

MINUTES

Niles City Council held its regular meeting Wednesday, November 15, 2006 at 6:00 p.m. in Council Chambers, Safety-Service Complex, 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-A; Fuda-P; Marino-P. It was moved by Lastic, seconded by Stredney to excuse the absence of Councilman Papas. Motion carried.

It was moved by Stredney, seconded by Cox to accept the Minutes of the regular meeting of November 1, 2006 and place them on file. Motion carried.

REPORTS AND COMMUNICATIONS

FROM: The Auditor's Office

The Estimated versus Actual Revenues through October, 2006.

A motion was made by Papalas, seconded by Fuda to accept the report and place it on file. Motion carried.

FROM: Geauga-Trumbull Solid Waste Management District

A letter and application concerning the 2007 Christmas Tree Collection and Recycling Grant

A motion was made by Papalas, seconded by Fuda to accept the letter and place it on file. Motion carried.

Councilman Papalas: Are we applying for this and if so who is doing it?

Mayor Infante: No, we don't apply for this. The only one I apply for is the tire grant. BFI takes all of our trees, they take everything.

Councilman Papalas: Okay, all right.

Councilman Scarnecchia: Then we are not going to apply for this, right?

Mayor Infante: We never have.

FROM: The Trumbull County Treasurer's Office

A letter from Mr. Sam Lamancusa offering his assistance in explaining the new styled Real Estate Tax bill to city council.

It was moved by Fuda, seconded by Stredney to accept the letter and place it on file. The clerk will notify Mr. Lamancusa that Niles City Council would like him to attend the December 6th council meeting. Motion carried.

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

NONE

COMMITTEE REPORTS

Council Papalas scheduled a Finance Meeting on November 29th at 3:00 p.m.

ORDINANCES AND RESOLUTIONS

RESOLUTION NO. ____ (Draft 77-06)

A RESOLUTION AUTHORIZING TRANSFERS; 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 Fuda, seconded by Stredney that this Draft be adopted.

Councilman Papalas: I have one comment, someone asked a question about the six thousand dollars that is coming from Equipment Purchases and going toward gasoline in the Police Department.

YEAS: 6 NAYS: 0

This Draft No. 77-06 has been adopted this 15th day of November, 2006.

It was moved by Papalas, seconded by Scarnecchia to add Draft No. 78-06 to the agenda. Motion carried.

ORDINANCE NO. ____ (Draft No. 78-06)

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,600,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY'S WATER SYSTEM BY THE CONSTRUCTION OF A PUMP STATION, WATERLINES AND NECESSARY APPURTANCES, AND DECLARING AN EMERGENCY.

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

Councilman Papalas: Where will this pump station go to?

Mr. Randy Fabrizio: I am assuming this is the Crandon Avenue pump station and the waterline out to 422.

President Marino: Is this the one we floated notes for year to year and now we are going to bond?

Mr. Terry Dull: We are still floating the notes.

President Marino: Are we going to switch to bond now?

Mr. Terry Dull: Eventually we will.

Auditor Charles Nader: After the sale of water once we get going. What this is, this was first issued last year. This is different from the other one that we took inside the city. This was issued last year at one point eight million. Every year we try and pay money down and that is what we are doing now, two hundred thousand. We are reissuing a one point six million. I talked with Steve Szanto who does our bonding for us and he said we should probably be in here at about four and a quarter, the percentage, the note will be at four and a quarter. So considering where money is right now it is not a bad deal. We are going to pay down two hundred thousand.

President Marino: So we are just floating another note another year before we bond. That is why it is confusing because it says issuance of a bond actually it's a note.

Mr. Terry Dull: This is what they call an anticipation note. That is why it says in anticipation of the issuance of bonds.

YEAS: 6 NAYS: 0

Rules are suspended.

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

YEAS: 6 NAYS: 0

This Draft No. 78-06 has been adopted this 15th day of November, 2006.

MISCELLANEOUS REMARKS

President Marino: On behalf of our family we would like to wish all of you an enjoyable Thanksgiving and go Ohio State. To our new Commissioner elect, Mr. Fuda, I know you are not going to let us down and I am quite certain that the county will be impressed with your leadership. Best of luck to you.

Mayor Infante: We are going to be starting the Roosevelt, Carnegie, Taft storm sewer project very shortly. The bids were in and they are all tabulated and we didn't award the bid yet, but we are going to be doing so probably next week. The Nebraska Indiana project will be coming up next. We are going to phase that in.

Mr. Mark Hess: That is what we are talking about. The cost of that project is about \$599,000.00. We are looking at doing two phases, Indiana being the first phase and Nebraska being the second. We are looking at how much money we will have left in Capital Projects and sewage fee accounts that we have set up. I know that there is some money there but I don't think enough. We will be talking about that at the Finance Committee meeting.

Councilman Scarnecchia: How many more projects left on that?

Mayor Infante: About four or five.

Councilman Scarnecchia: Out of the twenty one?

Mayor Infante: Well we started out with twenty eight and we added a few. The other one was the Steven's Park we haven't gotten any progress on that yet. It is still tied up with the EPA and the Army Corp.

Mr. Mark Hess: Actually we did get a letter from the Army Corp regarding that project and they are not satisfied with that application and they say we haven't done enough yet to prove that we couldn't do more upstream to avoid the loss of four hundred and some feet of drainage ditch. We are going to meet on that and we will have to address those issues. The delay is going to be a little bit longer.

Mayor Infante: We try to help people in neighborhoods, we try to do projects but we always get stalled by the EPA or the Army Corp, it is always one or the other. We try to help people, that is what the public needs to know and we are always stalled somewhere. The bike path got stalled; we got a law suit in court with the railroad, so you know where that stands. That is the update on all the projects we started this year.

Chief Brown: There is an ordinance that I would like to revisit as far as I can see the dates are 1925, addresses. It is under streets; to me it is a safety thing. So if you could direct me who to talk to. I have done some research and looked up some numbers. In the ordinance if people don't put a house number on, we are going to send someone out to do it and charge them fifty cents. I went and looked at prices of numbers and it is going to cost you two or three dollars for a number. Please direct me as to whom I need to talk to.

President Marino: We can handle it a couple of ways, council as a whole or the Safety Committee, Chairman Mr. Scarnecchia.

Chief Brown: Safety it is.

Councilman Scarnecchia: We will have a meeting in December.

Mr. Randy Fabrizio: At the next Finance Meeting we are going to bring up the results of the bids of the roof repair at the WWTP. Also we had some correspondence back from the consulting engineers on expanding the scope award for the interceptor sewers and that includes some of the flow monitoring on Washington Avenue and some of the other areas

in town that needed attention. So, if any council members have any questions please plan to attend.

Mr. Mark Hess: I just wanted to congratulate Councilman Fuda on his election to County Commissioner. I know that you will do a good job there.

Councilman Papalas: I wanted to congratulate Frank also and welcome Amanda back from her leave and congratulate her as well.

Councilman Scarnecchia: I also would like to congratulate Frank. I think Niles is well represented now, a state legislator and now a county, I am very proud of that. We are going to miss Frank.

Councilman Stredney: I have gotten a few phone calls and complaints about sidewalks in the area. I believe Mark Hess has a couple things to say about the side walks.

Mr. Mark Hess: The way the ordinance reads is that the property owners are responsible for their own sidewalks. There are areas where we are doing projects and are replacing sidewalks if they are in low to moderate income areas we can use CDGB money to replace side walks. Other than that it is really the property owner's responsibility, so if you get addresses to me we can see if they are in an area we help with or we will send letters to those property owners saying that they have to replace the sidewalk.

Councilman Stredney: Thank you. I would like to congratulate Frank, nice campaign.

Councilman Fuda: I just want to thank everybody on Council, Mayor and especially all the citizens of Niles for their help on my campaign. It was amazing how many homes throughout Trumbull County that I visited and knocked on doors and their response was "my friend lives in your ward in Niles, my friend lives somewhere in the city of Niles ". I really appreciate all your help, all the citizens of Niles. Thank you.

It was moved by Fuda, seconded by Papalas to adjourn this meeting at 6:18 p.m. Motion carried.

Linda A. Yuhasz, Clerk of Council

Robert Marino, President of Council

