

MINUTES

Niles City Council held its regular meeting of April 21, 2010 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; Giancola-P; McCormick-P; Stredney-P; Papas-P; Wilkerson-P; Marino-P

It was moved by Papalas, seconded by Stredney to accept the Minutes of the regular meeting and Public Hearing of April 21, 2010 and place them on file. Motion carried.

REPORTS AND COMMUNICATIONS

FROM The Auditor's Office

The 1st Quarter Status Reports for 2010

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

REPORTS AND COMMUNICATIONS

Cody (last name Inaudible) from 701 Summit Apt. 28, Niles: We live down there and right next to the apartment I believe the railroad owns the property and now there is people riding up and down the middle of the road on their four wheelers. They are riding up and down Summit Street and a couple other roads. I almost hit one of them on the way home from work and I called the police department and nothing has been done. I was told by the police department that the next step was to come here to get results. I have been awoken at one and two o'clock in the morning and nothing has been done. I work a very dangerous job and my sleep is very important to me and I am getting very sick of this. We are at a point right now where we would like to move out of the City of Niles because of this, it is getting ridiculous.

Safety Director Guarino: Did you say that the police department told you to come to the council meeting; was that a dispatcher or a police officer?

Summit Street resident: A police officer.

Safety Director Guarino: Do you know his name?

Summit Street resident: No I do not. They were told that they have a no pursuit clause.

Police Chief Simeone: This is true.

Summit Street Resident: All these guys do is when we call the police they disappear for a half hour or forty five minutes, they watch the squad car go down the road and then they are back at it. I don't know if they know someone in the police department or if they have a scanner or what. It is getting ridiculous at one and two o'clock in the morning! The first weekend I worked sixteen hours on a Sunday, got home at eleven o'clock and had to be back up a five o'clock to work the next morning and they are out there at one o'clock in the morning. When I work with voltages up to three hundred and forty five volts, my sleep is very important. I have a baby on the way too and I think my baby deserves a good night sleep as well.

Chief Simeone: The only thing that I can say is that we work very hard at trying to catch them and that we are not going to chase them. Once in a while we may get lucky, we just took one the other night. It was coming across Robbins Avenue into a store. We worked with Weathersfield, McDonald and Girard in catching them. We will not chase them. It is dangerous to chase them, some of these are young kids on these four wheelers and some are adults and we are not going to take the chance on killing some one else. We have done everything in our power to try to find them. People know where they live and I have asked at council and in the paper to let us know if they live by you or if you know them. Let us know and we will talk to them and that is all we can do. They know that if we catch them we are going to tow them so that is why they run from us. If you have another suggestion, we are open to suggestions.

Summit Street resident: The only thing I could think of is to impound their vehicle and sell it at a police auction. Sooner or later they are going to have to buy new vehicles.

Chief Simeone: I have talked to the prosecutor about that and because it is a misdemeanor we can not do that.

Summit Street resident: Am I allowed to file harassment charges? I would file on the railroad for not protecting their property.

Chief Simeone: The railroad is in the same boat as you are. They do not want them on their property, all their property is posted. They have hired police officers and about a year and a half ago we worked with the railroad and we stopped and caught about ten of them. They are damaging the railroad property and the railroad is trying to do everything that they can, but it is the same thing. The fire department had problems down there a week ago. Someone had set about five or six fires down along that area. It's a problem and I wish we had...somebody knows where they are going because they are coming out of residential areas.

Councilman Papalas and Councilman Lastic scheduled a roundtable meeting to discuss increasing the penalties for the confiscated vehicles. The meeting is scheduled for April 28, 2010 at 3:15 p.m. in Conference Room 1 at City Hall. The police chief will be out of town but he will send Captain Chuck Wilson to attend the meeting.

COMMITTEE REPORTS

None

ORDINANCES AND RESOLUTIONS

RESOLUTION NO. __ (Draft No. 17-10)

A RESOLUTION AUTHORIZING THE QUARTERLY CASH TRANSFERS; AND, DECLARING AN EMERGENCY

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

YEAS: 7 NAYS: 0

Rules are suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 17-10 has been adopted on the 21st day of April, 2010.

ORDINANCE NO. __ (Draft No. 18-10)

AN ORDINANCE REGULATING DEVELOPMENT WITHIN SPECIAL FLOOD HAZARD AREAS WITHIN THE CITY, AND REPEALING ORDINANCE NO. 29-02

It was moved by Stredney, seconded by Papalas to amend Paragraphs V and W of the Definition Sections of Substantial Damage and Substantial Improvements.
Motion carried.

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

YEAS: 7 NAYS: 0

Rules are suspended.

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

YEAS: 7 NAYS: 0

This Draft No. 18-10 has been adopted on the 21st day of April, 2010.

MISCELLANEOUS REMARKS

President Marino acknowledged the students that attended the council meeting for government class.

It was moved by Stredney, seconded by McCormick to adjourn the meeting.

Linda A. Yuhasz, Clerk of Council

Robert Marino Jr., President of Council

