

COUNCIL MEETING MINUTES
October 3, 2018

Audio recording of full meeting will be available on line on the city's website

Niles City Council held its regular meeting on October 3, 2018 at 6:30 p.m. in Council Chambers Safety Service Complex in Niles, Ohio.

The meeting was called to order by Council President Barry Steffey Jr., and the Clerk, Nicole Bacak, called the roll:

Lastic- P, McNaughton-NP, Profato-P, Cantola-P, Marchese-P, Smith- P, Kearney-P, Steffey-P

It was moved by Marchese, seconded by Lastic to excuse McNaughton from the meeting.
Motion carried.

It was moved by Marchese, seconded by Kearney to accept the Minutes from the September 19th meeting and place them on file.
Motion carried.

REPORTS AND COMMUNICATIONS

NONE

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

(Public comments began at 1:30 into the recording)

Beth Nolan: 26 Beavercreek Ave. Mrs. Nolan wanted to thank everyone who came out and supported the dedication of the Memorial. It was very nice. Second, after that she was asked to join a committee to help put on a benefit for the little boy who passed away. She did join that committee and they are having a benefit for him on October 13th at the Trumbull Athletic Club in Niles. Mrs. Nolan has flyers that she will be putting up and tickets available. If anyone would like to donate or help out. President Steffey asked again where the benefit was being held. Mrs.

Nolan stated it was being held at the Trumbull Athletic Club 101, 17 Belmont Ave. from 12:00 P.M. – 7:00 P.M. She would like to see support from the city.

Last thing, she knows there have been a lot of problems with the electric bills. This is hard for her because her step daughter came to her today and her husband just passed away and she is waiting for her disability because she took time off. She got an email saying her electric was going to get shut off. They came that day she opened her email and shut her off because she was past due. She understands everyone wants to get their money for the electric bill but situations happen. She understands the new rule. She has been hearing that a lot of people have to beg, borrow and steal so their electric doesn't get shut off. Mrs. Nolan hopes that maybe we can rethink this situation a little bit more.

President Steffey did point out that there are agencies out there to help people and guide them if they are in need of assistance. Mrs. Nolan said she did call and Ohio Edison does except those medical things but they do not except city utilities. They do not except those medical things because her son does have asthma and they do not except them.

Mayor Mientkiewicz wanted to note that the properties that are being shut off in the city are only being shut off if they are delinquent and past due for two months or more. If you are one or two days late, you are not getting shut off. The shut off is occurring after the delinquency has been issued and the bill is at least two months past due.

COUNCIL COMMITTEE REPORTS

None

President Steffey did let everyone know that council will be adjourning into executive session at the end of the meeting. There will be no action after this.

ORDINANCES AND RESOLUTIONS

(Legislation began at 6:00 into recording)

RESOLUTION NO. ____ (Draft No. 87-18)

A RESOLUTION APPROVING THE “SOCIAL MEDIA POLICY”

It was moved by Cantola, seconded by Lastic to give a 3rd reading to this Draft No. 87-18.

YEAS: 6 NAYS: 0

It was moved by Profato, seconded by Cantola to adopt this Draft No. 87-18.

YEAS: 6 NAYS: 0

This Draft No. 87- 18 has been adopted on the 3rd day of October 2018.

RESOLUTION NO. ____ (Draft No. 103-18)

**A RESOLUTION APPROVING THE EIGHTH REVISED FINANCIAL PLAN
REQUIRED BY OHIO REVISED CODE SECTION 118.06 FOR SUBMISSION TO THE
FINANCIAL PLANNING & SUPERVISION COMMISSION FOR THE CITY OF
NILES; AND, DECLARING AN EMERGENCY**

It was moved by Smith, seconded by Cantola to give a 2nd reading to this Draft No. 103-18.

Ms. Marchese wanted to confirm with Mayor Mientkiewicz that since this is part of the plan on the electric that it's not until the second month. She wants to make sure that they aren't being shut off the day they are due. Mayor Mientkiewicz said it is in the plan that the city will be implementing a billing policy. The policy is still under construction with the Law Director. Everyone's concerns from the last couple of meetings were noted. Mayor Mientkiewicz again stated that people are not being shut off for being one, two, five days late. That is not the case. He doesn't know where that is coming from.

YEAS: 6 NAYS: 0

This Draft No. 103-18 has received its second reading on the 3rd day of October 2018.

ORDINANCE NO. ____ (Draft No. 108-18)

**AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 925.03(A) BY
INCREASING THE MONTHLY SERVICE FEE RATES CHARGED FOR THE USE OF
THE SANITARY SEWAGE SYSTEM; FOR THE YEARS 2019 THROUGH 2022; AND
DECLARING AN EMERGENCY**

It was moved by Marchese, seconded by Lastic to give a 2nd reading to this Draft No. 108-18.

YEAS: 6 NAYS: 0

This Draft No. 108-18 has received its second reading on the 3rd day of October 2018.

ORDINANCE NO. ____ (Draft No. 109-18)

AN ORDINANCE AMENDING ORDINANCE NO. 25-18 CREATING THE POSITION OF OPERATOR TRUCK DRIVER WORK LEADER; AMENDING THE AUTHORIZED WORK FORCE ORDINANCE TO REFLECT THIS NEWLY DESIGNATED POSITION; AND, DECLARING AN EMERGENCY

It was moved by Cantola, seconded by Kearney to suspend the rule requiring three readings.

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by Cantola, seconded by Lastic to adopt this Draft No. 109-18.

YEAS: 6 NAYS: 0

This Draft No. 109- 18 has been adopted on the 3rd day of October 2018.

ORDINANCE NO. ____ (Draft No. 110-18)

AN ORDINANCE AMENDING ORDINANCE 75-17, THE PURCHASING POLICY FOR THE CITY; AND, DECLARING AN EMERGENCY

It was moved by Marchese, seconded by Profato to give a 1st reading to this Draft No. 110-18.

YEAS: 6 NAYS: 0

This Draft No. 110-18 has received its first reading on the 3rd day of October 2018.

ORDINANCE NO. ____ (Draft No. 111-18)

AN ORDINANCE REPEALING ORDINANCE NO. 32-01, A MORATORIUM ON THE OPENING OF ANY NEW BUSINESS ESTABLISHMENT WITHIN THE CITY OF NILES THAT OFFERS BODY PIERCING, TATTOOING, SCARIFICATION OR BRANDING SERVICES; AND, DECLARING AN EMERGENCY.

It was moved by Marchese, seconded by Cantola to give a 1st reading to this Draft No. 111-18.

Ms. Marchese explained that she is asking for a first reading on this. Niles has always had a moratorium on tattooing parlors and things like that so this will repeal that and come up with new language. Law Director Swauger explained that the moratorium has been in place since 2001. And this will allow businesses to come into the city in compliance with State law and Trumbull County Health Department.

YEAS: 6 NAYS: 0

This Draft No. 111-18 has received its first reading on the 3rd day of October 2018.

RESOLUTION NO. ____ (Draft No. 112-18)

A RESOLUTION ACCEPTING THE \$9,333.33 GRANT TO THE FIRE DEPARTMENT FROM THE BUREAU OF WORKERS' COMPENSATION AND FOR APPROVING APPROPRIATIONS AND A TRANSFER OF FUNDS TO THE FIRE DEPARTMENT ACCOUNT; AND DECLARING AN EMERGENCY

Chief Danielson explained this grant is from the BWC and is a reimbursement grant. For every \$5.00, the city is only responsible for \$1.00. They have ordered 70 sets of gloves so everybody can have two of each. This is BWC's share so they can put it into the account so when they make the purchase, they have the funds.

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by Lastic, seconded by Profato to adopt this Draft No. 112-18.

YEAS: 6 NAYS: 0

This Draft No. 112- 18 has been adopted on the 3rd day of October 2018.

MISCELLANEOUS REMARKS

(Miscellaneous remarks began at 15:06 into recording)

Mayor Mientkiewicz informed everyone that the official quarterly newsletter was launched last Friday at Good Morning Niles. It is on the city's website for view. Mayor Mientkiewicz put some paper copies at city hall at the billing office, at the post office, the wellness center and the senior center. Mayor Mientkiewicz also has some copies on hand in case any members of the audience would like one. Moving forward, if council has anything they would like to see in the newsletter please email him that information and he will get it in the newsletter.

Mayor Mientkiewicz wanted to recognized the Niles Rotary club for donating 20 trees to the cemetery. The trees will be planted around the cell phone tower and other various parts of the cemetery.

Mr. Cantola stated that he did a ride along with the police department last Saturday. It was definitely an eye opening experience. It was a great day spent with the first and second shift. Seeing what happens when they pull people over, seeing what happens on domestic calls and the professionalism of our police force is second to none. They are on top of what is going on and they are backing up each other on the calls they go out on. It really made him proud to go out and ride with them.

Auditor Merlo informed council that next Tuesday, the capital asset management company that the city hired will be on site with the administration to start that process. The process will begin on Tuesday and will be completed by December 15th. President Steffey said this is the last big hurdle to getting us to being able to ask for release from fiscal emergency. Hats off to Auditor Merlo for his work on getting this done.

It was moved by Smith, seconded by Marchese to adjourn into executive session pursuant to ORC 121.22 for the purpose of considering the purchase of property for public purposes.


YEAS: 6 NAYS: 0

Motion carried.

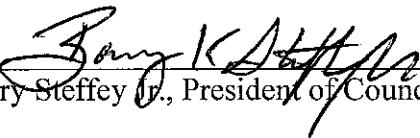
Council adjourned into executive session at 6:51 P.M.
Council reconvened from executive session at 7:34 P.M.

ADJOURN

It was moved by Profato, seconded by Cantola to adjourn the meeting.



Nicole Bacak, Clerk of Council



Barry Steffey Jr., President of Council