

COUNCIL MEETING MINUTES

March 5, 2019

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

Niles City Council held its regular meeting on March 5, 2019 at 6:00 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-P, Profato-NP, Cantola-P, Marchese-P, Smith- P, Kearney-P, Steffey-P

It was moved by Marchese seconded by Kearney to excuse Mr. Profato from the meeting.
Motion carried.

It was moved by McNaughton seconded by Kearney to accept the Minutes from the February 20th meeting and place them on file.
Motion carried.

REPORTS AND COMMUNICATIONS

None

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

None

COUNCIL COMMITTEE REPORTS

None

ORDINANCES AND RESOLUTIONS

(Legislation began at 1:27 into recording)

It was moved by Kearney, seconded by Smith to amend Draft 36-19 to remove the language about the fees to the city.

YEAS: 6 NAYS: 0

ORDINANCE NO. _____ (AMENDED Draft No. 36-19)

AN ORDINANCE AUTHORIZING THE CITY OF NILES TO PARTICIPATE IN THE U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE PROGRAM; AND, DECLARING AN EMERGENCY

Mr. McNaughton thanked Mr. Kearney for amending the draft. Looking over some of the material, it did state there were no fees to the city and he knows there were questions on this.

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by McNaughton, seconded by Lastic to adopt this Amended Draft No. 36-19.

YEAS: 6 NAYS: 0

This Amended Draft No. 36- 19 has been adopted on the 5th day of March 2019.

ORDINANCE NO. _____ (Draft No. 37-19)

AN ORDINANCE CREATING AN INCOME TAX INCENTIVE PROGRAM FOR DOWNTOWN BUSINESS DISTRICT ORDINANCE, ORDINANCE NUMBER 191.22

It was moved by Cantola, seconded by Lastic to give a second reading to this Draft No. 37-19.

YEAS: 6 NAYS: 0

This Draft No. 37- 19 has received its 2nd reading on the 5th day of March 2019.

ORDINANCE NO. ____ (Draft No. 38-19)

AN ORDINANCE CREATING AN INCOME TAX INCENTIVE PROGRAM FOR THAT PORTION OF THE CITY OF NILES NOT LOCATED WITHIN THE DOWNTOWN BUSINESS DISTRICT ORDINANCE, ORDINANCE NUMBER 191.23

It was moved by Cantola, seconded by Kearney to give a second reading to this Draft No. 38-19.

YEAS: 6 NAYS: 0

This Draft No. 38- 19 has received its 2nd reading on the 5th day of March 2019.

RESOLUTION NO. ____ (Draft No. 39-19)

A RESOLUTION AUTHORIZING THE MAYOR and/or SERVICE DIRECTOR TO NEGOTIATE AND ENTER INTO CONTRACT WITH JULIAN & GRUBE FOR A BILLING AUDIT; AND DECLARING AN EMERGENCY

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by McNaughton, seconded by Lastic to adopt this Draft No. 39-19.

YEAS: 6 NAYS: 0

This Draft No. 39- 19 has been adopted on the 5th day of March 2019.

RESOLUTION NO. ____ (Draft No. 41-19)

**A RESOLUTION AUTHORIZING MONTHLY CASH TRANSFERS; AND,
DECLARING AN EMERGENCY**

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by McNaughton, seconded by Smith to adopt this Draft No. 41-19.

YEAS: 6 NAYS: 0

This Draft No. 41- 19 has been adopted on the 5th day of March 2019.

ORDINANCE NO. ____ (Draft No. 42-19)

**AN ORDINANCE APPROVING THE RECODIFICATION, EDITING AND INCLUSION
OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES
OF THE CODIFIED ORDINANCES OF NILES, OHIO, AND THE DECLARING OF AN
EMERGENCY.**

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by McNaughton, seconded by Smith to adopt this Draft No. 42-19.

YEAS: 6 NAYS: 0

This Draft No. 42- 19 has been adopted on the 5th day of March 2019.

ORDINANCE NO. ____ (Draft No. 43-19)

**AN ORDINANCE ADOPTING THE RULES AND REGULATIONS FOR THE
AMERICAN LEGION, WILLIAM MCKINLEY POST 106 VETERANS' SECTION OF
THE NILES CITY CEMETERY; AND, DECLARING AN EMERGENCY**

Ms. Marchese asked the gentlemen in the audience from the American Legion about the rules. She inquired if these are the rules that have always been established there or if anything was updated. The gentlemen said they have been updated for the betterment of the cemetery. They have discussed this with the Service Director.

Mayor Mientkiewicz added that the rules are on the city's website and the new rules that are adopted this evening will be updated on the website as well. He wants to make sure that everyone is aware that there are specific rules for the veteran's section.

Ms. Marchese asked if the employees are aware of these rules and Mayor Mientkiewicz confirmed that they are and will be made aware of the updates. Also anyone who is to be buried in that section, they will receive these rules and will sign off on them and the Legion will have documentation also.

Mr. Cantola would like to see some signage added in the future. This way when you bring a wreath to a certain area in the cemetery, you would be aware that it might be gone and not calling the city. He would like the signage to be specific to identify the areas of the cemetery. Mayor Mientkiewicz said they have already talked about this and they are working on it.

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by Kearney, seconded by Cantola to adopt this Draft No. 43-19.

YEAS: 6 NAYS: 0

This Draft No. 43- 19 has been adopted on the 5th day of March 2019.

RESOLUTION NO. _____(Draft No. 44-19)

A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM VARIOUS UNAPPROPRIATED FUNDS TO VARIOUS ACCOUNTS TO PROVIDE FOR PAYMENT FOR THE NILES BILLING DEPARTMENT AUDIT TO JULIAN & GRUBE; AND, DECLARING AN EMERGENCY

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by Lastic, seconded by McNaughton to adopt this Draft No. 44-19.

YEAS: 6 NAYS: 0

This Draft No. 44- 19 has been adopted on the 5th day of March 2019.

ORDINANCE NO. ____ (Draft No. 45-19)

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE DIFFORD DRIVE WATERLINE REPLACEMENT PROJECT; AND, DECLARING AN EMERGENCY

Mr. Lastic noted that Mr. Robertson secured another grant to continue the waterline project off of North Road.

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

YEAS: 6 NAYS: 0

Rules are suspended.

It was moved by Kearney, seconded by Lastic to adopt this Draft No. 45-19.

YEAS: 6 NAYS: 0

This Draft No. 45- 19 has been adopted on the 5th day of March 2019.

RESOLUTION NO. ____ (Draft No. 46-19)

A RESOLUTION AUTHORIZING THE MAYOR and/or SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH YOUNGSTOWN STATE UNIVERSITY FOR GIS MAPPING AND SCANNING OF THE CITY OF NILES' INFRASTRUCTURE; AND DECLARING AN EMERGENCY

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

Ms. Marchese has questions on this legislation. She asked Mayor Mientkiewicz if the city already has maps of the infrastructure. Mayor Mientkiewicz said yes they are dating back to the 40's and 50's and some are hand drawn. By doing the GIS mapping, it would make things more efficient and stream lined. Currently there is a break on Robbins Ave. and the crew has to keep

going back to city hall and going through files to locate the old maps. By having everything on one file, they could have it on a device, like an IPAD, in the truck with them and they could access all of the utilities in that area.

Ms. Marchese wanted to make sure that she understood what exactly the students would be doing with the maps. Mayor Mientkiewicz explained that they will be digitizing them and they will be out in the field with GPS devices located water lines, valves, hydrants, etc. This is a great opportunity to partner with professionals at a very low cost. If we were to contract this out, it would cost somewhere around \$30,000-\$40,000 range. We are getting this for pennies by collaborating with the university. It shows outside the box thinking and it is very cost effective. They have done work for the City of Youngstown also.

Mr. Cantola asked if we would be missing something by not going with contractor and going with Youngstown State right now. Mayor Mientkiewicz said no. It would be the same package. Once these students leave the university, they go and work for the companies. We are just getting it a low cost. Mr. Cantola asked for the time frame they are looking for on this. Mayor Mientkiewicz stated he believed it was on the paperwork and he thought they wanted to get started April 1st and it would take approximately 6 months. Ms. Smith confirmed they would start April 1st and go until October 31st according to the papers.

Mr. Catanzarite wanted to inform council that the EPA has asset management that is required. This is a major step in satisfying their requirements as well. The water portion has to be categorized in this manner. Mayor Mientkiewicz stated it is also part of the financial plan and it was budgeted for.

YEAS: 5 NAYS: 1 (Marchese)

Rules are not suspended.

It was moved by Cantola, seconded by McNaughton to give a first reading to this Draft No. 46-19.

YEAS: 6 NAYS: 0

This Draft No. 46-19 has received its 1st reading on the 5th day of March 2019.

MISCELLANEOUS REMARKS

(Miscellaneous remarks began at 38:26 into recording)

Mayor Mientkiewicz was pleased to announce to everyone that Monday, March 11th is the official day that the City of Niles will be released from fiscal emergency. This is something that everyone in the room and the community should be very proud of. It will take place at 3:30 P.M. at the Niles Senior Center. Mayor Mientkiewicz invited everyone in the public to attend as well.

Mayor Mientkiewicz talked about the water break on Robbins Ave. The workers have been out there since 7:00 A.M. trying to fix it. All of the lines were isolated and no services were effected so there was no need for a boil alert.

Service Director Flarey wanted to give kudos the water crew for working in the cold weather. They have been out there all day long and they have hung in there.

Safety Director Kaniclides stated that he hopes the citizens realize what the employees have gone through and appreciate the work they have done. There aren't that many people that could go there and do that work for 12 hours and very seldom does anyone go out there and say thank you. He appreciates them.

Mr. Catanzarite said he will pass on the sentiments to the crews. He appreciates it too and it is tough being out there in that weather. He hopes that by the time we are out of here, they are done. Mr. Catanzarite wanted to thank Police Chief Holland for giving them a cruiser to help with the traffic.

Mr. Catanzarite addressed Ms. Marchese in regards to the GIS mapping legislation. He told her with all due respect this is something that the city still has to move on and he hopes that maybe at the next meeting she might reconsider. He doesn't want to lose their spot with Youngstown State because he knows there are other people looking to use them. He doesn't want the city to get kicked out.

Mr. Lastic said Monday will be a god day for the city of Niles. President Steffey agreed with him 100%.

Mr. McNaughton thanked the crews for their work today. He mentioned he is cutting short a trip on Monday to be here. He wants to see it and hear it. He echoes Mr. Catanzarite's thoughts on the he GIS mapping information. It was e-mailed to everyone Thursday, which means everyone had 5 days to read it and ask questions. He hopes that we do not fall behind on it.

Mr. Cantola wanted to follow up with where we are with the Chamber and he has seen things in email about an individual resigning from the Park Board. He understands something might have occurred. Mayor Mientkiewicz stated that Dr. Marino has resigned and that position has been filled with Dana Butto.

Mr. Cantola asked where we are with bringing the Chamber back to council and Mayor Mientkiewicz said it is in council's hands. President Steffey said it is in the committee process. Mayor Mientkiewicz said he is waiting for council to act. President Steffey said the legislation needs to be sponsored. It can be sponsored by the chair, two members of the committee, finance committee. With that chair not here this evening, he would be better to answer that question.

Mr. Cantola informed everyone that is traveling with the auditor group to Columbus for training on Thursday and Friday with the State Auditors. These are classes that all of council had the opportunity to participate in and he took advantage of it. This is his second year attending this year. President Steffey told him it is a good invest of his time. Mr. Cantola agreed and said it is

very beneficial and if anyone has the chance to go he urges them to try and attend. It is a great opportunity to understand our government and how a city, township or a village run.

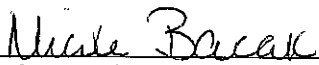
Ms. Smith said she is excited for Monday.

Mr. Kearney thanked the utility and street departments for the great job that they all are doing. With the strong wind we had, they lost power and he drove around his ward and saw people and told them it will be on within an hour. He would also like to echo sentiments of the people who have been calling him about the waterline projects in the 1st ward on Morningside and Difford. It is very humbling to have the residents call and say thank you and this is a good move for the city. He also looks forward to Monday.

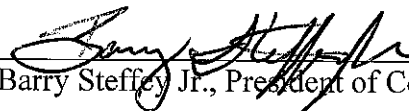
President Steffey also wanted to thank our service departments. On that windy Sunday, we had so many communities around us that suffered and didn't have power for two to three days. He knows two families that didn't have power for 72 hours. To him, no power means it is an emergency. It makes him proud of the guys that we have that maintain our system. He knows the same wind that hit Howland hit Niles. They did a great job. He appreciates them very much.

ADJOURN

It was moved by Lastic, by McNaughton to adjourn the meeting.



Nicole Bacak, Clerk of Council



Barry Steffey Jr., President of Council