

**MINUTES**

Niles City Council held its regular meeting of November 4, 2009 at 6:00p.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-A; McCormick-P; Stredney-P; Papas-P; Wilkerson-P; Marino-P  
A motion was made by Lastic and seconded by Papalas to excuse the absence of Councilman Scarnecchia. Motion carried.

A motion was made by Papalas, seconded by Papas to accept the Minutes of the regular meeting of October 21, 2009 and the Special Meeting of October 23, 2009 and place them on file. Motion carried.

**REPORTS AND COMMUNICATIONS**

FROM The Auditor's Office

The Estimated VS Actual Revenues thru the end of October 2009

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

FROM The City Income Tax Office

The Monthly Receipt Totals thru the end of October 2009

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

FROM The Office of the Building Inspector

The Housing Code Monthly Report for October 2009

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**

None

**COMMITTEE REPORTS**

None

**ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO.\_\_\_\_(Draft No. 73-09)**

**AN ORDINANCE GIVING CONSENT AND COOPERATION TO THE OHIO DIRECTOR OF TRANSPORTTION FOR THE REPLACEMENT OF THE STRUCTURE OVER MOSQUITO CREEK AND IMPROVEMENTS TO US 422 AND SR 169 INTERSECTION; AND AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACTS NECESSARY FOR THE PROJECT; AND DECLARING AN EMERGENCY**

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

**YEAS: 6    NAYS: 0**

Rules are suspended.

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

**YEAS: 6    NAYS: 0**

This Draft No. 73-09 has been adopted on the 4<sup>th</sup> day of November, 2009.

**MISCELLANEOUS REMARKS**

Mayor Infante: This week we just concluded tearing down the first five homes through the stimulus money and one down from FEMA on Park Drive, the FEMA money we received from the flood of 2002. We have another four submitted in the stimulus and four that got injunctions. As they are come in we will just keep going out for bids and tear the houses down.

President Marino: Neil when we had a discussion last week, did Tom Telego tell me that we did put in for stimulus money for that hybrid wireless system?

Service Director Buccino: Yes

President Marino: I saw another thing today, a communication about Westerville and Wadsworth and I wanted to make sure he did.

Councilman Papalas: Mayor, w hen will we have a Board of Directors meeting for the Wellness Center?

Mayor Infante: In the next couple of weeks.

Councilman McCormick: I want to thank the Service Director and the Mayor, I had some complaints about Dragon Drive and Wilson Avenue and I got more than one call back about what a great job they did in cleaning up.

Mayor Infante: We do need to send a letter out to the neighborhood because they are the ones (inaudible) the debris. We definitely are going to put letters on doors over there letting them know not to blow their leaves over there, grass clippings, dump their garbage and concrete.

President Marino: I wanted to congratulate all the councilmen and the treasurer on your recent election.

Councilmen Stredney: Chief, I am getting beaten up pretty badly about these four wheelers and I don't know if there is anything we could do. I am getting calls especially up off of Summit Street.

Police Chief Simeone: We are too, in fact the officers are being taunted to chase the four wheelers and it's not going to happen. We are trying to do our best and we ask the community that if you see them turn them in. If we catch them we will cite them, confiscate their four wheeler and ask the judge to have it forfeited.

Councilman Stredney: I was taking out my signs the other day and I almost got hit by one, they were racing up the hill.

Chief Simeone: I have been down Summit Street in my own personal car and have seen them pass cars on both sides. When they are driving I don't know what happens to them.

Councilman Stredney: When the policemen see them driving them do the policemen try to pull them over then?

Chief Simeone: Yes but they don't listen to them. We have had officers on 422 where they try to stop them and they have shut the lights down after a short period of time and went down the road, stopped and waited for the cruiser to come back to them and take off again. We have had them where they run 46 to 82 to 11 and down Tibbett's Wick and involve every one of those agencies. They know that they aren't going to catch them and it is a disaster waiting to happen.

Chief Simeone suggested that the city pass an ordinance where all four wheelers have to be registered. Councilman Stredney said that it is illegal to have them on the road so we don't need another ordinance. The police chief said that the department needs some way to know where the four wheelers are at and can get to the residence.

Councilman Stredney made a motion to adjourn the meeting and Councilman Wilkerson seconded the motion. Motion Carried.

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Linda A. Yuhasz, Clerk of Council

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Robert Marino Jr., President of Council