

THE CITY OF PARMA HEIGHTS
COUNCIL MEETING MINUTES
APRIL 13, 2015

PRESENT: President of Council Gallo, Council Members Everett, Koch, Verdile, McCall, DeSouza, Stavole and Clerk of Council Bohdan.

ALSO PRESENT: Mayor Michael Byrne, Director of Law Pokorny, Director of Finance & Personnel Hickey, City Engineer Neff, Director of Community and Economic Development Sebes, Director of the Senior Center McLaughlin, Director of Public Safety Collins and Director of Recreation Moran.

ABSENT: Director of Public Service Patten.

Council President Gallo called the meeting to order at 8:00 p.m.

Pledge of Allegiance.

Councilwoman Stavole motioned seconded by Councilwoman DeSouza to approve the minutes from the March 23, 2015 Council meeting.

Aye: Koch, Verdile, Gallo, McCall, DeSouza, Stavole and Everett

Nay: None

MARCH 23, 2015 COUNCIL MEETING MINUTES APPROVED.

Councilman Stavole motioned seconded by Councilwoman DeSouza to approve the minutes from the April 6, 2015 Special Council meeting.

Aye: Verdile, Gallo, McCall, DeSouza, Stavole, Everett and Koch

Nay: None

APRIL 6, 2015 SPECIAL COUNCIL MEETING MINUTES APPROVED.

Councilman Verdile presented the report of the Finance Committee with total expenditures for the period of 3/19/2015 through 4/9/2015 to be \$701,816.16. (detailed report attached)

Councilwoman DeSouza presented the report from the March 25, 2015 Planning Commission meeting. (detailed report attached)

Council President Gallo stated that she is in receipt of a letter from our Chief of Police Dan Teel, which read, "Dear Ms. Gallo, This letter is in reference to documentation received from the Ohio Division of Liquor Control, Permits Division. The permit is a transfer of existing permit number 8375410 to 2456266, a D1/D2/D3/D3A/D6 permit. The transfer is from Sombor Inc., DBA Wagon Wheel to 8761 LLC, DBA Wagon Wheel Pub. The address of this transfer is 8761 Snow Road, Parma Heights, Ohio 44130. The transfer is to Igor Djurin. The Parma Heights Police Department is offering no objection to the transfer of this liquor permit."

Council President Gallo asked for a motion for a liquor permit transfer from Sombor Inc., DBA Wagon Wheel to 8761 LLC, DBA Wagon Wheel Pub.

Councilman Verdile motioned seconded by Councilman McCall to approve the liquor permit transfer.

Aye: Gallo, McCall, DeSouza, Stavole, Everett, Koch and Verdile

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Nay: None

THE LIQUOR PERMIT TRANSFER FROM SOMBOR INC., DBA WAGON WHEEL TO 8761 LLC, DBA WAGON WHEEL PUB APPROVED.

Thomas Moran, Director of Recreation

- Valley Forge Pool is open to the public on Tuesday evenings from 7 p.m. until 9 p.m. through April 28th.
- Cassidy Theatre will be presenting "*The Producers*" from June 12, 2015 to June 28, 2015.
- The Recreation Department continues to take baseball registrations in the office. They are preparing the fields and the draft will take place on Saturday, April 18, 2015.
- Current Yoga session is full and there are a few openings for the next session.
- Soccer season starts this Saturday.

Brent Collins, Director of Public Safety

- No report.

Judy McLaughlin, Director of the Senior Center

- On April 14, 2015, the seniors will travel to the Parma Heights Baptist Church for their free senior dinner.
- Saturday, April 18, 2015, the seniors will travel to Genes Place for dinner before they attend the performance of "*Arsenic & Old Lace*" at St. Joseph Academy.
- The seniors will travel to Divinity Lutheran Church for a free community meal on Sunday, April 19, 2015.
- On Saturday, April 25, 2015, the seniors will travel to Geauga County for the Maple Festival, which offers a pancake breakfast served outside in a tent.
- On Sunday, April 26, 2015, the seniors will attend a performance of "*Southern Hospitality*" at the Cassidy Theatre.

Joe Sebes, Director of Community and Economic Development

- On Wednesday, April 22, 2015 at 5 p.m., there will be a TLCI Planning meeting in Room A at the Cassidy Theatre. Hatch Mott MacDonald will be giving a presentation for consideration.

Dan Neff, City Engineer

- He has prepared the bid package for the Ackley project. The advertise bid date is Wednesday, April 15th, bid opening is scheduled for April 24th. He will have his recommendations to Council for approval at the April 27, 2015 Council meeting.

Councilman McCall asked Engineer Neff to follow up with Service Director Patten on the Goebel property. There was a drainage problem on Mr. Goebel's property and at this time, it still has not been seeded. Mr. Neff assured Councilman McCall that he would speak to Mr. Goebel.

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Dennis Patten, Director of Public Service

- No report in the absence of Mr. Patten.

Terrence Hickey, Director of Finance and Personnel

- A summary of Mayor's Court activity for March was reported. The total amount transferred into the City's general checking account from court activity was \$31,068.44. (detailed report attached)

Mayor Michael Byrne

- The Mayor gave an update on the City Hall renovations. He had a walk through last week with the General Manager of Belfor and reported everything is going extremely well. There has been a lot of work done on the heating and air conditioning units and the building has been brought up to code. When the renovations are a little farther along, the Mayor will schedule a walk through with Council.

LEGISLATION

Councilman Stavole motioned seconded by Councilman McCall to read the following ordinance by title only.

Aye: McCall, DeSouza, Stavole, Everett, Koch, Verdile and Gallo

Nay: None

ORDINANCE TO BE READ BY TITLE ONLY.

Councilman Stavole read AN ORDINANCE AMENDING PARMA HEIGHTS CODIFIED ORDINANCE SECTION 931.15 SANITARY SEWER TAP-IN FEES AND DECLARING AN EMERGENCY. THIRD OF THREE READINGS.

Councilman Stavole explained this ordinance reflects a change in the sanitary sewer tap-in fees.

Councilman Stavole motioned seconded by Councilman McCall to adopt this ordinance.

Aye: DeSouza, Stavole, Everett, Koch, Verdile, Gallo and McCall.

Nay: None

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-13.

Councilwoman Koch motioned seconded by Councilman Verdile to read the following ordinance by title only.

Aye: Stavole, Everett, Koch, Verdile, Gallo, McCall and DeSouza

Nay: None

ORDINANCE TO READ BY TITLE ONLY.

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Councilwoman Koch read AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF \$700,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF RECONSTRUCTING STUMPH ROAD FROM SNOW ROAD TO PEARL ROAD, INCLUDING BY INSTALLING SANITARY AND STORM SEWER LINES AND STORM DRAINAGE FACILITIES, WHERE NECESSARY, AND MAKING ALL RELATED IMPROVEMENTS, AND DECLARING AN EMERGENCY. THIRD OF THREE READINGS.

Councilwoman Koch explained that this ordinance would allow the city to extend the current note.

Councilwoman Koch motioned seconded by Councilman Verdile to adopt this ordinance.

Aye: Everett, Koch, Verdile, Gallo, McCall, DeSouza and Stavole
Nay: None

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-14

Councilwoman DeSouza motioned seconded by Councilman McCall to read the following ordinance by title only.

Aye: Koch, Verdile, Gallo, McCall, DeSouza, Stavole and Everett
Nay: None

Councilwoman DeSouza read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE CITY OF PARMA FOR PUBLIC SAFETY DISPATCH SERVICES. FIRST OF THREE READINGS.

Councilwoman DeSouza motioned seconded by Councilman Stavole to read the following ordinance by title only.

Aye: Verdile, Gallo, McCall, DeSouza, Stavole, Everett and Koch
Nay: None

ORDINANCE TO BE READ BY TITLE ONLY

Councilwoman DeSouza read AN ORDINANCE IMPOSING A NINETY (90) DAY MORATORIUM FOR THE INSTALLATION, ERECTION OR PLACEMENT OF DONATION/RECYCLING BINS WITHIN THE CITY OF PARMA HEIGHTS AND DECLARING AN EMERGENCY. ONE READING ONLY.

Councilwoman DeSouza motioned seconded by Councilman McCall to suspend the rules.

Aye: Gallo, McCall, DeSouza, Stavole, Everett, Koch and Verdile
Nay: None

RULES SUSPENDED.

Councilwoman DeSouza explained that this moratorium would give the city time to decide how to move forward with the placement of future donation/recycling bins within the city.

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Councilwoman DeSouza motioned seconded by Councilman McCall to adopt this ordinance.

Aye: McCall, DeSouza, Stavole, Everett, Koch, Verdile and Gallo
Nay: None

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-15

PUBLIC SESSION

Council President Gallo reminded the audience if they have a question or concern to stand, state their name, address and city if they live outside of Parma Heights and direct their concerns to her.

Susanne Rezny, 10081 W. Ridgewood Drive, Mrs. Rezny read the following statement for the record:

"I would like to start by thanking Councilwoman Renee Everett, not specifically for her no votes, though we did appreciate them, but for the fact that she cared enough about the city to not let development happen without all the facts being presented, without all developer's agreements signed, without all questions being answered. We applaud your loyalty to the residents of this community. I would then like to thank the rest of you for reaffirming the values we taught our son, respect and trust are earned not given away. You asked us to trust the process, you asked us to trust you, how foolish we would have been. We cannot get answers to questions, we cannot get requested paperwork, we do not trust you, you do not respect the residents. You asked the developers to scale down, they agreed back in December/January, and appear to have rescinded on that agreement, yet you trust them. When asked why they changed the independent living from a 3 story to a 4 story, because they could, and then said maybe they would go 5, ask Mr. Pokorny, he heard it, how insulting to your residents, yet you trust them! Conservation easement, have you been given an answer, still you trust them! You allowed the heavy equipment to come in and in two days they destroyed the beauty of our neighborhood, yet we are still living with the devastation two weeks later, no hurry now, no long hours to get their mess cleared away, only to destroy, still you trust them. We were asked what kind of buffer would satisfy us, when asked what would be provided, the developer's representative told me he could not discuss it on city property, though it was originally brought up by a council member, in council chambers, yet I'm supposed to trust them! I'm supposed to trust you! I requested a copy of the new plans at the Planning Commission meeting, then again last week, I'm still waiting, again, we are supposed to trust you. You hired outside council, though Parma Heights has two on payroll, why spend the extra money. Didn't you trust that the process would treat residents fairly? That you would be faced with the fact they would need to seek legal help to protect themselves. There is the trust issue! You made up your minds a long time ago, pushed to have this rezoning done in no uncertain terms, no matter the cost to the city! This development would succeeded, no matter what information was presented that advised this was not good for our community, our homes, our neighborhood. Maybe it is time for us; myself and my husband to seek legal advice, maybe then we can get the same respect, answers and cooperation that has been afforded the owners of Randall Residence! It appears that is the only language understood in these chambers."

Rich Rob, 9676 Greenbriar Drive, wanted to commend the Fire Department on the excellent job they did during a recent incident where a car crashed into the dialysis center on North Church.

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Mr. Rob also wanted to convey his concerns regarding the recent layoffs in the Service Department. He stated his biggest concern was why some employees were given a raise at the end of last year and now there are layoffs. What has happened in those couple of months that caused going from raises to layoffs?

Council President Gallo explained that there was not going to be a question and answer debate back and forth, everyone can state their comments for the record and the Council or Administration will comment after the Public Session.

Mr. Rob continued and explained that these layoffs would be a \$400,000 to \$500,000 hit to the Service Department. In the past, the Service Department took furlough days when no one else took anything. He would like to know why they are being picked on. They are also being told if they do not take an hour cut, there will be more layoffs. Mr. Rob stated that back in the '70's when he worked for the city and Mayor Cassidy had to lay off employees, he did it fairly, he laid off employees in every department and everyone had a pay cut. Mr. Rob wonders how the Service Department will be able to provide services when there will only be 10 employees.

Mr. Rob had more concerns that he would like answered. What is the projected deficit for 2015? Is the city in jeopardy of meeting its payroll? What has Council and the Administration done to help with this deficit? Mr. Rob pointed out that most of Council and the Administration are double dipping, triple dipping, etc., and it wouldn't hurt them to give up something. He asked what else is going to be done to equalize what has been done to the Service Department. The audience applauded Mr. Rob's statement. He stated that this Administration claimed that they were left with a big deficit and they overcame that, but we have not heard about the deficit that they have created, which Mr. Rob claims to be approximately \$1 million. He feels the citizens should be made aware of this information. Mr. Rob stated in his opinion if you can't manage the city, you need to do what is right, merge with another city, resign your positions or get re-called.

Bob Sepik, 6867 Parma Park Blvd., explained he is one of the Service Department employees that was laid off. He stated that they are union and union brothers stick together. If one takes a hit, they all take a hit. He felt that option was never afforded to them. They were never offered concessions while negotiating their contract. In January, management told them if something was going to happen, they would give them notice. That did not happen. They came back from lunch and were told they no longer worked for the city. He feels that it was not handled very professionally. Mr. Sepik also feels that the outside legal counsel the Administration uses for negotiating contracts should be let go to save money. Mr. Sepik stated that the Service Director offered the Administration a voluntary layoff and he was told no.

Ed Rezny, 10081 W. Ridgewood Drive, looking to the future, he would like to know what process can be put in place that would eliminate spot rezoning without discussion happening between the administration, council and the residents.

Council President Gallo closed the Public Session portion of the meeting and asked if the Administration would like to respond to comments made this evening.

Mayor Byrne first responded to Mr. Rob's questions. The Mayor reminded Mr. Rob that he also was a double dipper while he was the Safety Director for the city. The Mayor explained that the directors took a 10% cut 6 years ago and have never made up the difference. The Safety Director makes half of what Mr. Rob made when he was the Safety Director.

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Regarding what is going on with 1099, the Mayor is in an awkward position; he explained that contract negotiations are still going on. The Mayor said if 1099 would like to discuss their contract publically, he is more than willing but would like his legal counsel present to represent the city's interest. The Mayor asked 1099 if they want the residents to know what they are doing and the benefits they are gaining, the Mayor has no problem with that.

Mayor Byrne commented on the statement that Mr. Sepik made about the situation being handled "unfairly". He explained that this decision was not made lightly and this is the last thing that he wanted to do. The Mayor reiterated the fact that the layoffs are based on seniority and that the three employees laid off are three of the Service Department's better workers. The Mayor stated that the budget is a challenge right now and Mr. Rob's statement that the Administration put the budget where it is, is wrong. The Mayor explained that we need to look to Columbus and what Governor Kasich has done to municipal government's revenues. He explained that the \$1 million deficit in part is due to the cuts in the local government tax fund and the estate tax fund along with the elimination of the internet cafes and the recent legislation to the Redflex program. The Mayor stated if you want to place blame look to Columbus and not here.

Mr. Rob responded to the Mayor's comments. He asked again, what Council has done to help and stated that he does not believe that the Safety Director makes half of what he made as the Safety Director.

Mayor explained that the Safety Director made half of what Mr. Rob made when he started and now makes a little bit more than half.

Mr. Rob wanted to know what the Safety Director's salary is; he stated that was a public record. Council President Gallo told Mr. Rob that we would get the information from his public record request.

Councilman McCall responded to Mr. Rob regarding what he has done to help with the deficit. He stated at this time he has not done anything, but in the past, he has donated his salary back. Councilman McCall explained that no one on Council feels good about the layoffs but it is part of what has to happen at this time.

Councilman Verdile also gave back what he could. He stated that when layoffs were happening many years ago, he resigned so a younger person could keep their job. He pointed out again that no one on Council feels good about what has happened. He knows that the three laid off Service workers are hardworking and dedicated employees. Councilman Verdile reiterated the Mayor's comments about the cuts the state has made to the municipalities and the difficulty in coming back from those cuts.

Mr. Sepik stated that he doesn't understand why concessions were not brought to them and asked how deep the concessions would have to go.

Mayor Byrne again stated that he is not comfortable with contract negotiations be discussed in public. He explained that he and Service Director Patten met with everyone in 1099 and explained the situation with the cuts from the state. The Mayor also told all of 1099 that the county had openings in their Sanitation Department and that he would do everything he could to help get them hired. He felt it could have been a bridge as the city worked towards bringing laid off employees back. The Mayor asked 1099 how many took advantage of that offer and there was no response. The Mayor said they were not blindsided. The Mayor feels he has had great negotiations with 1099 and complimented the stewards on the great job

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they do representing 1099. The Mayor stated this was not over and that there will be other changes happening in the near future. The Mayor reinforced the fact that the Administration will continue to work towards being able to bring everyone back. However, he needs the help of the unions and hopes that they will be willing to make concessions while the Administration works towards bringing in more revenues to help with these challenges. The Mayor also complimented 1099 on sticking together and showing up this evening—that is what unions are all about.

Councilman McCall motioned seconded by Councilwoman DeSouza to adjourn the meeting.

Aye: DeSouza, Stavole, Everett, Koch, Verdile, Gallo and McCall

Nay: None

MEETING ADJOURNED AT 8:36 P.M.



Florence A. Bohdan
Clerk of Council



Marie Gallo
Council President

REPORT OF COUNCIL FINANCE COMMITTEE
(Review of City Expenditures)

COUNCIL MEETING:

4/13/15

REVIEW PERIOD:

3/19/15 - 4/9/15

EXPENDITURE TOTAL:

\$701,816.16

RE-CAP OF MAJOR EXPENDITURES:

AMOUNT:

3/20/15 PAYROLL

\$306,528.79

4/3/15 PAYROLL

\$322,994.06

WICHERT INSURANCE- Partial Payment Annual Insurance Premium

\$9,413.00

UNIVERSAL OIL - Vehicle Fuel

\$6,496.53

YORKTOWN AUTOMOTIVE - Vehicle Repair

\$5,817.01

KEYBANK - MASTERCARD - Various Charge Payments

\$5,267.03

GREAT LAKES BILLING - Ambulance Billing Service Fee

\$2,966.49

NOACA - Annual Membership/Support Fee

\$2,681.00

AG&G COMPANY - Rental & Utility Charge at 6277-A Pearl Road Offices

\$2,655.99

City of Parma Heights
Planning Commission
March 25, 2015

Meeting called to order at 5:00 p.m. Present were Mr. DePace, Councilwoman DeSouza, Chairman Podany, Mr. Schwackenwald, Mr. Neff, Mr. Patton, Mr. Schneider, and Ms. Walsh. Absent was Mr. Khalid

Steve Sceranka, representing Randall Properties gave a presentation regarding the preliminary landscape plan and tree clearing plan for Parma Heights Senior Living located at PP# 474-13-026 and PP # 474-13-012 (former Church in the Woods and Wolansky properties). Mr. Sceranka estimated that approximately 200-300 trees are to be removed, and approximately 80% of those trees are dead. Per Ohio law, Department of Natural Resources, any felling of trees must be completed prior to April 1, 2015, or not until after November, 2015 due to wildlife considerations.

Mr. Spencer read a letter sent to Bill Mason's law office and Parma Heights Law Department expressing project concerns. Attorney Coyne, representing various property owners addressed the Commission. Ms. Bodnar and Ms. Rezny also addressed the Commission and Mr. Sceranka.

A motion was made, and passed unanimously, with the following stipulations:

1. All required permits in place
2. No mechanical equipment in wetland areas
3. Work to be pursuant to submitted preliminary plan
4. All work pursuant to inspector visits
5. City supervision as needed
6. Manner of clearance and removal per city codes
7. No clearance or removal unless full ownership of property obtained

Meeting adjourned 5:37 p.m.

CITY OF PARMA HEIGHTS MAYOR'S COURT
MONTHLY REVENUE SUMMARY

SUMMARY OF MAYOR'S COURT ACTIVITY :

Period: Mar-15

* Mayor's Court Account Revenue (Court Fines & Costs)	\$40,881.97
Less: Portion of Court Costs Transferred to:	
* State of Ohio	-8,155.50
* Alcohol Treatment Fund to Parma Muni	-196.50
* Parma Municipal Court	-75.00
* Cuyahoga County(C.R.I.S.)	<u>-670.00</u>
Subtotal	\$31,784.97
Less: Monthly Bank Fees/Charges/NSF Checks	-602.15
Forfeited Bonds	-118.00
Bond Administration Fee	<u>-514.00</u>
Amount Transferred from Court Account to General Account	\$30,550.82
* Mayor's Court Bond Account Activity	
Forfeited Bonds	118.00
Bond Admin Fee (Net of Bond Account Bank Fees)	<u>399.62</u>
Amount Transferred from Bond Account to General Account	\$517.62
Total Amount of Mayor's Court Activity Transferred to City's General Checking Account and Posted As A General Fund Revenue	\$31,068.44

Submitted By:

Terrence B. Hickey 4/2/14
Terrence B. Hickey, Director of Finance/Personnel