

**MINUTES
MAY 1, 2023
REGULAR COUNCIL MEETING
PARMA COUNCIL CHAMBERS
6:30 P.M.**

The Regular Council Meeting was called to order by President of Council Vito Dipierro presiding.

COUNCIL MEMBERS PRESENT:	MARK CASSELBERRY ALLAN DIVIS ROB EUERLE KEVIN C. KUSSMAUL DEBORAH LIME KAMMY SHUMAN MONICA WILSON KELLY ZACHARIAS
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COUNCIL MEMBER EXCUSED:	LINDA A. KOHAR
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Mrs. Saban – Mr. Chairman, 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, Auditor Brian Day, Treasurer Tom Mastroianni, Service Director Tony Vannello, Safety Director Bob Coury, Building Commissioner Dan Kulchytzky, City Engineer Hasmukh Patel, Communications and Community Relations Director Carolyn Kovach, Chief of Staff Rich Summers and Clerk of Council Kristin L. Saban.

The Invocation was given by Clerk of Council Kristin Saban.

PLEDGE OF ALLEGIANCE

VOICE VOTE

Police Chief Bobak – Recognized and presented awards to individuals who helped during a serious motor vehicle accident.

Council members – Presented certificates.

Council recessed to return to Committee Meetings at 6:30 P.M. and reconvened Council Meeting at 7:00 P.M.

LEGISLATIVE COMMENT

Jeff Crossman, 6429 S. Park Boulevard – Thanked Council for considering the Brain Cancer Awareness Month Resolution. It's about going gray in May and raising awareness on this terrible disease. Stated he has been impacted personally by this disease and he has had three members of his family that have been touched by this, all who have succumbed to the disease. When your family is going through it, you learn that there has been very little increase in livability with the disease. Brain Cancer remains the number one cancer killer for juveniles in the world. It used to be Leukemia and we have made such great strides with childhood Leukemia, it's now Brain Cancer that kills children at a faster clip. Raising awareness is more than symbolic, it says to the community that you support the people that are going through the disease, it supports their families and most importantly it raises awareness which means raising

money in the hope of more treatments and eventually a cure. Thanked Councilwoman Zacharias for sponsoring the legislation.

Mayor DeGeeter – Stated that Mr. Crossman got this designated in Ohio.

Mr. Crossman – Stated, yes, it is now Brain Cancer Awareness Month throughout Ohio.

Mayor DeGeeter – Stated he was in Columbus when the House passed it.

Mr. Crossman – Stated that every October they do a Head for a Cure event at Edgewater to raise money for Brain Cancer research. There are thousands of people in Northeast Ohio that are touched by this.

DISPOSAL OF JOURNAL

Dipierro – Stated, you have before you the Minutes from the April 17, 2023, 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

No communications.

FIRST READING:

BY: M. CASSELBERRY
(By Request – Auditor)

RESOLUTION NO. 70-23

5/1/23

A RESOLUTION ADOPTING THE TAX BUDGET FOR THE CITY OF PARMA,
OHIO, FOR THE YEAR 2024, AND DECLARING AN EMERGENCY

Mr. Dipierro – Said Resolution will be referred to the Finance Committee.

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

RESOLUTION NO. 71-23

5/1/23

A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING TAX
LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF
MAINTAINING AND ADDING FIRE APPARATUS, APPLIANCES AND BUILDINGS,
PAYMENT OF PERMANENT FIREFIGHTING PERSONNEL TO OPERATE THE SAME,
AND PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION
REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND
REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE
TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT
OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY,
AND DECLARING AN EMERGENCY

Mr. Dipierro – Said Resolution will be referred to the Finance Committee.

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

RESOLUTION NO. 72-23

5/1/23

A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING TAX
LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF
PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES AND

BUILDINGS, PAYMENT OF PERMANENT FIREFIGHTING PERSONNEL TO OPERATE THE SAME, AND PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Mr. Dipierro – Said Resolution will be referred to the Finance Committee.

RESOLUTION NO. 74-23 5/1/23
BY: K. SHUMAN

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

Mr. Dipierro – Said Resolution will be referred to the Public Safety Committee.

ORDINANCE NO. 77-23 5/1/23
BY: D. LIME
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A RENEWAL LICENSE AGREEMENT WITH THE PARMA ANIMAL SHELTER, AND DECLARING AN EMERGENCY

Mr. Dipierro – Said Ordinance will be referred to the Public Safety Committee.

SECOND READING SUSPENSION:

Mr. Dipierro – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 64-23, Ordinance No. 67-23 and Ordinance No. 69-23 on three different days be dispensed with?

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; motion carried.

RESOLUTION NO. 64-23 4/17/23
BY: K. SHUMAN, D. LIME

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

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 64-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Resolution No. 64-23 is adopted.

BY: M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH T.H. MARTIN, INC., UNDER THE STATE OF OHIO BID PRICING, FOR THE LABOR AND INSTALLATION OF SEVEN (7) HVAC/HEATING ROOFTOP UNITS FOR THE DONNA SMALLWOOD ACTIVITIES CENTER LOCATED AT 7010 POWERS BOULEVARD, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 67-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Ordinance No. 67-23 is adopted.

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

AN ORDINANCE AUTHORIZING THE MAYOR AND/OR 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 Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 69-23 as follows: In Section 1, line 2, insert J.D. Striping and on line 3, insert \$205,426.95. Further moved to place Ordinance No. 69-23 on Second Reading Suspension of the Rules for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilwoman Shuman to adopt Ordinance No. 69-23 as amended,

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Ordinance No. 69-23 is adopted as amended.

THIRD READING:

BY: M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM (1), AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Lime to amend Ordinance No. 46-23 as follows: In Section 1, line 2, insert Perk Company and on line 3, insert \$605,175.00. Further moved to waive Rule 52 and place Ordinance No. 46-23 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 46-23 as amended.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Ordinance No. 46-23 is adopted as amended.

ORDINANCE NO. 55-23 3/20/23
BY: M. CASSELBERRY, D. LIME, A. DIVIS
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2023 CATCH BASIN AND MANHOLE RECONSTRUCTION/REPAIR PROGRAM (3), AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Shuman to amend Ordinance No. 55-23 as follows: In Section 1, line 2, insert Perk Company, and on line 3, insert \$588,025.00. Further moved to waive Rule 52 and place Ordinance No. 55-23 on Third Reading for final passage as amended. Motion carried.

Motion made by Councilman Euerle seconded by Councilman Casselberry to adopt Ordinance No. 55-23 as amended.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Ordinance No. 55-23 is adopted as amended.

SUSPENSION OF THE RULES:

Mr. Dipierro – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 66-23, Resolution No. 73-23, Ordinance No. 75-23, Resolution No. 76-23 and Ordinance No. 78-23 on three different days be dispensed with?

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; motion carried.

Mr. Dipierro – Shall Rule 45 requiring reference to committee be dispensed with and Resolution No. 66-23, Resolution No. 73-23, Ordinance No. 75-23, Resolution No. 76-23 and Ordinance No. 78-23 be placed on final passage?

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; motion carried.

RESOLUTION NO. 66-23 5/1/23
BY: K. ZACHARIAS, M. CASSELBERRY, A. DIVIS, K. C. KUSSMAUL, D. LIME, K. SHUMAN

A RESOLUTION SUPPORTING MAY AS "BRAIN CANCER AWARENESS MONTH", AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 66-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Resolution No. 66-23 is adopted.

RESOLUTION NO. 73-23 5/1/23
BY: M. WILSON, D. LIME

A RESOLUTION IN SUPPORT OF OHIO SENATE BILL 36 ALLOWING PROSPECTIVE OWNER-OCCUPANTS AND SPECIFIED NON-PROFIT HOUSING ORGANIZATIONS TO BID ON RESIDENTIAL PROPERTY CONTAINING ONE TO FOUR SINGLE-FAMILY UNITS AFTER A FORECLOSURE SALE HAS ALREADY TAKEN PLACE AND IF THE APPARENT WINNER

OF THE AUCTION DOES NOT INTEND TO OCCUPY THE PROPERTY AS
THEIR PRIMARY RESIDENCE, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to refer Resolution No. 73-23 to the Governmental Operations Committee. Motion carried.

ORDINANCE NO. 75-23 5/1/23
BY: K. SHUMAN, M. CASSELBERRY, A. DIVIS, D. LIME
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A ROADWAY
USE AND RESTORATION AGREEMENT WITH THE CITY OF PARMA HEIGHTS
FOR THE USE OF A SERVICE ACCESS ROAD FOR STORM DRAINAGE
IMPROVEMENTS IN THE AREA SURROUNDING NATHAN HALE PARK, AND
DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 75-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.
No: None; Ordinance No. 75-23 is adopted.

RESOLUTION NO. 76-23 5/1/23
BY: M. CASSELBERRY
(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 Councilwoman Lime seconded by Councilman Casselberry to adopt Resolution No. 76-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.
No: None; Resolution No. 76-23 is adopted.

ORDINANCE NO. 78-23 5/1/23
BY: M. CASSELBERRY
(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2023 PERMANENT APPROPRIATIONS OF
THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adopt Ordinance No. 78-23.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.
No: None; Ordinance No. 78-23 is adopted.

RECONSIDERATION OF LEGISLATION:

ORDINANCE NO. 68-23

4/17/23

BY: M. CASSELBERRY, A. DIVIS
(By Request – Service Director)

AN ORDINANCE APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PARMA AND THE SERVICE WORKERS, LOCAL 1, RELATIVE TO PRIOR SERVICE CREDIT HOURS AS IT RELATES TO CERTAIN BENEFITS, AND DECLARING AN EMERGENCY

Motion made by Councilman Casselberry seconded by Councilwoman Lime to Reconsider Ordinance No. 68-23. Motion carried.

Motion made by Councilman Casselberry seconded by Councilwoman Lime to amend Reconsidered Ordinance No. 68-23 by changing "on or before April 1, 2020" to "on or AFTER April 1, 2020". Motion carried.

Motion made by Councilwoman Shuman seconded by Councilman Casselberry to adopt Reconsidered Ordinance No. 68-23 as amended.

Yes: Casselberry, Divis, Euerle, Kussmaul, Lime, Shuman, Wilson, Zacharias.

No: None; Reconsidered Ordinance No. 68-23 is adopted as amended.

PUBLIC SESSION

Sharon Stahursky, 6819 Virginia Avenue – Is a resident of Ward 2 and a member of Trees for a Greener Parma. Commented on information regarding trees that were allocated by the recent Cuyahoga County Funding Grant and the number of trees planted. Further commented on trees that were planted and removed in Parma and the care of the trees. Also commented on the benefits of trees.

Keith Jimison, 7270 Hacienda Drive – Asked why we haven't looked at heat exchange for the HVAC systems that were purchased? Stated it would be more environmentally friendly. Also commented on the removal of trees. Also stated that the rental issue is an enforcement issue.

MISCELLANEOUS BUSINESS

Mayor DeGeeter – No comment.

Service Director – Stated that the HVAC Units that are being installed at the Senior Center are energy efficient models.

Safety Director Coury – Stated he has received and scheduled all 9 Ward Safety Meetings.

Auditor Day – No comment.

Chief Assistant Law Director Miller – No comment.

Councilman Casselberry – No comment.

Councilman Divis – Reminded everyone to get out and vote.

Councilman Euerle – Thanked Columbia Gas for their prompt response with restoration issues.

Councilman Kussmaul – Stated that Councilwoman Zacharias and he went to the Parma Area Historical Society’s Annual Meeting. They had a lot of praise for the Service Department for all the work they have done. Thanked the Safety Director for relocating the speed sign on Stanfield for the second time.

Councilwoman Lime – Reminded everyone that Polish Constitution Day is on Sunday, May 7th. It begins Friday night at Rookies with food, dancing and fun, Sunday is the Mass at noon with the Parade at 2 and the after party begins at 6. It promises to be a fun day filled with polish food, bakery, beer. Everyone is Polish on Polish Constitution Day.
Thanked the Service Department for the paving of the Streets.

Councilwoman Shuman – Reminded everyone that it is prom season and graduation time. Please watch out for our teens and pray for their safety.

Councilwoman Wilson – Thanked the Safety Director, Service Director and Building Directors for her numerous requests. They respond immediately over and beyond.

Councilwoman Zacharias – No comment.

REPORT ON ABSENT MEMBERS

Motion made by Councilwoman Lime seconded by Councilman Kussmaul to excuse Councilwoman Kohar from said meeting. Motion carried.

ADJOURNMENT

Motion made by Councilwoman Lime seconded by Councilman Casselberry to adjourn said meeting at 7:32 P.M. Motion carried.

CERTIFICATION

I, Kristin L. Saban, 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, May 1, 2023.

/s/ Kristin L. Saban
KRISTIN L. SABAN
CLERK OF COUNCIL

/s/ Vito Dipierro
VITO DIPIERRO
PRESIDENT OF COUNCIL