

COUNCIL MEETING MINUTES

March 4, 2020

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

Niles City Council held its regular meeting on March 4, 2020 at 6:00 p.m. in Council Chambers Safety Service Complex in Niles, Ohio.

The meeting was called to order by Council Pro Tem President Ryan McNaughton and the Clerk, Nicole Bacak, called the roll:

Lastic- P, McNaughton-P, Profato-P, Cantola-P, Marchese-P, Smith- P, Sollitto-P, Marino-P

It was moved by McNaughton, seconded by Lastic to accept the Minutes from the February 19th meeting and place them on file.

Motion carried.

REPORTS AND COMMUNICATIONS

NONE

MEMBERS OF THE AUDIENCE TO ADDRESS COUNCIL

(Public comments began at 1:02 into recording)

Aimee Cantola: 208 Vienna Ave. Mrs. Cantola stated that she has noticed at some of the meetings when people are up there talking that maybe some people aren't respecting what they are saying. If you don't agree with what is being said, that's okay just don't mumble. It is uncalled for. They should be respecting what everyone is up there saying because they do pay the salaries. She would like a little bit of respect.

Next, Mrs. Cantola wanted to thank the electric department for recycling the cardboard. It was very nice of them to do that. She wanted to thank them for doing that.

Patrick Glunt: 3855 Meander Drive, Mineral Ridge. The last meeting Mr. Glunt was at, he waited until the end to make his comments, but was unable to do so since the city does

comments in the beginning. Mr. Glunt asked a friend why everything that is passed at Niles City Council is passed under emergency. He asked if they are trying to overcome the problems before or are they still having problems. His friend said that's the way they do it.

Mr. Glunt moved out of Niles 25 years ago. He doesn't have anything against Niles but he doesn't want to be a part of it. They don't want to be a part of our dumpster fire. Whatever the city has going on, they don't want to be a part of it.

And Mr. Glunt agreed with Mrs. Cantola about how people were acting like they didn't want to be at the last meeting. If you don't want to be here, then be somewhere else. Mr. Glunt said the city needs to figure out it's own thing because they don't want to be a part of it.

COUNCIL COMMITTEE REPORTS

Safety Committee Meeting Minutes from March 2nd

It was moved by Marchese, seconded by McNaughton to accept the Minutes.
Motion carried.

It was moved by Marchese, seconded by Sollitto to adjourn into executive session pursuant to ORC 121.22 Section G- Pending litigation.

YEAS: 7 NAYS: 0

Council adjourned into executive session at 6:10 P.M.

It was moved by Lastic, seconded by McNaughton to reconvene from executive session.
Motion carried.

Council reconvened from executive session at 6:50 P.M.

ORDINANCES AND RESOLUTION (Legislation began at 6:10 into recording)

RESOLUTION NO. ____ (Draft No. 14-20)

A RESOLUTION AUTHORIZING PHILLIPS/SEKANICK ARCHITECTS, INC. TO ISSUE REQUESTS FOR BIDS FOR INTERIOR AND EXTERIOR REPAIRS AND RENOVATIONS OF THE CITY OF NILES ADMINISTRATION; AND DECLARING AN EMERGENCY

It was moved by Cantola, seconded by Marchese to suspend postpone this Draft No 14-20 until date certain council meeting of April 1, 2020.

YEAS: 7 NAYS: 0

This Draft No. 14- 20 has been postponed on the 4th day of March 2020.

RESOLUTION NO. ____ (Draft No. 35-20)

A RESOLUTION WAIVING THE SIGN PERMIT FEE FOR THREE DAYS FOR A CITY-WIDE RESIDENTIAL GARAGE OR YARD SALE; AND, DECLARING AN EMERGENCY

It was moved by Marchese, seconded by Smith to amend Section one to the dates of May 29th, May 30th and 31st.
Motion carried.

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

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Cantola, seconded by Lastic to adopt this Draft No. 35-20.

YEAS: 7 NAYS: 0

This Draft No. 35- 20 has been adopted on the 4th day of March 2020.

ORDINANCE NO. _____(Draft No. 36-20)

AN ORDINANCE AUTHORIZING THE DISPOSAL OF A FIRE HOSE DRYER TO THE CITY OF GIRARD FIRE DEPARTMENT AND, DECLARING AN EMERGENCY

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

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Marchese, seconded by Sollitto to adopt this Draft No. 36-20.

YEAS: 7 NAYS: 0

This Draft No. 36- 20 has been adopted on the 4th day of March 2020.

RESOLUTION NO. _____(Draft No. 37-20)

A RESOLUTION AUTHORIZING THE SAFETY DIRECTOR OR HIS DESIGNATED REPRESENTATIVE TO PREPARE AND SUBMIT AN APPLICATION AND ENTER INTO AGREEMENTS FOR THE OHIO FIRE MARSHALS GRANT TO PURCHASE TURNOUT GEAR, AND DECLARING AN EMERGENCY

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

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Marchese, seconded by Lastic to adopt this Draft No. 37-20.

YEAS: 7 NAYS: 0

This Draft No. 37- 20 has been adopted on the 4th day of March 2020.

RESOLUTION NO. _____ (Draft No. 38-20)

A RESOLUTION AUTHORIZING THE SAFETY DIRECTOR OR HIS DESIGNATED REPRESENTATIVE TO PREPARE AND SUBMIT AN APPLICATION AND ENTER INTO AGREEMENTS FOR THE OHIO ASSISTANCE FIREFIGHTERS GRANT TO REPLACE ENGINE 7, AND DECLARING AN EMERGENCY

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

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Marchese, seconded by Sollitto to adopt this Draft No. 38-20.

YEAS: 7 NAYS: 0

This Draft No. 38- 20 has been adopted on the 4th day of March 2020.

RESOLUTION NO. _____ (Draft No. 39-20)

AN ORDINANCE APPOINTING AND REAPPOINTING MEMBERS TO VARIOUS BOARDS AS REQUIRED BY THE OHIO REVISED CODE AND/OR NILES CODIFIED ORDINANCE, AND DECLARING AN EMERGENCY

It was moved by Smith, seconded by Sollitto to amend the legislation for the Niles Nuisance Abatement Board and add Chuck Johnstone as the Mayor's appointment and remove Barb Wike until council interviews applicants.

Motion carried.

President Marino reminded council to get the names to the clerk by end of day Wednesday, March 11th.

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

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Smith, seconded by Sollitto to adopt this Draft No. 39-20.

YEAS: 7 NAYS: 0

This Draft No. 39- 20 has been adopted on the 4th day of March 2020.

It was moved by Marchese, seconded by Lastic to add Draft No 40-20, Draft No 41-20, and Draft No 42-20 to the agenda.

YEAS: 6 NAYS: 1 (Cantola)

RESOLUTION NO. _____ (Draft No. 40-20)

A RESOLUTION RATIFYING THE AGREEMENT BETWEEN THE CITY OF NILES AND THE MARION PLAZA, INC; AND, DECLARING AN EMERGENCY

It was moved by Marchese, seconded by Profato to replace Cantola with Lastic in the sponsorship of the legislation.
Motion carried.

It was moved by Marchese, seconded by Lastic to amend the legislation to read:

A RESOLUTION RATIFYING THE AGREEMENT BETWEEN THE CITY OF NILES AND THE MARION PLAZA, INC; FROM THE BOARD OF CONTROL MINUTES DATED 12-17-14 AND, DECLARING AN EMERGENCY

Motion carried.

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

YEAS: 6 NAYS: 0 ABSTAIN: 1

Rules are suspended.

It was moved by Marchese, seconded by Lastic to adopt this Draft No. 40-20.

YEAS: 6 NAYS: 0 ABSTAIN: 1

This Draft No. 40- 20 has been adopted on the 4th day of March 2020.

ORDINANCE NO. ____ (Draft No. 41-20)

AN ORDINANCE AMENDING CERTAIN INSPECTION FEES FOR HVAC, PLUMBING, AND ELECTRICAL INSPECTIONS, AND DECLARING AN EMERGENCY

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

Mayor Mientkiewicz explained that these fees are increasing because the fees to the city are increasing.

Mr. Cantola wanted to comment on the sponsorship of the legislation and the continuing of walking in legislation.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Marchese, seconded by Smith to adopt this Draft No. 41-20.

YEAS: 7 NAYS: 0

This Draft No. 41- 20 has been adopted on the 4th day of March 2020.

ORDINANCE NO. ____ (Draft No. 42-20)

AN ORDINANCE AMENDING NILES CODIFIED ORDINANCE 1402.07 TO PROVIDE FOR FIFTEEN DAYS TO REQUEST A HEARING AFTER NOTICE OF A VIOLATION, AND DECLARING AN EMERGENCY

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

Mr. Cantola again wanted to comment on the sponsorship of the legislation and the continuing of walking in legislation.

YEAS: 7 NAYS: 0

Rules are suspended.

It was moved by Marchese, seconded by Sollitto to adopt this Draft No. 42-20.

YEAS: 7 NAYS: 0

This Draft No. 42- 20 has been adopted on the 4th day of March 2020.

MISCELLANEOUS REMARKS

(Miscellaneous remarks began at 19:39 into recording)

President Marino wanted to thank Mrs. Cantola and whoever else helped her make the signs. They are very nice and he wanted to thank them.

Mayor Mientkiewicz stated that he has been in contact with representatives from the census bureau about the 2020 census. Those packets will be arriving between mid-March and early April. It is very important that residents take the time and complete this census.

Next, the contractor began the work on the roof of the concession stand. The work should be completed by the end of the week. The city was also able to get some of the supplies donated by Banner Supply. Mr. McNaughton asked that he thank them for the donation.

Mr. Flarey thanked the ladies for making the name tags.

Chief Holland wanted to update council that the Police Department recently completed two rounds of promotional exams. He would like to know if before the next council meeting if he could have some time to swear in his officers.

Ms. Marchese asked if he knew who received the promotions. Chief Holland said the Civil Service Commission certified Officer Bayless as the new Lieutenant and Lieutenant Adkins as the new Captain.

Law Director Zuzolo also thanked the ladies for the name tags.

Auditor Merlo echoed the comments and thanked the ladies for the name tags.

Mr. Lastic agreed with Mr. Cantola on the walk-in legislation. This has been talked about before.

Mr. McNaughton wanted to thank Chief Holland. He made a call recently and the police department responded immediately. He would put our police department against any others in the region.

Mr. McNaughton also wanted to go on the record that the city has the strongest general fund balance for a dumpster fire.

President Marino stated this comes up regularly about ordinances passed as emergency measures. It is so that the items take effect upon signature. This has been explained. This is why they are passed as an emergency. Law Director Zuzolo said we pass more resolutions and ordinances than most cities around. We put more through council because we are overly transparent. Law Director Zuzolo recently changed to Municode for the housing of our ordinances and when he told them last year, we had over 200 pieces, he was told there are places that pass about 10 a year.

Mr. Cantola wanted to clarify from a resident standpoint. When it goes to a first reading, the emergency is then off the table. There is no longer an emergency on their documents. So if for reason they want to discuss it further and it goes through a first reading, the emergency part of it is off the table.

Mr. Profato thanked the ladies for the name tags.

Mr. Cantola called a Finance meeting for Wednesday, March 11, 2020 @ 5:00 P.M. Mr. Cantola also thanked the ladies for the name tags. He appreciates it.

Ms. Marchese wanted to thank the water department. There were issues at the top of Summit and they worked on that. They were very professional. She also has another issue at the end of Summit near the bike trail. It has become someone's personal trash container. She has asked the police to watch that area more to see if they can catch who is doing this. Also, she thanked the ladies for the name tags.

Ms. Smith thanked the ladies for the name tags and reminded everyone to vote on March 17th.

Mr. Sollitto scheduled a Public Grounds meeting for Tuesday, March 10th @ 5:00 P.M. at the Wellness Center.

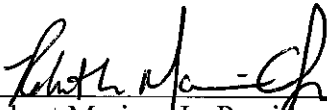
Ms. Marchese asked if the administration has started to look for a new Park Director. Mayor Mientkiewicz said they are having a special park board meeting Thursday for this purpose. It is at city hall at 4:15 P.M. The Park Board has to give them permission to post the position.

ADJOURN

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



Nicole Bacak, Clerk of Council



Robert Marino, Jr, President of Council