

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 1 OF 11**

The meeting was called to order by President Robert Sepik at 8:00 P.M.

Roll Call: Kolasinski, Koch, Verdile, Sepik, present, DeSouza, absent, Gallo, McCall, present.

Pledge of Allegiance.

Sepik motioned seconded by McCall to excuse Councilperson DeSouza.

Roll Call: Koch, Verdile, Sepik, Gallo, McCall, Kolasinski, all yes.

**COUNCILPERSON DESOUZA EXCUSED.**

Public Hearing for Cuyahoga County Competitive Municipal Grant Program Presented by Joseph Sebes.

I will now conduct the 2011 Federal Community Development Block Grant Public Hearing for the City of Parma Heights.

This year, the City will be submitting two grant applications: both are for infrastructure projects.

In accordance with Block Grant Guidelines, we can only receive one grant award. This year, the Block Grant Program is offering communities an opportunity to apply for a \$500,000 grant called a "Mega Grant", in addition to the normal Tier I and Tier II grants which I will explain shortly. We will submit two applications in attempts to secure one grant award.

Our secondary request is for a Tier II funding project for \$150,000 to reconstruct Ackley Road from the intersection of Denison east to Brookmere Blvd. This geographic area of the city is in a Low-to-Moderate Income Zone which qualifies for a maximum award of \$150,000.

Our primary and number one priority request will be for a \$500,000 Mega Grant to reconstruct Manorford Road, which is geographically located in a Low-to-Moderate Income Zone, and in an Improvement Target Area as designated by the Department of Development based on census information.

In summary, the Department of Development is offering the opportunity to apply for three tiers of grant funding. Forty-seven (47) communities in Cuyahoga County are eligible to apply for and receive a maximum of \$500,000 in grant awards. To receive funding, grant applications must competitively score above a cut-off point based upon funds available. An estimated \$2 million dollars will be available for year 2011 for the Competitive Municipal grant Program. The Block Grant application must be submitted no later than November 4, 2010, at noon.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 2 OF 11**

In attendance tonight is Pequita Hansberry from the Cuyahoga County Department of Development, and if need be she can assist with any questions.

Tonight's hearing is a grant requirement, and your input after this presentation is important. Grant dollars are federal monies from the Department of Housing and Urban Development (HUD). The Cuyahoga County Board of Commissioners awards the grants. The Department of Development administrates block grant funds and monitors grant coordination.

The Department of Development will evaluate the grant applications and make the grant award decisions based on the following:

- For Mega Grants a maximum of 100 points is possible (This year only.)
- For Tier I Grants a maximum of 100 points is possible (\$350,000 funding once every 3 years)
- For Tier II Grants a maximum of 80 points is possible (\$150,000 funding available every year)
- For Planning Grants a maximum 55 points is possible

Mega Grants and Tier I Grants must meet two HUD national objectives:

1. Project must be located in an improvement target area
2. Project must benefit low/moderate income persons.

Tier II Grants must meet at least one HUD national objective.

A community can only receive a Grant Award for one project: either Mega, Tier I or Tier II.

We will apply for more than one project, list them in priority and await scoring to see if we are awarded a grant.

National Objective #1 – to benefit low and moderate income persons.

National Objective #2 – to aid in prevention or elimination of slum or blight.

National Objective #3 – to meet urgent community needs.

The definition of Low-to Moderate Income groups are as follows:

National Objective #1 – at least forty point two percent (40.2%) of the residents of a block group are low to moderate income persons as verified by the 2000 census data provided by the Federal Government.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 3 OF 11**

National Objective #2 – to define an improvement target area, which is a geographic area delineated by the Department of Development.

National Objective #3 – Defining an urgent community development need. An activity designed to alleviate existing conditions that pose a serious and immediate threat to the health or welfare of the community. Examples include major catastrophes such as floods and earthquakes.

Each community is given a community data information chart and map to determine project area eligibility. Grants are scored again based on low and moderate income benefit, prevention or elimination of slum blight, past performance, leverage of funds, citizen participation, quality of application , development or redevelopment of the project area, health or safety need and a point for attending the Municipal Seminar earlier this summer.

The projects I am proposing tonight both meet with either one or two of HUD's National Objectives, which are located in an Improvement Target Area or will Low-to-Moderate Income persons and/or a combination of both. Since the City received a Tier I award of \$325,000 for an ambulance in our 2009 grant year, we are only eligible to apply for Tier II funding for the next two years, for a maximum amount of \$150,000 with the exception of the one-time Mega Grant award in the amount of \$500,000.

I will now open this session for public input regarding this project.

(Name & address not audible) Resident has been waiting four years to have Maplewood redone when will that street be done.

Sebes stated is not eligible for this program, if it was eligible we would be looking to get that street done.

Tom Kocka, 12335 Huffman stated that because we are a low to moderate income community we do not have tons of dollars rolling in. I would like to thank the Department of Development for the opportunity and Mr. Sebes for applying for these programs. As a 20 years resident of the city I have seen a lot of good applications be approved and the money put to good use in the city.

Dave Nederich, CEO of The Chamber of Commerce stated that we have been working closely with the City of Parma Heights and I believe they have a solid proposal here. I support their grant request and I hope they are granted the request.

John Slobodian, 9525 Greenbriar wanted to know if these are two separate grants.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 4 OF 11**

Sebes stated that it is all one grant with three separate pools of money. There separate tiers that are made available with different factors of eligibility.

Slobodian wants to know if they can award one grant to the city and not the other.

Sebes stated he is applying for two, but they will only will award us one. I so not want to only apply for one and if I do not get it I am out that is why it is important to apply for two. The other thing is that there will be changes next year to the map guidelines they use so hopefully we will have more streets eligible next year.

Jim McCall, 5924 Calamie Drive stated as Chairman of the Streets and Utilities Committee over the past four years we would like to thank The Department of Development for the funds we have been able to use to improve our neighborhoods. It is important that good streets make people take better care of their homes and improves the value of the neighborhood. I drove down Ackley the other day to look at the project at Radlick and you are right on the money for an area that needs improvement. I would like to add that Joe has done a great job getting us County and State money.

Vince Ventrone, 11623 Meadowbrook questioned what income has to do with how this the streets are chosen.

Sebes stated this is based on low to moderate income and the medium dollar amount a household can have is \$64, 800 in one household so this is not based on slum.

Neff stated that if you are in the low income limits it is 80% of the \$64, 800 which in this community is 51, 850 which is county average. So if the income is less than that they are eligible. There are different tiers of low and extremely low, but these are all in that low to moderate income.

Sebes stated they base this in the census figures from there it is up to The Community Development Program to tell us who is eligible.

Ventrone stated then it is not based on the condition of the roads you could be driving through potholes, but since it does not fall into a category it will not be fixed. That does not seem to make sense.

Sebes stated that is not my program and they are HUD guidelines we have to follow.

Sebes asked if there were any other questions or comments. There were none.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 5 OF 11**

Sebes concluded The Community Development Block Grant Program Public Hearing.

Mayor Byrne asked Council to consider the appointment of Tammy Sebastian to The Moral Claims Commission. Tammy she has lived in our city for seven years with her husband Carmen and two daughters. They live on Revere and she is very active within our city. She works for Parma City School City and is very involved with her faith community. I know she would be a great addition to Moral Claims.

Verdile motioned seconded by McCall to appoint Tammy Sebastian to The Moral Claims Commission.

Roll Call: Verdile, Sepik, Gallo, McCall, Kolasinski, Koch, all yes.

**TAMMY SEBASTIAN APPOINTED TO MORAL CLAIMS COMMISSION.**

Verdile reported that the Finance Committee reviewed total expenditures in the amount of \$310,931.92. A brief summary of some of the expenses:

Vehicle Fuel	\$4, 900.00
Payroll	\$288, 362.96
Legal Defense (Corner Stone)	\$7,099.10

Verdile reported the Planning Commission met on July 7, 2010.

Consideration of a new business, Traditions Adult Daycare Services, 6500 Street. Application Pearl Road (former Cub Day Care). Application made by Laura Petras. APPROVED

Consideration of a new business, Bindiya Décor, 6853 West 130<sup>th</sup> made by Mokesh Desai. APPROVED

Verdile reported the Planning Commission met on July 21, 2010.

Consideration of construction of a telecommunications tower at Kurtz Park. Application made by John Sindyla, attorney representing Clear Wireless LLC. APPROVED

Verdile reported the Planning Commission met on August 3, 2010.

Consideration of an outdoor patio for Luna's Restaurant, 6380 York Road. Application made by Tom Tabbaa. APPROVED

Consideration of a new business, Lucky Cyber, 6339 Olde York Road. Application made by Peter Patel. APPROVED

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 6 OF 11**

Consideration of a new business, Internet café, copying, faxing, printing and sweepstake entry. Application made by Kevin Noch. APPROVED

Verdile reported the Planning Commission met on September 1, 2010.

Consideration of an internet café at 6277 Pearl Road. Application made by Charles Brooks. APPROVED

Consideration of an internet café at 6645 Pearl Road. Application made by Khalil Nassar. APPROVED

Consideration of an internet café at Arabica Coffee House, 6285 Pearl Road. Application made by Fouad Hafez. APPROVED

Consideration of building improvements an installation of outdoor patio and bar at Clubhouse, 6365 Pearl Road. Application made by Bobbi Peschock. APPROVED

Consideration of a lot split and consolidation for 11111 West Ridgewood (PP #474-13-012 and 6621 York Rd. (PP #474-13-006). Application made by Nicholas Wolansky. APPROVED

**ORDINANCES AND RESOLUTIONS**

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Verdile read the following Ordinance in its entirety.

Verdile read AN ORDINANCE AMENDING ORDINANCE NO.2010-5 (SOLID WASTE COLLECTION FEE) OF THE CITY OF PARMA HEIGHTS, AND DECLARING AN EMERGENCY.

Verdile motioned seconded by McCall to suspend the rules.

Roll Call: Gallo, McCall, Kolasinski, Koch, Verdile, Sepik, all yes.

**RULES SUSPENDED.**

Verdile explained that Council will review the monthly garbage fees to determine the necessity of the fee each year.

Sepik asked if there were any comments or questions. There were none.

Verdile motioned seconded by McCall to approve the Ordinance.

Roll Call: McCall, Kolasinski, Koch, Verdile, Sepik, Gallo, all yes.

**ORDINANCE PASSES. ORDINANCE IS 2010-22.**

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 7 OF 11**

Kolasinski read the following Ordinance in its entirety.

Kolasinski read AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH TRIAD RESEARCH GROUP TO ESTABLISH FOUR (4) COUNCIL WARDS IN THE CITY OF PARMA HEIGHTS, AND DECLARING AN EMERGENCY.

Kolasinski motioned seconded by McCall to suspend the rules.

Roll Call: Kolasinski, Koch, Verdile, Sepik, Gallo, McCall, all yes.

**RULES SUSPENDED.**

Kolasinski explained that residents of Parma Heights have voted that the city be split into four wards. Instead of attempting to try to divide the wards on our own we will hire Triad for the price negotiated by the Law Department.

Sepik asked if there were any comments or questions. There were none.

Kolasinski motioned seconded by Verdile to approve the Ordinance.

Roll Call: Koch, Verdile, Sepik, Gallo, McCall, Kolasinski, all yes.

**ORDINANCE PASSES. ORDINANCE IS 2010-23.**

McCall read the following Resolution in its entirety.

McCall read A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF ECONOMIC DEVELOPMENT TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE CUYAHOGA COUNTY MUNICIPAL ENERGY PROGRAM (MEP) AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AGREEMENTS AS REQUIRED.

McCall motioned seconded by Sepik to suspend the rules.

Roll Call: Verdile, Sepik, Gallo, McCall, Kolasinski, Koch, all yes.

**RULES SUSPENDED.**

McCall explained that this Resolution allows Mr. Sebes to apply to get approval for someone to do an assessment of the property.

Sebes stated that legislation allows us to submit a grant application for the Energy Conservation Block Grant Program and this is the first step in the process.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 8 OF 11**

Sepik asked if there were any comments or questions. There were none.

McCall motioned seconded by Sepik to approve Resolution.

Roll Call: Sepik, Gallo, McCall, Kolasinski, Koch, Verdile, all yes.

**RESOLUTION PASSES. RESOLUTION IS 2010-7.**

Gallo read the following Resolution in its entirety.

Gallo read A RESOLUTION PLACING A TEMPORARY MORATORIUM ON THE ISSUANCE OF OCCUPANCY OF INTERNET SWEEPSTAKE CAFES' OR ANY BUSINESS DEVOTING FLOOR AREA TO INTERNET BASED SWEEPSTAKES MARKETING OR RETAILING IN ALL ZONING USE DISTRICTS, IN ORDER THAT THE PLANNING COMMISSION AND THE COUNCIL OF THE CITY OF PARMA HEIGHTS MAY UNDERTAKE A STUDY OF THE ZONING CODE WITH RESPECT TO INTERNET OR SWEEPSTAKE CAFES' WHILE PRESERVING THE STATUS QUO; AND DECLARING AN EMERGENCY.

Gallo motioned seconded by McCall to suspend the rules.

Roll Call: Gallo, McCall, Kolasinski, Koch, Verdile, Sepik, all yes.

**RULES SUSPENDED.**

Gallo explained that the State of Ohio has not addressed the regulation of Internet Sweepstake Cafes. Therefore leaving the regulation of the businesses in the hands of municipalities. Currently our code does not specifically address these types of businesses. The Safety Committee has met several times with the Law Department in regard to Internet Cafes. We are currently working together to get legislation in place as soon as possible.

Sepik asked if there were any questions or comments.

Rick Ferris, 7745 Eagle Rd, Kirtland stated he has a not a question, but a request. I am the manager/owner of the Drug Mart plaza where we recently renovated. As you may know we have had a vacancy in that center for almost three years. Recently we have rented half the unit and we have interest in the other space for an Internet Café. I have a signed lease and I have the construction drawings. What I request that we can be an exemption from the moratorium.

Sepik stated after speaking with members of Council in case this situation would arise each member would like to stick with the moratorium and give no exemptions.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 9 OF 11**

Gallo stated that we are working on legislation and we are moving on it and trying to get into place as soon as possible.

Pokorny stated that the Safety Committee has met with the Law Department we have had two or three meetings on this. We are working as quickly as possible to draft the Ordinance which would release the Moratorium. The Moratorium is on for a year which is just an arbitrary pick of time. We have no intention to wait that long to do anything.

Gallo motioned seconded by McCall to approve the Resolution.

Roll Call: McCall, Kolasinski, Koch, Verdile, Sepik, Gallo, all yes.

**RESOLUTION PASSES. RESOLUTION IS 2010-8**

A Resolution was added to the agenda and a waiver signed by Council.  
(Waiver attached)

Sepik read the following Resolution in its entirety.

**Sepik read A RESOLUTION REQUESTING CONGRESSMAN DENNIS KUCINICH TO JOIN WITH THE CITY OF PARMA HEIGHTS IN ITS ENDEAVOR TO RETAIN THE CUYAHOGA COUNTY PUBLIC LIBRARY PARMA HEIGHTS BRANCH IN THE CITY AT THE GREENBRIER COMMONS.**

Sepik explained this shows our support for the library from Council and the Administration.

Verdile motioned seconded by McCall to approve the Resolution.

Roll Call: Kolasinski, Koch, Verdile, Sepik, Gallo, McCall, all yes.

**RESOLUTION PASSES. RESOLUTION IS 2010-9.**

Sepik asked if anyone would like to speak on behalf of the library.

Tom Kocka, 12335 Huffman stated that it is wonderful the support we have had to retain the library. The young people in the community are such a valuable resource and having a library helps to retain a community where young people want to be.

McCall wanted to thank all the residents that came out on Thursday, but there are still people in the community that are unaware that they want to re-locate our library. Please put the word out to friends and neighbors that they are looking to do this and we need as much support as possible to keep the library.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 10 OF 11**

Kolasinski thanked Mayor Byrne's Administration, members of Council, and members of the community for coming out last Thursday to the meeting. I would like to thank Councilperson McCall who tirelessly worked to get Dennis Kucinich here to talk on our behalf.

**REPORTS FROM DIRECTORS**

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Judy McLaughlin, Senior Center Director reported that the flu shot sign up had begun and the shots will be held on Tuesday, November 9, 2010. Everybody get vaccinated.

Tom Moran, Recreation Director reported that the flag football, karate, and yoga are all doing very well. I just met with the cheerleading moderator for the Tri- City Football League and we are thinking of adding a lower level gymnastics class. We are hoping to start that in November at the NEO Soccer facility. The senior program has started up again every Tuesday and Thursday at NEO Soccer where we provide the entertainment. We are working on a mom and me program at NEO where we will provide games for an hour or two a week.

McCall asked Sebes and Moran how far are we at The Radlick Project.

Sebes stated that we are at a stand still due to the rain, but they should be out there Thursday and Friday and wrap it up in about two days.

McCall asked if anyone expressed interest in the Tree Memorial Program.

Teresi stated she has been contacted by two interested parties.

Sebes stated we have submitted applications to Petite's and Maria Gardens are just waiting for responses.

Michelle Teresi, Service Director reported that on Calamie and Doxmere the paving preparations will begin this week. Mandalay the cutting is done and the bypass lines are ready to be installed. Oakdale is scheduled for the end of this week. Anita the permanent line is completed and we are waiting for test results from Cleveland Division of Water. Lawndale the bypass line has been installed. Valley Forge they have started the immobilization material.

Mayor Byrne reported that he would like to thank Council for their support with the issue of the relocation of the library. The quick response with the Resolution you provided tonight. I know with your continued help I am optimistic we can change the current view of relocating the library.

**CITY OF PARMA HEIGHTS  
COUNCIL MEETING  
OCTOBER 12, 2010  
8:00 P.M.  
MINUTES  
PAGE 11 OF 11**

**PUBLIC SESSION**

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George Doyle, 6024 Deering Avenue asked if the patio that was referred to by the Planning Commission was the same one that was approved two years ago.

Neff stated it is the same patio, but we changed the entrances and exits and added some landscaping.

Doyle stated his second order of business is that according to the Charter we have to have a Safety Director. I have not seen a Safety Director and I have heard no word why we do not have one. Council has the authority to put an amendment on the ballot to change the Charter to eliminate that position.

Sepik stated there has been no decision to eliminate that position.

Byrne stated that the current Safety Director is on medical leave of absence.

Kolasinski stated that last week with the assistance of Councilperson Koch we drafted The Rules of Council and distributed it to Council. I ask Council to read those rules in the next week and let us know if you have any suggestions. I would then like to sit down with legal and make sure they pass muster there.

Gallo motioned seconded by McCall to adjourn.

Roll Call: Koch, Verdile, Sepik, Gallo, McCall, Kolasinski, all yes.

**MEETING ADJOURNED AT 9:05 P.M.**

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Jennifer Krepina  
Clerk of Council

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Robert P. Sepik  
Council President

