

**MINUTES**  
**February 4, 2015**

Niles City Council held its regular meeting on February 4, 2015 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, Lori Kuszmaul, called the roll:

Lastic-P, Papalas-P, Giancola-P, McCormick-P, Stredney-P, Merlo-P, Pezzano, P, Marino-P

It was moved by Stredney, seconded by Giancola to accept the Minutes from January 21, 2015 and place them on file.

Motion carried.

**REPORTS AND COMMUNICATIONS**

President Marino: Gentlemen, you also have distributed before you the mayoral appointments to various boards within the city. A motion to accept the mayoral appointments to the various boards in the city is appropriate at this time.

It was moved by Giancola, seconded by Pezzano to accept the mayoral appointments and place it on file.

Motion carried.

**FROM** the Auditor's Office

Unencumbered Balance as of January 1, 2015

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

Motion carried.

**FROM** the Treasurer's Office

The monthly receipt totals through January 2015.

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

Motion carried.

**FROM** the Auditor's Office

End of Year Disbursements 2014

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

Motion carried.

**FROM** the Niles Municipal Court

Annual Report Balance Sheet 2014

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

Motion carried.

**FROM** the Office of Building Inspector

Housing Code monthly report for January 2015

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

**FROM** Office of Building Inspector

Letter from Anthony J. Vigorito to Mr. Bradley G. Olson, Jr. regarding Solitaire AEFO, LLC/Adam and Eve retail store

Clerk read letter in open meeting.

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

Mr. Pezzano: Mr. Vigorito, where is that going to be located at?

Mr. Vigorito: They want to put it in the old Damon's Restaurant.

Motion carried

### **MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL**

Kerry Kibby, 139 W. State Street, Niles. I'm here on behalf of the Avenue and Main and some of you might know that we had our kick-off meeting this past January in which we made sure that we had special recognition of our cooperation with the Niles Police Department. At our meeting we recognized our partnership with both the Chief and our liaison officer, Lieutenant Villeco. At our meeting we presented a letter and a certificate, but tonight I would like to call Lieutenant Villeco up with me so that I can present to you a plaque in your honor, and I would just like say that we appreciate you going above and beyond the call of duty. Lieutenant Villeco attends our meetings and he answers our questions from audience members on the fly. He is a valuable source of information and we appreciate everything he does for us. Chief, do you have anything that you would like to add?

Chief Hinton: I said it that night, he does an exceptional job and I appreciate it. They call him "Mr. Niles" downtown and he certainly is.

Kerry Kibby: Thank you, Lieutenant Villeco.

President Marino: Thank you Kerry. Anybody else wish to address Niles City Council? In the opinion of the chair, there being none Committee Reports?

### **COUNCIL COMMITTEE REPORTS**

None

**ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. \_\_\_\_ (Draft No. 02-15)**

**AN ORDINANCE TO CHANGE THE ZONING OF TWO PARCELS OF PROPERTY LOCATED ALONG YOUNGSTOWN WARREN ROAD AND NILES CORTLAND RD., CURRENTLY OWNED BY NILES CORTLAND COMPANY, LLC.; AND, DELCARING AN EMERGENCY**

It was moved by Giancola, seconded by Lastic to give this ordinance a second reading.

**YEAS: 6     ABSTAIN: 1 (Merlo)     NAYS: 0**

Draft No. 02-15 has received its second reading.

**RESOLUTION NO. \_\_\_\_ (Draft No. 03-15)**

**A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED POLICE AND FIRE ½ % FUND TO THE FIRE DEPARTMENT'S GRANTS ACCOUNT; AND, DECLARING AN EMERGENCY**

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

**YEAS: 7     NAYS: 0**

Rules are suspended.

It was moved by Papalas, seconded by Giancola to adopt this Draft.

**YEAS: 7     NAYS: 0**

Draft No. 03-15 has been adopted on this 4<sup>th</sup> day of February 2015.

**RESOLUTION NO. \_\_\_\_ (Draft No. 04-15)**

**A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED CEMETERY FUND TO THE IT ACCOUNT IN THE CEMETERY DEPARTMENT; AND, DECLARING AN EMERGENCY**

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

**YEAS: 7     NAYS: 0**

Rules are suspended.

It was moved by Giancola, seconded by Lastic to adopt this Draft.

**YEAS: 7      NAYS: 0**

Draft No. 04-15 has been adopted on this 4th day of February 2015.

**MISCELLANEOUS REMARKS**

President Marino: The next order of business is miscellaneous remarks. First and foremost, I would like to remind the members of council that at 5:30 here in council chambers Fiscal Commission Chair Person Sharon Hanrahan would like to meet with all the members of council. Immediately following Ms. Hanrahan's discussions with you, Nita Hendryx and Tim Lintner from the State Auditor's Office would like to meet with you to provide a one-on-one training on finances because the information is going to be flowing your way so that everybody has a basic understanding of the manner in which the State Auditor is moving forward with our fiscal emergency and the recovery plan and the other things that are facing us down the road. So again, the 18<sup>th</sup> at 5:30 and the council meeting will be delayed until Ms. Hendryx is done and at whatever that point is, we will roll right into our regularly scheduled council meeting. That was at the request of the auditors. Also, I would like to thank Jeff Crowley. He got an YSU intern to help categorize or to begin categorizing our rental units in the city and we had a couple issues with properties and I appreciate Jeff's judicious approach to taking care of those problems. I wanted to note for the record that I'm appreciative of all his efforts.

Mayor Infante: I want to thank council for accepting the new board members on all of the boards for 2015.

Mr. Buccino: I just want to congratulate "Mr. Niles."

Mr. Dull: Bob had approached me before the meeting. We need to review our Investment Policy as required by state law. I was wondering if it would be all right to bring that legislation to the next council meeting as council as a whole?

Mr. Papalas: Yes.

Chief Hinton: I want to thank Jim again for a great job. I really appreciate it.

Mr. Vigorito: Just that the Planning Commission meeting for the zoning changes is next Wednesday at 10:00 in the morning.

Mr. Nader: I would just like council to look over that paper I handed out very carefully and then call me at my office if there are any questions.

Mr. Papalas: The two meetings that Dr. Marino mentioned for the next council meeting concerning the Financial Commission and Ms. Hanrahan, those two meetings are extremely important. Extremely important, so make sure, please, you make that meeting and Lori, can I ask that you remind everybody as well?

Clerk: Yes, I will.

Mr. Papalas: Also, that paper that Chuck handed out to everybody, read it carefully and get ahold of him.

President Marino: I would like to echo that. Read it very carefully and get ahold of him.

Mr. McCormick: Congratulations Jim. Well deserved.

Mr. Pezzano: I had a meeting with Rob Rouan yesterday. He was here at the last council meeting concerning the gas. He would like to meet with us and I know February 18<sup>th</sup> is going to be busy, but maybe at 5:00 since we are all going to be here anyhow, would that be ok or should we set it up for another time?

Mr. McCormick: I think you should set it up for another time.

President Marino: Well, we are already in here, right Mayor? The Fiscal Commission is meeting in here at 4:00.

Mayor Infante: Yes.

President Marino: You could hold it on an off Wednesday and call it a round table for the purpose, Mr. Pezzano, of the well.

Mr. Pezzano: He wanted to inform everybody what's going on.

President Marino: Is March 4<sup>th</sup> too late? That would be the first council meeting in March.

Clerk: We have a public meeting at 5:45.

President Marino: So we could meet with him at 5:15 – 5:30?

Mr. McCormick: Could Mark be at that meeting as well?

President Marino: Sure.

Mr. McCormick: He's our resident expert on that.

President Marino: Frank, do you want it at 5:15 on March 4<sup>th</sup>?

Mr. Pezzano: March 4<sup>th</sup> at 5:15. Ok.

President Marino: Then at 5:45 we have a public on what?


Clerk: The zone change.

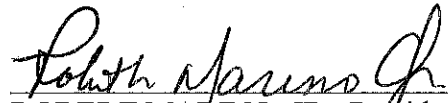
Mr. Pezzano: I also want to congratulate Lieutenant Villeco. He's always instrumental on my block watch, so thank you.

President Marino: By the way, there's a city wide block watch tomorrow.

**ADJOURN**

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

  
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LORI KUSZMAUL, Clerk of Council

  
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ROBERT MARINO, JR., President of Council