

MINUTES

Niles City Council held its regular meeting of December 5, 2007 at 6:00 p.m. in Council Chambers, Safety-Service Complex in Niles, Ohio.

The meeting was called to order by President 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

At this time the Safety Director Guarino introduced to the Niles City Council the newest patrolman, John Wilson.

Patrolman Wilson thanked council for giving him the opportunity to serve the citizens of Niles.

A motion was made by Stredney, seconded by Papas to accept the Minutes of the regular meeting of November 21, 2007 and place them on file. Motion carried.

REPORTS AND COMMUNICATIONS

FROM The Auditor's Office

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

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

FROM The Cemetery Department

The November 2007 Sales Report

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

FROM The Niles Municipal Court

The Probation Report for 2007

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

FROM The City Income Tax Department

The Monthly Receipt Totals through November 2007

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

FROM The Tribune Chronicle

A letter requesting notification of meetings no later than 24 hour notice.

It was moved by Lastic, seconded by Scarnecchia to accept the letter and place it on file. Motion carried.

President Marino read a letter from The Allen County Citizens for the Environment, Inc.

Council's consideration of Ordinance Authorizing Participation in American Municipal Power's Coal-Fired Plant

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

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

None

COMMITTEE REPORTS

None

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. ____ (Amended Draft No. 83-07)

AN ORDINANCE AMENDING THE FINES FOR VIOLATIONS OF THE CITY'S PARKING ORDINANCES; REPEALING EXISTING CODIFIED ORDINANCE NO. 351.99; AND, DECLARING AN EMERGENCY

It was moved by Stredney, seconded by Lastic to amend Draft No. 83-07 back to its original draft. Motion carried.

Councilman Stredney: I would like to thank the Mayor, Safety Director and a couple of the councilmen because the reason I was a little confused at the last council meeting we didn't have a Safety Committee Meeting on this. I had a few questions on this that I never got answered until last week when I sat down and talked to Mr. Guarino, the Mayor and a couple other councilmen. The way that the ordinance was written before was a very good step forward for the City of Niles.

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

YEAS: 7 NAYS: 0

Rules are suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 83-07 has been adopted on this 5th day of December, 2007.

ORDINANCE NO. ____ (Draft No. 84-07)

AN ORDINANCE REGARDING THE ABATEMENT OF CRIMINAL ACTIVITY NUISANCES AND THE COLLECTION OF COSTS OF THE POLICE

**DEPARTMENT FOR RESPONDING TO SUCH NUISANCES; AND,
DECLARING AN EMERGENCY**

It was moved by Papalas, seconded by Stredney to give this Draft a second reading.

YEAS: 7 NAYS: 0

Draft No. 84-07 received its second reading.

President Marino reminded council of the public hearing on this ordinance. The public hearing will be held at 5:30 p.m. on December 19, 2007 in council chambers.

It was moved by Papalas, seconded by Stredney to place Draft No. 85-07 and 86-07 on tonight's agenda. Motion carried.

RESOLUTION NO. ____ (Draft No. 85-07)

**A RESOLUTION AUTHORIZING THE YEAR-END TRANSFERS AND/OR
APPROPRIATIONS; AND, DECLARING AN EMERGENCY**

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

YEAS: 7 NAYS: 0

Rules are suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 85-07 has been adopted on this 5th day of December, 2007.

RESOLUTION NO. __ (Draft No. 86-07)

**A RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR
BEGINNING JANUARY 1, 2008; AND, DECLARING AN EMERGENCY**

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

Councilman Papalas: This budget for 2008 is lower than last year's budget. The mayor, Mr. Nader, Mr. Papas and other officials did quite a job with this and I am certainly impressed. I sat with them today to discuss this and bring this aboard like we do every year at this time.

Auditor Nader: I would like to thank all the department heads for working with us and by trimming it and showing everyone here that they are doing the best job with the tax payer's money. I thank all the department heads, the mayor and the councilmen to bring this in tonight.

YEAS: 7 NAYS: 0

Rules are suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 86-07 has been adopted on this 5th day of December, 2007.

MISCELLANEOUS REMARKS

President Marino: I may have a problem with the next council meeting on being here. I will let our clerk know. If you don't here from me by the end of the week then I will be here on the 19th. Because of your committee assignments I will make attempts to change my schedule so that we can address the committee assignments and the rules. Our clerk will also distribute the rules in the next council meeting packet to review them. Any questions that you have you can direct them to either Terry or me with respect to that. The only change will be the way the ordinances are constructed it will have the sponsors name on the ordinance beginning next term.

Councilman Scarnecchia: Mr. President you are talking about the sponsor's name, if it is one committee after the committee meeting that sponsor will put all three names?

President Marino: Yes, it would be sponsored by Finance Committee and the names. There will be no more confusion of where it came from; if it is council as a whole the names will be listed.

Mayor Infante: I just wanted to thank council for going back to the original version of the parking ordinance. It keeps people responsible for their property and keeping the city neat and clean. It goes right along with the ordinance with the landlords which you are trying to do on the nuisance ordinance coming up for a public hearing. The fines haven't been changed for thirty years.

Safety Director: I would like to say the same thing that the mayor said, thanks.

Law Director Dull: Is it okay if I bring the proposed public records policy in the next meeting as Council as a Whole?

President Marino: Thanks for doing that Terry.

Mr. Vigorito: I want to let council know that we have thirteen more demolitions set as of the Housing Board Meeting. We have four on the slate that were approved by the Board of Control this morning so those will start coming down. We have four in injunctions and with the new budget I have money to get started after the first of the year on the other four.

Councilman Scarnecchia: I would like to thank Mr. Stredney for amending that to the original but I would also like to say that I think it is great that he asked questions the way that he does because it keeps us on our toes.

Councilman Stredney: I would like to thank the Mayor and Mr. Guarino for taking time, I know they were busy this week with the budgets, going over the ordinance with me, I appreciate it.

It was moved by Lastic, seconded by Cox to adjourn the meeting at 6:20 p.m.

Linda A. Yuhasz, Clerk of Council

Robert Marino, President of Council