

SPECIAL COUNCIL MEETING MINUTES

July 7, 2016

Niles City Council held a special meeting on July 7, 2016 at 6:00 p.m. in Council Chambers Safety Service Complex in Niles, Ohio.

Acting President Steffey: I would ask that we take a moment of silence for President Marino who has had a death in his family of someone very close to him.

The meeting was called to order by President Pro Tem Barry Steffey, and the Clerk, Lori Kuszmaul, called the roll:
Lastic-P, Papalas-A, McNaughton-P, Steffey-P, Marchese-P, Mientkiewicz-P, Pezzano-P, Marino-A

It was moved by Marchese seconded by Lastic to excuse President Marino from the meeting because of a death in his family.
Motion carried.

It was moved by Marchese seconded by Lastic to excuse Councilman Papalas from the meeting due to prior obligation.
Motion carried.

Acting President Steffey: We have called this special meeting and there will be no public remarks this evening. There are four pieces of legislation. Would the Clerk please present the legislation?

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. _____(Draft No. 73-16)

AN ORDINANCE DECLARING A PART OF THE VIENNA AVENUE FIRE SUBSTATION PARCEL NOT NEEDED FOR MUNICIPAL PURPOSES; AUTHORIZING THE EXECUTION OF AN OPTION AND GROUND LEASE AGREEMENT TO TOWERCO 2013 LLC FOR THE INSTALLATION AND OPERATION OF A WIRELESS COMMUNICATION TOWER WITHOUT COMPETITIVE BIDDING; AND DECLARING AN EMERGENCY

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

YEAS: 6 NAYS: 0

It was moved by Lastic, seconded by Pezzano to adopt this Draft No. 73-16.

YEAS: 6 NAYS: 0

Draft No. 73-16 has been adopted this 7th day of July 2016.

ORDINANCE NO. ____ (Draft No. 74-16)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH YORK-MAHONING MECHANICAL CONTRACTORS, INC. FOR THE REPLACEMENT OF THE HVAC SYSTEM IN THE CITY BUILDING; APPROPRIATING FUNDS FOR THE PAYMENT OF SAID CONTRACT; AND, DECLARING AN EMERGENCY

It was moved by McNaughton, seconded by Pezzano to suspend the rule requiring three readings.

YEAS: 6 NAYS: 0

Mayor Scarnecchia: Auditor, I want the public to know and Council to know that this is going to be paid out of how many different funds?

Auditor Merlo: Four.

Mayor Scarnecchia: Four different funds so just everybody knows.

Mr. Mientkiewicz: Do you know general fund's portion?

Auditor Merlo: Yes. It's down in Section 2. The general fund is \$7,136.73.

Acting President Steffey: Thank you, Mayor. Move to adopt?

It was moved by Pezzano, seconded by McNaughton to adopt this Draft No. 74-16.

YEAS: 6 NAYS: 0

Draft No. 74-16 has been adopted this 7th day of July 2016.

ORDINANCE NO. ____ (Draft No. 75-16)

AN ORDINANCE DECLARING A REAL AND PRESENT EMERGENCY, AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT, WITHOUT BIDDING, WITH LIBERTY FORD OF SOLON, OHIO TO PURCHASE FOUR NEW POLICE VEHICLES; APPROPRIATING FUNDS FROM THE UNAPPROPRIATED DUI FUND FOR THE PAYMENT OF SAID CONTRACT; AND, DECLARING AN EMERGENCY

It was moved by Pezzano, seconded by McNaughton to suspend the rule requiring three readings.

Mr. McNaughton: I just wanted to confirm with everybody that there was bidding. The language was different, but it was bid out.

YEAS: 6 NAYS: 0

It was moved by Lastic, seconded by Marchese to adopt this Draft No. 75-16.

YEAS: 6 NAYS: 0

Draft No. 75-16 has been adopted this 7th day of July 2016.

RESOLUTION NO. _____(Draft No. 76-16)

A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED GENERAL FUND TO VARIOUS SAFETY SERVICE COMPLEX ACCOUNTS WITH THE INTENTION OF RECALLING THE PART-TIME POLICE SECRETARY FROM LAYOFF STATUS; AND, DECLARING AN EMERGENCY

It was moved by Pezzano, seconded by Marchese to give this Draft a first reading.

Ms. Marchese: The only reason I feel it should go for a first reading right now is because of an e-mail that just came out when we were walking in the door. I would like to meet with the Mayor and the union people and find out what is going on and why we're doing this. What is wrong and what is right. I'm not sure, Mayor, if you have seen the e-mail yet, but before we make any half decisions that (inaudible), in my opinion right now let's meet and figure out this problem.

Acting Chief Holland: May I respectfully ask what do we tell people that want a police report?

Ms. Marchese: Can you ask a captain or somebody? Is there anyone extra – not a Captain, but anybody else that could help out?

Acting Chief Holland: You want to pay a captain?

Ms. Marchese: No.

Acting Chief Holland: I can't justify overtime for a captain.

Ms. Marchese: You don't have somebody that knows the job.

Acting President Steffey: Folks, this Draft has already been moved and seconded for a first reading and we cannot change that. It cannot be changed. Call the roll.

YEAS: 4 NAYS: 2 (McNaughton, Mientkiewicz)

Draft No. 76-16 has received its first reading.

Mr. Dull: Since this Draft received a first reading, the Clerk needs to read the caption again.

Clerk: A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED GENERAL FUND TO VARIOUS SAFETY SERVICE COMPLEX ACCOUNTS WITH THE INTENTION OF RECALLING THE PART-TIME POLICE SECRETARY FROM LAYOFF STATUS; AND, DECLARING AN EMERGENCY

Mayor Scarnecchia: We are trying to take one step forward but we are taking two steps backwards. The Chief and I know that without this person, a part-time person, who is still receiving unemployment, that we will have to shut the impound lot down. We have to. We have nobody to operate it.

Ms. Marchese: Why do you have to?

Mayor Scarnecchia: Who is going to do it Councilwoman? Are you going to come down and help?

Ms. Marchese: No one down there can help? Just until we settle this problem. Mayor, you have a problem coming up. There is a problem. Do I feel she needs to come back? Yes, but in right minds, until we settle this, I can't do that. I wish I could say I could, but I can't.

Mr. Mientkiewicz: Who was handling it before? Was she here every day since January?

Acting Chief Holland: Yes.

Mr. Mientkiewicz: She didn't take off a day?

Acting President Steffey: There will be no public comments. I do want to announce and notify the media that on Tuesday, July 12, 2016 at 5:00 p.m. we will have a finance meeting held at the City Building conference room. Mr. Pezzano would also like to schedule a meeting.

Mr. Pezzano: Yes. I would like to schedule a safety committee meeting also before the next council meeting and Mr. Mayor I would like to invite someone from the zoning office, Jeff Crowley and I will call Mr. Burke from the Health Department and see if he can come also.

Mayor Scarnecchia: What day?

Mr. Pezzano: My colleagues, whatever day is good for you. Also, I would like Chief Holland and Chief Danielson and Officer Crank there also.

Mayor Scarnecchia: Why don't we schedule it the same date as the finance meeting. The finance meeting is at 5:00 and safety committee meeting at 6:00. We can do it all the same day in the meeting room.

Mr. Pezzano: I just have to make sure I have someone from the zoning office there.

Mayor Scarnecchia: Call me tomorrow so I can make it.

Mr. McNaughton: Do you want it at 6:00?

Mr. Pezzano: I would like the bulk of my colleagues there so whatever is going to work for everyone.

Mayor Scarnecchia: Let's do it at 6:00.

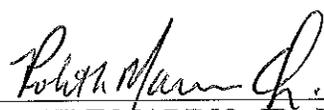
Acting President Steffey: 6:00 p.m. on the 12th would be the safety committee meeting.

ADJOURN

It was moved by Pezzano, seconded by Lastic to adjourn the meeting.



LORI KUSZMAUL, Clerk of Council



ROBERT MARINO, JR., President of Council