

MINUTES

Niles City Council held its regular meeting Wednesday, February 15, 2006 at 6:00 p.m. in Council Chambers, Safety-Service Complex, Niles, Ohio. The meeting was called to Order by the President, Robert Marino, and the Clerk; Linda A. Yuhasz called the roll:

Lastic-P; Papalas-P; Scarnecchia-P; Cox-P; Stredney-P; Papas-P; Fuda-P; Marino-P.

It was moved by Fuda, seconded by Papalas to accept the Minutes of the regular meetings of December 21, 2005 and February 1, 2006 also the Public Hearing on February 1, 2006 as presented. Motion carried.

REPORTS AND COMMUNICATIONS

FROM: The Auditor's Office
The Estimated VS. Actual Revenues through the end of December 2005.

It was moved by Papalas, seconded by Sredney to accept the report and place it on file. Motion carried 7-0.

FROM: Arlene Bahar, Youngstown Clerk of Council

Dear Council Members:

Please be advised that at the last regular session of Youngstown City Council held Wednesday, February 1, 2006, Council unanimously passed RES-06-41, entitled:

“RECOMMENDING THAT THE MAHONING COUNTY COMMISSIONERS USE PUBLIC WATER SUPPLY SOURCES IN PROVIDING WATER SERVICE TO ITS CUSTOMERS, AND SUPPORTING THE CITY OF NILES IN ITS RECOMMENDATION TO THE TRUMBULL COUNTY COMMISSIONERS TO DO THE SAME AND RECOMMENDING THAT THE MAHONING VALLEY SANITARY DISTRICT INVESTIGATE INTERVENING IN THE PUBLIC UTILITIES ACTION FILED BY AQUA OHIO”

Attached hereto is information that will be helpful.

Sincerely yours,
Arlene D. Bahar
City Clerk

It was moved by Papalas, seconded by Papas to accept the recommendation and place it on file. Motion carried 7-0.

MEMBERS OF AUDIENCE TO ADDRESS COUNCIL

None

COMMITTEE REPORTS

Councilman Papalas scheduled a Finance Meeting for February 22, 2006 at 3:00 p.m. in the first floor conference room.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. _____ (Draft No. 05-06)

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 191.10(D) TO INCREASE THE PENALTY ASSESSED AGAINST TAXPAYERS WHO FAIL TO TIMELY FILE A MUNICIPAL INCOME TAX RETURN AND PAY THE TAX DUE THEREON; REPEALING EXISTING SECTION CODIFIED ORDINANCE NO. 191.10(D): AND, DECLARING AN EMERGENCY.

It was moved by Papalas, seconded by Scarnecchia to suspend the rule requiring three readings.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Fuda, seconded by Papas that this draft be adopted.

YEAS: 7 NAYS: 0

This Draft has been adopted this 15th day of February, 2006.

ORDINANCE NO. _____ (Draft No. 08-06)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE 2006 STREET RESURFACING PROGRAM; AND DECLARING AN EMERGENCY.

It was moved by Fuda, seconded by Stredney to suspend the rule requiring three readings.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Stredney, seconded by Papas that this Draft be adopted.

Mark Hess: For the record, I just wanted to let everyone know that we have \$250,000.00 in the Capitol Projects Budget for this resurfacing project this year. The mayor and I were reviewing a list of about twenty five streets. We should have that finalized in about a week. I want to get out early this year. I have a couple of projects that I thought I would be under construction with but they have been delayed. One will be delayed eight months and one should be delayed no more than a month but it's a good time for me to get out early.

YEAS: 7 NAYS: 0

This Draft has been adopted this 15th day of February, 2006.

RESOLUTION NO. _____ (Draft No. 09-06)

A RESOLUTION DECLARING THAT THE CITY OF NILES SUPPORTS THE DEVELOPMENT OF THE PROPERTY TO BE KNOWN AS NILES SENIOR APARTMENTS, TO BE LOCATED ON THE FORMER EDISON JUNIOR HIGH SCHOOL PROPERTY AT THE NORTHWEST CORNER OF W. CHURCH STREET AND N. ARLINGTON AVENUE, PARCEL 25-003503, NILES, OHIO 44446 FOR THE PURPOSE OF APPLYING FOR LOW-INCOME HOUSING TAX CREDITS; AND DECLARING AN EMERGENCY.

It was moved by Papalas, seconded by Papas to amend Draft No. 09-06 deleting the wording "Niles Churches for Housing" from the resolution. Motion carried 7-0.

It was moved by Stredney, seconded by Papalas, to suspend the rule requiring three readings.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Scarnecchia, seconded by Papas that this Draft be adopted.

YEAS: 7 NAYS: 0

This Draft has been adopted this 15th day of February, 2006.

I was moved by Cox, seconded by Stredney to place Draft 101-05 on the agenda. Motion carried.

ORDINANCE NO. ____ (Draft No. 101-05)

AN ORDINANCE VACATING A PORTION OF NORTH ALLEY.

It was moved by Cox, seconded by Fuda to suspend the rule requiring three readings.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Cox, seconded by Papalas that this Draft be adopted.

YEAS: 7 NAYS: 0

This Draft has been adopted this 15th day of February, 2006.

MISCELLANEOUS REMARKS

Mayor Infante: To announce again that we received word from the Ohio Public Works Commission that we received another issue two grant for this year. It was for \$347,000.00 for storm sewers. I give a lot of credit to Mark because it took a lot of hard work to get this project because the County Engineers were asking for most of our share of the money in Trumbull County. Mark and the committee worked hard to get us a project so all the other counties wouldn't get all the money. We have been doing very well with issue two grant money. Congratulations, Mark, good job.

Mark Hess: Thank you, Mayor. I would like to add that this project scheduled for August, I am going to need a resolution or an ordinance for the next council meeting that goes with the application. It is a typical ordinance, so I will prepare that. The financial application has to be in by March 21.

Anthony Vigorito: Just to update you on the demolitions, we have six of the eight places tore down and cleaned up already. The Third Ward is being completed. I'll have copies of the new zoning map in my office tomorrow if anyone wants to get a jump on taking a look at it before it comes to council. The language changes that we are working on I think another meeting or two and we should have them ready for council.

President Marino: Tom, congratulations on getting the 911 system up and operating without any major snafus, I read in the paper, so I am glad that things are moving in a positive direction.

Tom Telego: It could not have been handled without all the cooperation of all the departments involved. That is what made it possible.

Randy Fabrizio: The water line extension on Vienna Road is scheduled to begin March 1st as is the pump station up at Stevens Park. The boundaries of the project are between Stevens Park and Route 422. The contractor is tentatively supposed to start construction on the 422 end. There will be some interruptions of traffic. The traffic flow will have to be diverted during the project. The project will cause some heavy equipment to be on site, moving equipment in and out and some demolition which may cause some problems with the neighbors. If you do have any problems regarding those two projects, please call my office to get in touch with me. That project with the water line extension on Vienna Road should finish about July and the pump station should finish about August or September.

Councilman Lastic: Where will it start?

Randy Fabrizio: 422 and Vienna Road. It will go from 422 all the way down to Stevens Park. Then there will be some construction in the park, between the water tower and our existing pump station.

Councilman Papalas: Will there be construction from 422 to Stillwagon Road?

Randy Fabrizio: No.

Councilman Cox: The Fourth Ward is the only ward that we haven't rezoned yet, right?

Anthony Vigorito: We have already started on it; we have two precincts taken care of in our last meeting. I think a couple more meetings and we'll have the Fourth Ward ready.

Councilman Cox: Okay, thank you.

Councilman Fuda: I want to thank Tony and Steve Yovich for doing a great job with the demolition. The down town area looks much nicer with the building gone and the same with the animal control officer, Mark. I have had three calls over the last couple weeks and Mark reacts quickly and people are really satisfied. The U.A.W. would like to send a representative, Jack Daily, to our meeting to talk about the SPAN Program. It is an Insurance Program. He would talk about forty five minutes before council. It will be 5:00p.m. March 15, 2006.

It was moved by Fuda, seconded by Papas to adjourn this meeting. Motion carried 7-0.

Linda A. Yuhasz, Clerk of Council

Robert Marino, President of Council

