

THE CITY OF PARMA HEIGHTS
COUNCIL MEETING MINUTES
MARCH 23, 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, Director of Public Service Patten, 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.

Council President Gallo called the meeting to order at 8:04 p.m.

Pledge of Allegiance.

Council President Gallo asked for a motion to appoint the Clerk of Council as the designee for the Public Records and Open Meetings Training.

Councilman McCall motioned seconded by Councilwoman DeSouza to appoint the Clerk of Council as the designee.

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

Nay: None

CLERK OF COUNCIL APPOINTED THE COUNCIL DESIGNEE FOR THE PUBLIC RECORDS AND OPEN MEETINGS TRAINING

Councilwoman DeSouza motioned seconded by Councilman McCall to approve the minutes from the March 9, 2015 Council meeting.

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

Nay: None

MARCH 9, 2015 COUNCIL MEETING MINUTES APPROVED.

Councilman Verdile presented the report of the Finance Committee with total expenditures for the period of 3/6/2015 through 3/18/2015 to be \$654,661.35. (detailed report attached)

Councilwoman DeSouza presented the report from the March 9, 2015 Safety Committee meeting regarding donation bins in the city. Additional information is needed from the Law Department on the legal ramifications of eliminating the bins in the city. Once the committee has this information, further discussions will take place. (detailed report attached)

Council President Gallo stated that before Council considers Item #6 for approval it will be subject to the Brew House submitting full landscape drawings to be approved by the city's landscape architect prior to pulling the permits for the project.

Councilman McCall motioned seconded by Councilwoman Koch to approve the request for a Setback Variance for an outdoor patio at the Brew House, 6395 Pearl Road.

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

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Nay: None

THE SETBACK VARIANCE FOR AN OUTDOOR PATIO AT THE BREW HOUSE, 6395 PEARL ROAD APPROVED.

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. The letter received is an application for change of corporate stock ownership from Yorktown Corporation. The Parma Heights Police Department is offering no objection to the transfer of corporate stock ownership for the Yorktown Corporation."

Council President Gallo asked for a motion for a stock transfer from James M. Cottrell Estate, Yorktown Corporation to P. Michael Cottrell, James J. Cottrell, Annette Stutts, R. Gina Cottrell and Gae Ballou.

Councilwoman Koch motioned seconded by Councilman McCall to approve the stock transfer.

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

Nay: None

THE STOCK TRANSFER FROM JAMES M. COTTRELL ESTATE, YORKTOWN CORPORATION TO P. MICHAEL COTTRELL, JAMES J. COTTRELL, ANNETTE STUTTS, R. GINA COTTRELL AND GAE BALLOU 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 "Southern Hospitality" from April 10, 2015 to April 26, 2015.
- There was a good turnout for baseball sign-ups on March 14th. The Recreation Department continues to take registrations in the office.
- Yoga sessions are completely full and the Recreation Department is looking at adding an additional yoga class to the schedule.
- Soccer is getting ready for their spring registration.

Brent Collins, Director of Public Safety

- Mr. Collins explained about the Are You OK? Program that the Police Department offers free to Parma Heights seniors, disabled and shut-ins. A computer calls once a day at a specific time to check on the resident. If after multiple attempts and there is still no answer, an officer will be dispatched to the home to check on the resident.
- April is 9-1-1 Awareness Month and information will be posted on the website regarding proper use of 9-1-1.

Judy McLaughlin, Director of the Senior Center

- On March 27, 2015, the seniors will be traveling to Malley's Candy to give them the opportunity to purchase Easter candy.

Joe Sebes, Director of Community and Economic Development

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- A new business, Mistyfyed will have their Grand Opening on Monday, March 30 2015 at 1 p.m. They are located at Oakwood and Pearl Road and did approximately \$80,000 worth of renovations. They will also be looking at the Store Front Renovation program.

Councilwoman Koch asked Director Sebes what kind of business it is and Director Sebes replied that it is a hair salon.

Dan Neff, City Engineer

- No report

Councilwoman DeSouza asked Engineer Neff when work on Ackley would start. He explained that he completed the bid documents today and would be advertising for bids shortly. He also stated that he would check with ODOT to get a specific start date for the North Church project.

Dennis Patten, Director of Public Service

- The Service Department continues to maintain the roads. There are two crews out daily trying to keep up with filling potholes.
- Once the temperatures warm up, the Service Department will have the street sweeper out cleaning up the winter debris.

Councilman McCall stated that he has received calls from residents complaining about the condition of Antietam Road and asked Director Patten to look into the situation.

Terrence Hickey, Director of Finance and Personnel

- No report.

Mayor Michael Byrne

- Channel 5 did a segment on Firefighter David Kaszer. David's dad recently was diagnosed with ALS and David has decided to help in the fundraising effort for this disease by running in the Cleveland Marathon in his full firefighter gear. Firefighters Durante and Mason will also be running with David.
- The Mayor and Director Sebes met with Mr. Craig Polard from Pin Point. Pin Point is a branding marketing company that Wells Fargo has contracted with to market the Cornerstone property. Mr. Polard has assured the Mayor he will address the current property maintenance issues with the property as well as developing a new name and signage. The Mayor expressed a tempered enthusiasm for Pin Point bringing a new development to this property.

LEGISLATION

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

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

ORDINANCE TO BE READ BY TITLE ONLY

Councilman McCall read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE UPDATE OF THE INTERNET CODE OF ORDINANCES WITH AMERICAN LEGAL PUBLISHING, AND DECLARING AN EMERGENCY. THIRD OF THREE READING.

Councilman McCall explained this is a two-year agreement with American Legal Publishing to update or Codified Ordinances online in a timely fashion.

Councilman McCall 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 2015-11

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

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

ORDINANCE TO 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. SECOND OF THREE READINGS.

Councilwoman Koch motioned seconded by Councilman Verdile 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 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. SECOND OF THREE READINGS.

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

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

ORDINANCE TO BE READ BY TITLE ONLY.

Councilman Stavole read AN ORDINANCE REPEALING CHAPTER 171, MORAL CLAIMS COMMISSION, OF THE PARMA HEIGHTS CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY. ONE READING ONLY.

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

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

Councilman Stavole explained that this ordinance would repeal the Moral Claims Commission.

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

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

ORDINANCE IS ADOPTED. ORDINANCE IS 2015-12

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.

Greg McKinney, 6809 Maplewood, asked that the hole at Fernhurst and Pearl Road be fixed. Also asked what types of businesses were they looking at developing at the Cornerstone property?

Council President Gallo asked Mayor Byrne to respond to Mr. McKinney's question. Mayor responded that they are looking at mixed use office buildings; they are not concentrating on retail because there is quite a bit in that area. Part of the property has the infrastructure in place for individual housing lots, which they are also exploring. Mayor is promoting the mixed-use office building development.

Councilman Verdile recognized Lynn Halloran in the audience. She is on the Parma City School Board and is the representative from Parma Heights.

Tim Nemes, 6683 Orchard Blvd, a student from St. Ignatius High School, was in attendance to observe for his government class.

Councilwoman DeSouza motioned seconded by Councilman McCall to adjourn to Executive Session to discuss Personnel Issues related to Employment and Compensation of Public Employees.

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

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COUNCIL ADJOURNED TO EXECUTIVE SESSION AT 8:30 P.M.

Council reconvened at 9:28 p.m.

Councilman Stavole wanted to thank the Holy Name Boys Basketball team, Coach Jeff Huber and his staff along with Senior Lawrynce Johnson, Senior Jack Ehrbar, Sophomore Sean Hickey, Sophomore Nick Opincar, Freshman Dwayne Cohill and the rest of the team for an outstanding season. They made it to the Division 2 Elite 8 and it was great to hear Parma Heights Holy Name every time the team was introduced during the playoffs. I am and proud and thankful for the pleasure of watching this year and I look forward to next year.

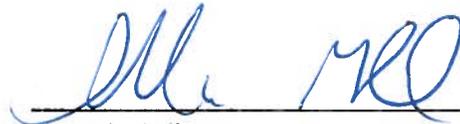
Councilman McCall motioned seconded by Councilwoman DeSouza to adjourn.

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

MEETING ADJOURNED AT 9:29 P.M.



Florence A. Bohdan
Clerk of Council



Marie Gallo
Council President

REPORT OF COUNCIL FINANCE COMMITTEE
(Review of City Expenditures)

COUNCIL MEETING:

3/23/15

REVIEW PERIOD:

3/6/15 - 3/18/15

EXPENDITURE TOTAL:

\$654,661.35

RE-CAP OF MAJOR EXPENDITURES:

AMOUNT:

3/6/15 PAYROLL

\$303,087.85

OHIO POLICE & FIRE PENSION - Pension Cost February Payrolls

\$78,806.57

KEY GOVT. FINANCE - Lease payment for Police Vehicles (year 2 of 3)

\$69,191.59

REPUBLIC SERVICES - Refuse/Recycling Collection & Disposal

\$67,801.82

OHIO PUBLIC EMPLOYEES RETIREMENT - Pension Cost February Payrolls

\$38,904.58

CARGILL - Road Salt

\$15,032.02

TREASURER, STATE OF OHIO - Partial Payment North Church Bridge Project

\$8,307.33

COLUMBIA GAS - Utility/Heating Fuel

\$7,520.49

CITY OF NORTH ROYALTON - Prisoner Jailing Fees

\$7,228.26

USI MIDWEST CLEVELAND - Health Insurance Consultant/Broker

\$5,500.00

THE CITY OF PARMA HEIGHTS
SAFETY COMMITTEE MEETING MINUTES
MARCH 9, 2015

PRESENT: Chairwoman DeSouza, Councilwomen Gallo, Koch, and Clerk of Council Bohdan

ALSO PRESENT: Director of Public Service Patten, Law Director Pokorny and Director of Finance and Personnel Hickey

Chairwoman DeSouza called the meeting to order at 7:30 p.m.

Chairwoman DeSouza stated that the meeting was to continue the discussion on donations bins and whether stricter regulations should be adopted or the bins be eliminated from the City.

Councilwoman Koch would like to see the bins eliminated. She feels there are enough organizations where you drop off or have items picked up.

Councilwoman Gallo asked Director Patten if he saw any problems if there were stricter regulations placed on organizations that supplied the bins; he stated regulations right now are not that strict.

Chairwoman DeSouza asked Director Pokorny regarding potential legal ramifications for elimination of bins. Director Pokorny feels the legal ramifications should be looked into before the Committee moves forward. He will research and report back to the committee.

Chairwoman DeSouza asked Director Pokorny if the bins currently in the city would be grandfathered in under any future ordinances, and if any new regulations would supersede current agreements. Director Pokorny replied that stricter regulations on the placement of bins would have an effective date incorporated into the legislation where current and new bins would need to abide by.

Councilwoman Gallo stated that she would like to see stricter regulations on the bins, especially the placement in terms of residential areas, parking spaces, etc. Chairwoman DeSouza presented suggestions for a draft ordinance that she prepared.

Chairwoman DeSouza asked Director Pokorny to draft legislation for a moratorium on new bins.

Councilwoman Gallo asked if the Committee did not have any objections, to have the Law Department draft legislation with stricter regulations so the current bins would comply with the restrictions.

Chairwoman DeSouza stated that she would like to see the bins eliminated but if legally the City cannot do that she would like strict regulations put in place.

Chairwoman DeSouza opened the floor to comments from the audience.

Councilman Verdile asked that the Committee consider if they eliminated the bins in the City, how this would affect the churches and schools, who have paper recycling bins on their property for fundraising purposes.

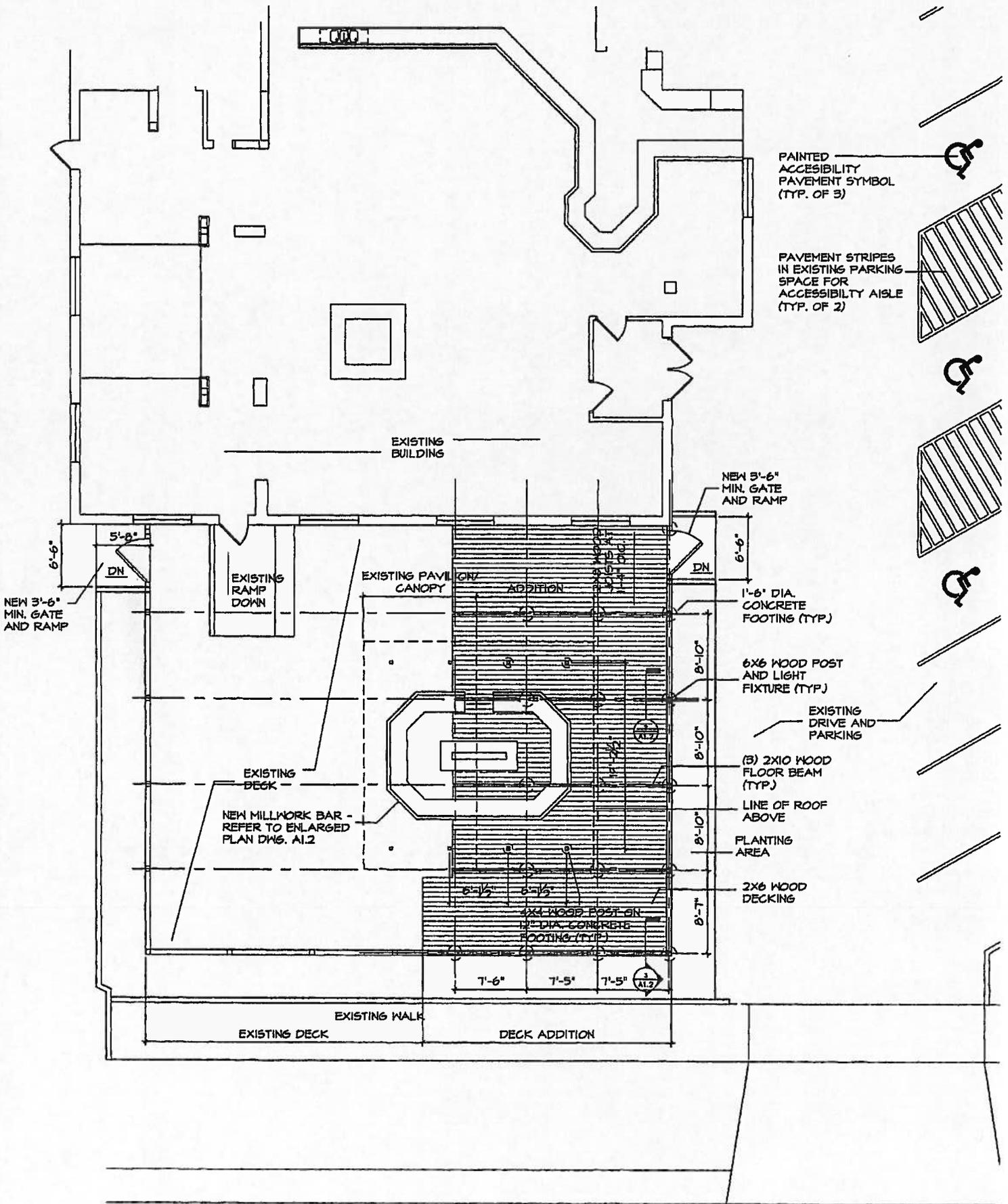
Meeting Adjourned at 7:47 p.m.

To whom it may concern,

Brew House Bar & Grill would like to add an additional 1000 sq. ft. to the outdoor patio for the convenience of our customers. Last summer we were unable to accommodate some of our customers who preferred outside seating. This expansion will make our customers more comfortable and we will attract other customers from surrounding cities and counties. The concept for the patio will be "Tiki Bar" with the addition of 10 tables and new rectangular bar. We would like to also add 6 ft. to 8 ft. hedging around the patio for an enclosed, intimate setting. Flowers and other greenery will add to our curb appeal.

Sincerely,

Masum Ahmed



PAINTED ACCESSIBILITY PAVEMENT SYMBOL (TYP. OF 3)

PAVEMENT STRIPES IN EXISTING PARKING SPACE FOR ACCESSIBILITY AISLE (TYP. OF 2)

EXISTING BUILDING

NEW 3'-6" MIN. GATE AND RAMP

NEW 3'-6" MIN. GATE AND RAMP

5'-9" DN

EXISTING RAMP DOWN

EXISTING PAVILION CANOPY

ADDITION

6'-8" DN

1'-6" DIA. CONCRETE FOOTING (TYP.)

6X6 WOOD POST AND LIGHT FIXTURE (TYP.)

EXISTING DRIVE AND PARKING

EXISTING DECK
NEW MILLWORK BAR - REFER TO ENLARGED PLAN DWG. A1.2

(3) 2X10 WOOD FLOOR BEAM (TYP.)

LINE OF ROOF ABOVE

PLANTING AREA

2X6 WOOD DECKING

4X4 WOOD POST ON 12" DIA. CONCRETE FOOTING (TYP.)

7'-6" 7'-5" 7'-5" 3' A1.2

EXISTING WALK
EXISTING DECK

DECK ADDITION

City of Parma Heights Police Department

6184 Pearl Road Parma Heights, Ohio 44130



Daniel D. Teel
Chief of Police

Marie Gallo
Council President
City of Parma Heights
6281 Pearl Road
Parma Heights, Ohio 44130

RE: Receipt # F13571 / Liquor Permit # 9839898

Dear Ms. Gallo,

This letter is in reference to documentation received from the Ohio Division of Liquor Control. The letter received is an application for change of corporate stock ownership from the Yorktown Corporation. The Parma Heights Police Department is offering no objection to the transfer of corporate stock ownership for the Yorktown Corporation.

Very truly yours,

A handwritten signature in black ink, appearing to read "Dan Teel", is written over the typed name.

Dan Teel

Chief of Police

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

9839898		STCK		YORKTOWN CORP	
PERMIT NUMBER		TYPE		DBA YORKTOWN LANES	
ISSUE DATE					
09		15		2014	
FILING DATE					
D5 D6					
PERMIT CLASSES					
18		473		C	
TAX DISTRICT		RECEIPT NO.		F13571	

FROM 02/19/2015

PERMIT NUMBER		TYPE	
ISSUE DATE			
FILING DATE			
PERMIT CLASSES			
TAX DISTRICT		RECEIPT NO.	

RECEIVED

FEB 23 2015

COUNCIL OFFICE



MAILED 02/19/2015

RESPONSES MUST BE POSTMARKED NO LATER THAN.

03/23/2015

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES **C STCK 9839898**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title) - Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF PARMA HGTS CITY COUNCIL
6281 PEARL RD
PARMA HEIGHTS OHIO 44130

POLICE NOTIFICATION

OHIO DIVISION OF LIQUOR CONTROL
8606 TUSSING ROAD
P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005

TO

9839898		STCK	YORKTOWN CORP	
PERMIT NUMBER		TYPE	DBA YORKTOWN LANES	
6218 PEARL RD SR42 & PATIO				
PARMA HGTS OH 44130				
ISSUE DATE				
09 15 2014				
FILING DATE				
D5 D6				
PERMIT CLASSES				
18	473	C	F13571	
TAX DISTRICT			RECEIPT NO.	

FROM 02/19/2015

PERMIT NUMBER		TYPE		
ISSUE DATE				
FILING DATE				
PERMIT CLASSES				
TAX DISTRICT			RECEIPT NO.	



This notice is sent to you in compliance with Section 4303.26 of the Ohio Revised Code and will serve as official notification of the filing of a permit application.

Depending on the applicant's business entity, enclosed please find a copy of the pending applicant's ownership disclosure form 4029 (Non Profit Entity Disclosure), Form 4030 (Stockholder Disclosure), Form 4031 (Partnership Disclosure), or Form 4032 (Limited Liability Company Disclosure) which lists those individuals who will have an interest in the above captioned permit.

In some instances, the Division will require a background check to be completed by your agency. If enclosed, please complete the Personal History Police Check(s), and return it/them in the enclosed postage paid envelope. If needed, we will submit the forms once received from the applicant at a later date for completion.

The chief police officer of each political subdivision may appear and testify in person or through a representative at any hearing held on the advisability of the issuance or transfer of a permit. However, Section 4303.26 O.R.C. DOES NOT give the police officer the right to request a hearing. If a hearing is desired, the chief police officer should contact the legislative authority (City or Village Council, or Board of County Commissioners, or Board of Township Trustees) and have that entity request a hearing.

The police department may submit any information to the Division relevant to the issuance or transfer of the permit, even if a formal hearing is not requested and conducted. This should be done by a separate letter with supporting documentation. The Division appreciates your statements and concerns regarding the pending application.

Licensing Section

PARMA HGTS POLICE DEPT
6184 PEARL RD
PARMA HGTS OHIO 44130

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

020266

For Questions call (614) 644-3162
 Office Hours - 8:00 a.m. - 5:00 p.m.
 Ohio Department of Commerce - Division of Liquor Control
 6606 Tussing Road, Reynoldsburg, Ohio 43068-9005
 http://www.com.ohio.gov/liqr
 OHIO DIV. CONT OL
APPLICATION FOR CHANGE OF CORPORATE STOCK OWNERSHIP
PROCESSING FEE \$100.00
 CAUTION: ALLOW 10 TO 12 WEEKS FOR PROCESSING
 2014 DEC 18 11:10:18

PERMIT HOLDER REQUESTS APPROVAL OF THE DIVISION OF LIQUOR CONTROL OF THE FOLLOWING TRANSFER(S) OF STOCK

Permit Holder Name YORKTOWN CORPORATION	Permit Premises Address 6218 PEARL RD., PARMA HTS., OH 44130
Liquor Permit Number(s) 9839898 18-473/1013571	F.T.I. Number
Attorney's Name, Address and Telephone Number (If represented) RICK TAFT - 925 EUCLID AVE. CLEVELAND 44115 216-896-6569	
Is Stock Traded on a National Exchange? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If YES, give Name of Exchange and Symbol

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

SECTION A: PREVIOUS 5% OR MORE STOCKHOLDERS			
Name	DATE OF BIRTH	Social Security Number/FTI#	Number of Shares Issued For Stock Transfer Only (NOT Percentages)
1) JAMES M. COTTRELL ESTATE			2834
2)			
3)			
4)			
5)			

SECTION B: REVISED 5% OR MORE STOCKHOLDERS			
Name	DATE OF BIRTH	Social Security Number/FTI#	Number of Shares Issued For Stock Transfer Only (NOT Percentages)
1) P. MICHAEL COTTRELL			1058
2) JAMES J. COTTRELL			505
3) ANNETTE STUTTS			513
4) R. GINA COTTRELL			513
5) GAE BALLOU			244

NOTE: If any Stockholder is a business entity, that entity must list it's federal tax identification number (FTI #) above.

SEND: CC, PD, REPT

TOTAL NUMBER OF SHARES ISSUED	2834
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LIST THE TOP FOUR OFFICERS OF THE CAPTIONED CORPORATION. IF AN OFFICE IS NOT HELD, PLEASE INDICATE BY WRITING "NONE"	Social Security Number	Date Of Birth
1) CEO/President P. MICHAEL COTTRELL	261-20-0061	
2) Vice-President ANNETTE STUTTS		
3) Secretary FREDERICK TAFT	ATTORNEY?	
4) Treasurer JAMES J. COTTRELL		