

MINUTES

Niles City Council held its regular meeting of November 7, 2007 at 6:00 p.m. in Council Chambers, Safety-Service Complex in Niles, Ohio.

The meeting was called to order by President Robert Marino, and the Clerk; Linda A. Yuhasz called the roll:

Lastic-P; Papalas-P; Scarnecchia-P; Cox-P; Stredney-P; Papas-P; Wilkerson-P; Marino-P

A motion was made by Stredney, seconded by Lastic to accept the Minutes of the regular meeting of October 17, 2007, the Public Hearing of October 24, 2007 and the Special Council Meeting of October 24, 2007 and place them on file. Motion carried.

REPORTS AND COMMUNICATIONS

FROM The Auditors Office

The Estimated VS the Actual Revenues through the end of October 2007

It was moved by Stredney, seconded by Wilkerson to accept the report and place it on file. Motion carried.

FROM The Housing Inspector

The Housing Code Monthly Report for October 2007

It was moved by Stredney, seconded by Papas to accept the report and place it on file. Motion carried.

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

Mr. John Schuster of 418 West Park Ave. Niles, Ohio: Is there an ordinance that prohibits parking on the tree lawn?

Law Director Dull: Yes there is.

Mr. Schuster: When I come up the street from my house, I live on the corner of West Park and Hyde and when I come up the street to Warren Avenue to make a right or a left there is a car or two parked on the tree lawn parked on my left. You have to almost edge out into the traffic to see oncoming traffic before you pull out because of those cars parked there. There was one on the right of me and two on the left of me. On Sheridan Avenue there are signs all the way up saying "No Parking" on the right side. Can we have that on Hyde Street? It is no wider or narrower street.

Mayor Infante: As long as we get a recommendation from the Chief or the Engineering Department we don't have a problem with that.

President Marino: Have you called the Police Department?

Mr. Schuster: Well no I haven't. When you go up that street especially now when winter is coming on, there are cars parked here parked there and sometimes parked right across from each other and there is room for one car to get through there. If you slide you are going to hit one of those cars. I have never done it myself but it can happen. Another thing across the street from my house is the old Rose Lumbar Company. That is a deplorable, despicable structure. Every time I look out my front window I see it. People coming from Lordstown that is the first thing that they see. I don't know what can be done about it but I would like something to be done about it.

Mr. Anthony Vigorito: They currently started the siding work on that.

Mr. Schuster: They come down there and work for a day and are gone for three weeks. They will never get it done. Alright they started renovating it a little bit but what about the building on the right side?

Mr. Vigorito: Half of that building is slated for demolition; they have to get the other building finished first in order to move stuff over so that they can demo the half of that building.

President Marino: Do we have a time line on this Tony?

Mr. Vigorito: I am hoping probably by the end of next month weather providing.

Mr. Schuster: I have one more issue. The cat situation, I have so many wild cats in my neighborhood. People feed them but they don't claim them and they run wild in my neighborhood. They are using the side of my garage as their bathroom. I have talked to my neighbors about that and they just seem to not care. There are so many of them.

Councilman Scarnecchia: You are absolutely right, it has been that way. The Safety Committee once again is going to have to once again review the situation. We haven't had a meeting on it, sorry to say. Something has to be done on it and there are many different ideas. Once we get through it, I know that we have been talking to the law director and he also wants to be in on this. He is some how involved too. When we do, it will be in the paper.

Mr. Schuster: I wrote a letter to the editor a couple of years ago about why doesn't Trumbull County require cats to be licensed like they do dogs? That would take away a lot of those cats if people would have to have a license.

Councilman Scarnecchia: Sir we have so many recommendations on what to do. We are taking everything under advisement.

COMMITTEE REPORTS

Councilman Papalas scheduled a Finance Committee Meeting at 3:00 p.m. on November 14, 2007 in the Mayor's Office at City Hall.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO.____ (Draft No. 77-07A)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE NEBRASKA AVENUE AND INDIANA AVENUE STORM SEWER IMPROVEMENT PHASE I PROJECT; AND, DECLARING AN EMERGENCY

It was moved by Papalas, seconded by Cox 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.

YEAS: 7 NAYS: 0

This Draft No. 77-07A has been adopted on this 7th day of November, 2007.

ORDINANCE NO.____ (Draft No. 78-07)

AN ORDINANCE AUTHORIZING THE MAYOR AND SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT WITH EVERFLOW EASTERN PARTNERS FOR A NON-DEVELOPMENTAL OIL AND GAS LEASE FOR CITY-OWNED PROPERTY; AND, DECLARING AN EMERGENCY

It was moved by Papas, seconded by Lastic to suspend the rule requiring three readings.

YEAS: 7 NAYS: 0

Rules were suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 78-07 has been adopted on this 7th day of November, 2007.

ORDINANCE NO.____ (Draft No. 79-07)

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,500,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY'S WATER SYSTEM BY

THE CONSTRUCTION OF AS PUMP STATION, WATERLINES AND NECESSARY APPURTANCES, AND DECLARING AN EMERGENCY

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

YEAS: 7 NAYS: 0

Rules are suspended.

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

Councilman Stredney: I have one question in the first section where it says “whereas” it says \$1,600,000 should that be \$1,500,000?

That was the original amount that the note went out for last year, as I understand we are going to be paying \$100,000 against that \$1,600,000.

YEAS: 7 NAYS: 0

This Draft No. 70-07 has been adopted in this 7th day of November, 2007.

MISCELLANEOUS REMARKS

President Marino told Council that Clerk, Linda Yuhasz will attend the Public Records training on November 18, 2007 as the Designee for Niles City Council.

Mayor Infante: I just want to inform Council that Mistletoe and Potomac will be starting in a week or two, the storm sewer project. Phase I of the Stevens Water Shed, Rhodes Avenue and Bonnie Brae Phase I will be starting very shortly. Right after we advertise for Indiana and Nebraska that will be started. All three projects will be started this year and probably finished next year. Les is here from Eastern Everflow if anybody has any questions on the gas well and I also brought a list of all the signings for the lease agreement.

Auditor Nader: I want to congratulate everyone on their victory in the election and to the voters of the City of Niles for going out to vote.

Councilman Papalás set a Nuisance Ordinance Meeting for Monday, November 12, 2007 at 5:00 p.m. at the Police Station Conference Room.

Councilman Stredney: Last week I took a flyer up to South Cleveland and I wanted to tell Mr. Vigorito, Mr. Yovich and the Housing Board of Appeals that the neighborhood up there is very thankful and Mr. Dull that we finally got that house torn down. I talked to quite a few of the residents and everybody is really ecstatic up there that it is finally down. It took a little longer than we wanted, but congratulations guys and thank you for the good work.

It was moved by Stredney, seconded by Papalas to adjourn this meeting at 6:19 p.m.
Motion carried.

Linda A. Yuhasz, Clerk of Council

Robert Marino, President of Council