

THE CITY OF PARMA HEIGHTS
COUNCIL MEETING MINUTES
JANUARY 12, 2015

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

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

ABSENT: Councilman McCall

Council President called the meeting to order at 8:03 p.m.

Pledge of Allegiance.

Council President Gallo requested a motion to approve Councilman McCall's absence.

Councilman Verdile motioned and Councilwoman DeSouza seconded the absence of Councilman McCall.

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

Nay: Councilman McCall excused

COUNCILMAN MCCALL'S ABSENCE APPROVED.

Councilman Stavole motioned seconded by Councilwoman DeSouza to approve the minutes from the November 24, 2014 Council meeting.

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

Nay: None

NOVEMBER 24, 2014 COUNCIL MEETING MINUTES APPROVED.

Councilman Stavole motioned seconded by Councilwoman Koch to approve the minutes from the December 8, 2014 Council meeting.

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

Nay: None

DECEMBER 8, 2014 COUNCIL MEETING MINUTES APPROVED.

Councilman Stavole motioned seconded by Councilwoman Koch to approve the minutes from the December 15, 2014 Special Council meeting.

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

Nay: None

DECEMBER 15, 2014 SPECIAL COUNCIL MEETING MINUTES APPROVED.

Councilman Verdile presented the report of the Finance Committee with total expenditures for the period of 11/19/2014 through 01/05/2015 to be \$1,725,877.71. (report attached)

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Councilwoman DeSouza presented the report from the Wednesday, January 7, 2015 Planning Commission meeting. The Commission considered a new business, Queen City Café, 6454 Pearl Road. Adnan Gharib made the application. The Commission approved the new business with following requirements: no consumption of tobacco on premises; maintenance and repair of the property as required by the Building Department; all state and local laws for distribution of tobacco be adhered to; and no minors under 18 years of age be permitted without parent or legal guardian.

Councilwoman DeSouza presented the report from the November 24, 2014 Safety Committee meeting. The meeting was to discuss donation bins within the city. Chairperson DeSouza commented that the draft legislation was a good starting point but some areas needed clarification. Director Patten stated that his inspectors were canvassing the city to locate and count all bins and to ask the business owners if they gave the organizations permission to place the bins on their property. Director Patten also informed the committee on a program that Bay Village has instituted which involves each homeowner receiving a recycling bag that can be filled and placed on the tree lawn to be picked up by the organization on the residents rubbish day. Director Patten will be meeting with Bay Village to get more information about this particular program. It was decided by the committee to continue to draft legislation to regulate donation bins in the city while waiting for the information on the recycling bag program. If the recycling bag program is feasible, then move forward with legislation to restrict the donation bins that are allowed in the city.

Thomas Moran, Director of Recreation

- Valley Forge Pool is open to the public on Tuesday evenings from 7 p.m. until 9 p.m. until March 1, 2015. An adult must accompany children under 12.
- Yoga classes started on January 5, 2015 and will run until February 23, 2015. This session is completely filled. If interested in the next session, registration starts February 1, 2015 at the Recreation Department office.
- Cassidy Theatre will present "9 to 5" from February 6, 2015 through February 22, 2015.

Brent Collins, Director of Public Safety

- Police exam will be given on March 21, 2015. Sign-up will be from February 9, 2015 to February 19, 2015. Information regarding the exam will be on our website and in the paper on January 25, 2015.

Judy McLaughlin, Director of the Senior Center

- Tuesday, January 13, 2015 the seniors will be going to Applebee's Restaurant.
- Saturday, January 17, 2015 the seniors will be going to IHop for breakfast.
- During January, February and March there are not as many trips scheduled due to the weather.
- When Parma City schools are closed, the Senior Center is closed and does not provide transportation.

Joe Sebes, Director of Community and Economic Development

- Late December the city was notified that they would receive \$150,000 Community Development Block Grant for the reconstruction of Ackley Blvd.

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- The city was informed today by the Cuyahoga County Department of Development that we were awarded a grant to cover the cost of a Master Plan update. The agreement will be with the Cuyahoga County Department of Development and the city will be working with the Cuyahoga County Planning Commission on the update.
- The Transportation for Livable Communities Initiative Public Hearing is scheduled for Thursday, January 29, 2015, from 5 p.m. to 7 p.m. at Cassidy Theatre in Room A.

Councilman Verdile asked Director Sebes if the Master Plan would be an update or would they start new? Director Sebes explained that it would be an update and information obtained from the Transportation for Livable Communities Initiative would be implemented into the master plan.

Daniel Neff, City Engineer

- No report.

Councilman Stavole complimented Mr. Neff on the nice job that was done on the North Church Drive reconstruction project. Councilman Stavole asked if it would stay that way with the snow plowing? Mr. Neff replied that the heavier the winter the heavier the freeze which means more destruction.

Dennis Patten, Director of Public Service

- No report.

Councilwoman DeSouza commended the Service Department on the great job they have done with the snow removal in the city.

Terrence Hickey, Director of Finance and Personnel

- A summary of Mayor's Court activity for November and December; total amount transferred into the city's general checking account from court activity in November was \$24,545.52 and the amount transferred into the city's general checking account from court activity in December was \$31,577.95.

Mayor Michael Byrne

- No report.

At this time, Council President Gallo closed the regular Council meeting and opened it to a Public Hearing for consideration of an ORDINANCE AMENDING SECTION 1161.01 AND THE ZONE MAP WHICH IS PART OF SAID ORDINANCE BY CHANGING CERTAIN DESCRIBED PROPERTY FROM CLASS A DISTRICT TO CLASS SCRD DISTRICT (PP#474-13-012).

Council President Gallo instructed the audience if they want to make a comment regarding the rezoning they need to stand and state their name and address and direct all questions and comments to the Council President.

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Ed Rezny, 10081 W. Ridgewood Drive commended the Mayor and his staff for the amazing job they have done with keeping the city running since the fire.

Mr. Rezny commented that when the rezoning issue arose the Mayor had told them to let the process run its course. Council President told him that Council would do what is best for the city. Mr. Rezny took that comment to mean it was all about the money and raising the city's revenues. During the process, Mr. and Mrs. Rezny continued to raise questions on how this project would affect them. They were concerned about the three 3-story buildings in their back yard, how this would affect their property value, flooding issues, increased traffic, the length of the construction period and the disruption it would bring to their neighborhood, the added stress to Ridgewood Drive and the additional safety runs to this facility. Mr. Rezny felt the city or the developer never addressed these questions. At some point, a resident voiced concerns about the consequences and dangers of spot rezoning in mixed property, we are seeing those dangers of spot rezoning right now. Council President stated for the eight years she has been on Council economic development has been the main concern. Mr. Rezny feels that economic development should not come at the cost of their neighborhoods. He feels there is quality land in the city that is zoned for commercial use and that is the location where this development should happen. Planning Commission was a joke. The residents were not allowed to ask any questions and the questions the Commission asked the developer did not have anything to do with rezoning. The legislation passed without a word said about the concerns of the residents. Mr. Rezny felt it was all about the revenue. He claims that not one of their questions have been answered. Mr. Rezny feels this project was a done deal from the start...it is all about the revenues not about the residents.

Council President Gallo wanted to clarify that the eight years she spoke of were 4 ½ years on Council and the 3 years before as the Clerk of Council for the city of Parma Heights. She has fielded calls regarding the economic development in the city while serving in both of those positions.

Suzanne Rezny, 10081 W. Ridgewood Drive presented pictures of how high the creek in their backyard was from a mild rain that we had on Sunday, January 11, 2015. She understands the need for economic development in the city but changing the dynamics of their neighborhood is not the right way to develop the city. Displacing neighbors is not good community development. Mrs. Rezny stated the rezoning issue that Council will be voting on this evening is for a parcel of land that has a century home and beautiful surroundings. Council will be forcing this resident to sell his property. She feels the city has not given the residents any choices. Council's celebration of the original rezoning in front of the residents was not right. The way the project has been pushed through is not right. She stated that Councilman Verdile asked what kind of buffer would make them happy, she responded what kind of buffer is there to hide multiple 3-story buildings with flooding potential and they will let the city know what is sufficient. In the 22 years the Rezny's have lived in their home, they have never flooded, but if they flood due to this development, they will hold the city financially responsible. Once again she stated her opposition to the rezoning of the Church in the Woods property and the Wolansky property. She also made the request for a conservation easement be placed on all undeveloped property with riparian setbacks.

Mayor Mike Byrne felt obligated to respond to the Rezny's comments. The Mayor first wanted to thank Mr. Rezny for the kind words regarding the job he and the staff have done to keep the city running smoothly since the fire. The Mayor stated that the process hasn't really started. The rezoning will take place this evening but the site plans are still open for discussion. He feels that due to the EPA's strict guidelines the drainage could be better than it is now. Mayor stated again that the process is still ongoing. He said they all heard all of the effected residents' concerns and that is why the offer was made to Mr.

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Wolansky to purchase his property. The developer changed the footprint of the development to address the concerns. Mayor feels that the city and the developer did hear the concerns of the residents and asked them to stick with them and be involved in the process.

Suzanne Rezny, 10081 W. Ridgewood Drive commented that the footprint has changed.

Council President Gallo reminded the audience that the Public Hearing is only regarding the rezoning of the Wolansky property, it does not involve the planning of the development.

Councilman Verdile stated if the rezoning passes, the time to address the concerns the residents have is during the planning process. Councilman Verdile urged the residents to voice their concerns at that time and he feels that many of the issues can be worked out.

Nick Wolansky, 11111 W. Ridgewood Drive wanted to correct Mrs. Rezny's statement, there are two-century homes on the property not one.

Council President Gallo asked if any members of Council had any questions for the developer, Mr. Sceranka.

Councilwoman Everett asked Mr. Sceranka if the development agreement that she asked about at the last meeting was any closer to getting that completed or where are we at with that?

Law Director Pokorny responded to the question from Councilwoman Everett. Director Pokorny stated they are close to having an agreement but are not done yet. He continues to discuss with the developer the concerns we have heard from the residents and is diligently working towards an end.

Council President Gallo closed the Public Hearing and opened the Council meeting.

LEGISLATION

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

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

Nay: None

ORDINANCE TO BE READ BY TITLE ONLY.

Councilwoman DeSouza read AN ORDINANCE AMENDING SECTION 1161.01 AND THE ZONE MAP WHICH IS PART OF SAID ORDINANCE BY CHANGING CERTAIN DESCRIBED PROPERTY FROM CLASS A DISTRICT TO CLASS SCR D DISTRICT (PP#474-13-012). THIRD READING

Councilwoman DeSouza explained that this was the additional parcel for the proposed senior complex.

Councilwoman DeSouza motioned seconded by Councilman Verdile to adopt the Ordinance.

Aye: Stavole, Koch, Verdile, Gallo and DeSouza

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Nay: Everett

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-1

Councilwoman Koch motioned seconded by Councilwoman DeSouza to read the following Ordinance by title only.

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

Nay: None

ORDINANCE TO BE READ BY TITLE ONLY.

Councilwoman Koch read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDMENT TO THE LEASE WITH EDUCATION HOUSING, L.P. FOR THE PREMISES TO BE LEASED IN CONJUNCTION WITH THE PARMA HEIGHTS SENIOR CENTER, AND DECLARING AN EMERGENCY. ONE READING ONLY.

Councilwoman Koch motioned seconded by Councilwoman DeSouza to suspend the rules.

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

Nay: None

RULES SUSPENDED

Councilwoman Koch explained that this contract would amend the current contract.

Councilwoman Koch motioned seconded by Councilman Verdile to adopt the Ordinance.

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

Nay: None

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-2.

PUBLIC SESSION

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

Mayor Byrne recognized Joe Benny, a representative from Congressman Renacci's office.

Councilwoman DeSouza motioned seconded by Councilman Stavole to adjourn.

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

Nay: None

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MEETING ADJOURNED AT 8:36 P.M.

Florence A. Bohdan

Florence A. Bohdan
Clerk of Council

Marie Gallo

Marie Gallo
Council President

REPORT OF COUNCIL FINANCE COMMITTEE
(Review of City Expenditures)

COUNCIL MEETING: January 12, 2015

PERIOD: 11/19/14 - 1/5/15

TOTAL EXPENDITURES: \$1,725,877.71

RE-CAP OF MAJOR EXPNDITURES: **AMOUNT:**

11/28/14 PAYROLL	\$387,989.64
12/12/14 PAYROLL	\$376,456.34
12/26/14 PAYROLL	\$400,004.85
POLICE & FIRE PENSION FUND - CITY SHARE OF PENSION COST	\$165,431.83
REPUBLIC SERVICES - REFUSE/RECYCLING CONTRACT	\$73,585.96
CARGILL, INC. - ROAD SALT	\$41,040.53
PERS - CITY SHARE OF PENSION COST	\$40,636.48
PORTS PETROLEUM - VEHICLE FUEL	\$18,043.76
T.A.C. COMPUTER - POLICE DEPT. COMPUTER UPGRADE	\$16,172.00
TAFT, STETUNIUS & HOLLISTER - LEGAL FEES(REVOL CASE)	\$14,979.35
GDP GROUP - ENGINEERING/DESIGN NO. CHURCH BRIDGE PROJ.	\$12,796.62
CEI - STREET & TRAFFIC LIGHTING	\$9,853.63
CEI - ELECTRICAL SERVICE CITY FACILITIES	\$12,896.94
ULLMAN OIL - VEHICLE FUEL	\$7,695.00

PRESENT: Chairperson DeSouza, Councilwomen Gallo, Koch, and Clerk of Council Bohdan, Director of Public Service Patten

The meeting was called to order at 7 p.m.

The meeting was to discuss donation bins within the city.

Chairperson DeSouza commented that the draft legislation was a good starting point but she felt clarification was needed in some of the areas, such as including recycling bins, churches and schools, location of bins on properties, which properties can have such bins, clear ownership identification and contact information, regulation of area surrounding bins, bins declared a nuisance, bin owner responsibilities, and other areas.

Director Patten stated that he has inspectors canvassing the city to locate and count all bins and to ask the business owners if they gave the organization permission to place the bins on their property.

Director Patten explained a program involving a recycling organization in Bay Village is being researched. Once they have more information on this program, Council will be presented the information regarding the recycling bag program.

It was decided by the committee to continue to draft legislation to allow donation bins in the city while waiting for the information on the recycling bag program. If the recycling bag program is feasible, move forward with legislation to restrict the donation bins that are allowed in the city.

Meeting Adjourned at 7:22 p.m.

I understand that due to recent events in the city research for this ordinance has been delayed and will be presented to council as soon as it is obtained.

City of Parma Heights Planning Commission met on Wednesday, January 7, 2015
to consider the following:

1. Consideration of a new business, Queen City Café, 6454 Pearl Road. Application made by Adnan Gharib. Approved with the following requirements:
 - a. No consumption of tobacco on the premises;
 - b. Maintenance and repair of the property as required by the Building Department;
 - c. All state and local laws for distribution of tobacco be adhered to;
 - d. No minors under 18 years of age permitted without parent or legal guardian.

CITY OF PARMA HEIGHTS MAYOR'S COURT
MONTHLY REVENUE SUMMARY

SUMMARY OF MAYOR'S COURT ACTIVITY :

Period: Nov-14

* Mayor's Court Account Revenue (Court Fines & Costs)	\$33,388.00
Less: Portion of Court Costs Transferred to:	
* State of Ohio	-7,409.00
* Alcohol Treatment Fund to Parma Muni	-177.00
* Parma Municipal Court	-25.00
* Cuyahoga County(C.R.I.S.)	<u>-575.00</u>
Subtotal	\$25,202.00
Less: Monthly Bank Fees/Charges/NSF Checks	-466.43
Forfeited Bonds	-660.00
Bond Administration Fee	<u>-212.00</u>
Amount Transferred from Court Account to General Account	\$23,863.57
* Mayor's Court Bond Account Activity	
Forfeited Bonds	660.00
Bond Admin Fee (Net of Bond Account Bank Fees)	<u>21.95</u>
Amount Transferred from Bond Account to General Account	\$681.95
Total Amount of Mayor's Court Activity Transferred to City's General Checking Account and Posted As A General Fund Revenue	\$24,545.52

Submitted By:



Terrence B. Hickey, Director of Finance/Personnel

CITY OF PARMA HEIGHTS MAYOR'S COURT
MONTHLY REVENUE SUMMARY

SUMMARY OF MAYOR'S COURT ACTIVITY :

Period: **Dec. 14**

* Mayor's Court Account Revenue (Court Fines & Costs)	\$42,260.00
Less: Portion of Court Costs Transferred to:	
* State of Ohio	-8,640.00
* Alcohol Treatment Fund to Parma Muni	-225.00
* Parma Municipal Court	-125.00
* Cuyahoga County(C.R.I.S.)	<u>-755.00</u>
Subtotal	\$32,515.00
Less: Monthly Bank Fees/Charges/NSF Checks	-722.19
Forfeited Bonds	-1010.00
Bond Administration Fee	<u>-585.00</u>
Amount Transferred from Court Account to General Account	\$30,197.81
* Mayor's Court Bond Account Activity	
Forfeited Bonds	1010.00
Bond Admin Fee (Net of Bond Account Bank Fees)	<u>370.14</u>
Amount Transferred from Bond Account to General Account	\$1,380.14
Total Amount of Mayor's Court Activity Transferred to City's General Checking Account and Posted As A General Fund Revenue	\$31,577.95

Submitted By:



Terrence B. Hickey, Director of Finance/Personnel