fact Finders Report for AFSCME City Hall Unit and Police Records Room Unit**

Motion made by Councilman Tuma, seconded by Councilman Day to have a Roll Call vote on the above Request for Executive Session.

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

No: None; motion carried.

Council recessed from 7:20 PM until 7:57 PM when the Council Meeting was re-convened.

**COMMUNICATIONS, PETITIONS AND CLAIMS**

Notice to Legislative Authority from the Ohio Division of Liquor Control requesting a new D5 Liquor License for Crystal Party Center Corp. 5745 Chevrolet Blvd., Parma, OH 44130. Mailed 10/6/2015. Responses must be postmarked no later than 11/6/2015.

Mr. Brennan - Said license shall be referred to the Public Safety Director and Ward Council.

Notice to Legislative Authority from the Ohio Division of Liquor Control requesting a transfer of C1, C2, and D6 licenses from 89 MG Inc. dba Deli 4 Less, 7893 W. 130th St., Parma, OH 44130 to BM Kailini LLC dba Deli 4 Less, same address. Mailed 10/19/2015. Responses must be postmarked no later than 11/19/2015.

Mr. Brennan - Said license shall be referred to the Public Safety Director and Ward Council.

Communication received from the family of Dorothy Nejman thanking everyone for the Resolution on the occasion of her 100th Birthday.

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

**FIRST READING:**

By: A. Divis

AN ORDINANCE TO REZONE PERMANENT PARCEL NUMBER 445-03-010 FROM OFFICE BUILDING DISTRICT TO RETAIL BUSINESS DISTRICT LOCATED AT 6840 RIDGE ROAD IN THE CITY OF PARMA

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

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**Ordinance No. 220-15**      10/19/15      L-220-15

By: S.M. Tuma  
(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY GENERAL HEALTH DISTRICT TO PROVIDE PUBLIC HEALTH SERVICES FOR THE CITY OF PARMA RESIDENTS FOR THE YEAR 2016 AND APPROPRIATING THE SUM OF \$319,876.00, AND DECLARING AN EMERGENCY

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

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**SECOND READING:**

**Ordinance No. 208-15**      10/5/15      L-208-15

By: S. Tuma  
(By Request - Human Resources Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT/RENEWAL CONTRACT FOR HEALTH CARE ADMINISTRATION AND INSURANCE AND DENTAL CARE INSURANCE COVERAGE FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 208-15 back to the Finance Committee. Motion carried.

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**Resolution No. 211-15**      10/5/15      L-211-15

By: J. Crossman  
(By Request - Building Commissioner)

A RESOLUTION REQUESTING THE BUILDING COMMISSIONER TO INSTITUTE SUMMARY NUISANCE ABATEMENT OF PERMANENT PARCEL NUMBER 451-17-022, 1060 PARKHAVEN DRIVE, PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilman Tuma to refer Resolution No. 211-15 back to the Public Safety Committee. Motion carried.

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**THIRD READING:**

**Ordinance No. 187-15**      9/8/15      L-187-15

By: S. Tuma, B. Brochetti, M. Casselberry, J. Crossman, B. Day, V. Dipierro, A. Divis,  
D. Lime, L. Napoli  
(By Request - Mayor)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A LEASE AGREEMENT WITH THE YMCA OF GREATER CLEVELAND FOR BUILDING SPACE AT THE DONNA SMALLWOOD ACTIVITIES CENTER AND OFFICE ON AGING LOCATED AT 7001 WEST RIDGEWOOD DRIVE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime, seconded by Councilman Day to amend Ordinance No. 187-15 by attaching a new Exhibit A and to waive Rule 52 and place Ordinance No. 187-15 on Third Reading as amended. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day to adopt amended Ordinance No. 187-15.

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

No: None; Amended Ordinance No. 187-15 is adopted.

\*Councilwoman Lime is disappointed that they are leaving many of the Senior citizens without a pool for their doctor ordered rehab.

\*Councilman Tuma is happy the Y is not leaving the City in its entirety.

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**Ordinance No. 197-15**

9/21/15

L-197-15

(As Amended)

By: B. Day, B. Brochetti, M. Casselberry, J. Crossman, B. Day, V. Dipierro, A. Divis,  
D. Lime, L. Napoli  
(By Request - Safety Director)

**AN ORDINANCE TO ADOPT THE OHIO FIRE CODE, TO REPEAL EXISTING CHAPTER 1302 AND TO ENACT A NEW CHAPTER 1302 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY**

Motion made by Councilman Day, seconded by Tuma, to amend Ordinance No. 197-15 by deleting the word "Basic" from Section 5 and move to waive Rule 52 and place amended Ordinance No. 197-15 on Third Reading. Motion carried.

Motion made by Councilman Day, seconded by Councilman Tuma, to adopt amended Ordinance No. 197-15.

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

No: None; Amended Ordinance no. 197-15 is adopted.

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**Ordinance No. 198-15**

9/21/15

L-198-15

By: B. Day  
(By Request - Safety Director)

**AN ORDINANCE TO AMEND SECTION 145.01 OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA AND TO ENACT SECTION 145.025 "BUREAU OF FIRE PREVENTION" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY**

Motion made by Councilman Day, seconded by Councilman Tuma, to adopt Ordinance No. 198-15.

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

No: None; Ordinance No. 198-15 is adopted.

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**SUSPENSION OF THE RULES:**

Mr. Brennan - Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 221-15, Resolution No. 222-15, and Ordinance No. 223-15 on three different days be dispensed with?

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

No: None; motion carried.

Mr. Brennan - Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 221-15, Resolution No. 222-15, and Ordinance No. 223-15 be placed on final passage?

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

No: None; motion carried.

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By: S. M. Tuma  
(By Request - Auditor)

**AN ORDINANCE TO AMEND THE 2015 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY**

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 221-15.

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

No: None; Ordinance No. 221-15 is adopted.

By: S. M. Tuma  
(By Request - Auditor)

**A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF REQUISITIONS AS DETAILED IN EXHIBIT "A" AND DECLARING AN EMERGENCY**

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Resolution No. 222-15.

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

No: None; Resolution No. 222-15 is adopted.

By: S. Tuma  
(By Request - Mayor)

**AN ORDINANCE APPROVING AND RATIFYING THE FACT FINDER'S REPORT BETWEEN AFSCME OHIO COUNCIL 8, AFL-CIO, LOCAL 3924, REPRESENTING THE CITY HALL EMPLOYEES UNIT AND POLICE RECORDS ROOM UNIT, AND CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY**

Motion made by Councilman Tuma, seconded by Councilman Day to adopt Ordinance No. 223-15.

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

\*Mayor - Urged support of this Ordinance.

**Appointments and Confirmations**

There were no appointments or confirmation.

**Public Session**

Ray Rosenberger of N. Canterbury - Pointed out that his comments of September 21, 2015, were regarding the Behavior Research, the creators of the Phoenix survey, was a window to their minds it was not about youth voting records. This night he is giving a hardcopy of the Quality of Life survey to show the potential real-life value a statistically valid survey would bring to Parma.

Mr. Brennan stated that he would be interested in working on this project and that he has a non-profit that might be able to assist.

**Miscellaneous Business**

Mayor DeGeeter - Mentioned that the Y Express is trying to find a building in Parma to locate in. Halloween is from 6-8 PM on October 31, 2015. All Kids Playground had its ribbon cutting on Sunday.

Safety Director - No comment.

Service Director - No comment.

Law Director - No comment.

Councilman Tuma - Congratulations on the successful All Kids Playground project.

Councilman Brochetti - Mentioned a fundraiser for All Kids Playground on Saturday at noon at Anthony's. Commented on Mrs. Nejman's 100th Birthday party. Cautioned parents and kids to be cautious on Halloween.

Councilman Casselberry - Congratulated the Citizen and Business of the Month recipients. Wished everyone a safe Halloween.

Councilman Crossman - No comment.

Councilman Dipierro - No comment.

Councilman Divis - Wished everyone a safe Halloween.

Councilwoman Lime - Mentioned the Treat - n - Greet scheduled for Saturday, October 24th. Mentioned that Kathy Mabin applying and receiving a \$2000 grant to teach kids art. Stated that she was still very upset along with a lot of Parma's older residents regarding the loss of their water therapy in Parma. Stated that many of them do not have a way to get to the North Royalton's YMCA.

Councilman Napoli - Wished everyone a Happy Halloween.

Mr. Brennan - Mentioned he was proud of All Kids Playground's efforts. He enjoyed the clambake at the UAW hall. At the Nov. 2nd meeting he will be having the Parma Youth Commission address Council and that the Police will be have commendations to present. Wished everyone a happy Halloween.

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### **Report on Absent Members**

Motion made by Councilman Tuma, seconded by Councilman Brochetti to excuse Auditor Kish and Treasurer Mastroianni. Motion carried.

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### **Adjournment**

Motion made by Councilman Day, seconded by Councilman Crossman, to adjourn said Regular Council Meeting at 8:32 PM. Motion carried.

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### **CERTIFICATION**

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, October 19, 2015.

/s/ Kenneth A. Ramser

KENNETH A. RAMSER  
CLERK OF COUNCIL

/s/ Sean P. Brennan

SEAN P. BRENNAN  
PRESIDENT OF COUNCIL

10/21/15llc