

MINUTES

Niles City Council held its regular January 16, 2013 at 6:00 p.m. in Council Chambers Safety Service Complex in Niles, Ohio.

The meeting was called by President Robert Marino, and the Clerk; Linda A. Yuhasz called the roll:

Lastic-P; Papalas-P; Giancola-P; McCormick-P; Stredney-P; Merlo-A; Wilkerson-P; Marino-P
It was moved by Stredney, seconded by Lastic to excuse the absence of Councilman Merlo.
Motion carried.

It was moved by Wilkerson, seconded by Stredney to accept the Minutes of the regular meeting of December 19, 2012. Motion carried.

REPORTS AND COMMUNICATIONS

FROM The Auditors Office
The End of the Year 2012 Status Report
It was moved by Stredney, seconded by Wilkerson to accept the report and place it on file.
Motion carried.

FROM The Auditors Office
The Estimated Versus Actual Revenues thru December 2012.
It was moved by Stredney, 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 December, 2012
It was moved by Papalas, seconded by Wilkerson to accept the report and place it on file.
Motion carried.

Councilman Papalas and President Marino commented on the good work of the Housing Officer in attempting to clean up our community.

FROM The Niles Municipal Court
Annual Report for the Year 2012
It was moved by Stredney, seconded by Lastic to accept the report and place it on file.
Motion carried.

FROM The International Brotherhood of Teamsters
A letter notifying council of a possible garbage service disruption.
It was moved by Papalas, seconded by Wilkerson to refer this letter to the Board of Health for their report and recommendation.

FROM The City Income Tax Office
Monthly Receipt Totals thru December 31, 2012
A motion by council was made to accept the report and place it on file.
Motion carried.

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

Attorney Douglas Neuman, 488 North Cleveland Avenue, Niles addressed Council as a representative of the National McKinley Birthplace Memorial Association. He already spoke with the Mayor, Service Director, President of Council and the Law Director concerning the ownership of the property. Half of the grounds belong to the City of Niles and the Association would like control of the entire grounds. Atty. Neuman showed a diagram of the property to council and would like to send a request to the appropriate committee on city council and to the Community Improvement Corporation (CIC). Atty. Neuman stated that after it has been through that process it can be delivered directly to the Memorial to complete its ownership. If this is done then the whole block would be under the ownership of the Memorial Association. Councilman Papalas asked Law Director Dull to draw up legislation referring this property to the CIC.

Mr. Daryl Hornberger, 1240 DeForest Road, Warren addressed council about supporting the striking steelworkers at Phillips Manufacturing. As a retiree of Local 1112 Mr. Hornberger stands on the curb and holds his sign. The semi trucks come out of Phillips and expect him to move and he is not going to move because he is legally standing on the curb. He has heard talk of citing strikers for impeding the truckers but he told council that the truckers were intentionally swinging wide to intimidate the strikers. Mr. Hornberger told council that if it comes down to citations there should be a balance because it is not all the strikers.

President Marino: I submit to you that I have complete faith in our law enforcement officers and I am certain that they will do what is in the public safety interests and I will leave it at that.

COMMITTEE REPORTS

None

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. __ (Draft No.01-13)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO MODIFY THE RATE LEVELIZATION ARRANGEMENT WITH AMERICAN MUNICIPAL POWER, INC. AS ORIGINALLY AUTHORIZED BY ORDINANCE NO. 12-11 FOR THE BENEFIT OF THE CITY OF NILES, OHIO, AND IT'S ELECTRIC SYSTEM; AND, DECLARING AN EMERGENCY

Councilman Papalas: A couple of years ago we passed an ordinance concerning our electric rates present and in the future and there was a mistake on there. Mr. Newbrough would like to explain further.

Mr. Newbrough explained to council that AMP Ohio made an arrangement with the city that they would sell the city power through the year 2012 at a discounted rate and in the beginning of 2014 when the rates go down the city would pay back that money but the original ordinance said 2013. The city is not in the position to do so in 2013 and AMP Ohio has agreed to modify the original agreement and start paying back next year in 2014.

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

YEAS: 6 NAYS: 0

Rules are suspended.

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

YEAS: 6 NAYS: 0

This Draft No. 01-13 has been adopted on the 16th day of January, 2013.

MISCELLANEOUS REMARKS

Councilman McCormick would like to be included in any Utility meetings.

Two new patrolmen, James Reppy and Frank Messuri were sworn in by Mayor Infante and Chief Hinton. Also, Detective Daniel Adkins was promoted to lieutenant.

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

Linda A. Yuhasz, Clerk of Council

Robert Marino Jr., President of Council