

Warren, Ohio

MINUTES

**REGULAR MEETING
WARREN CITY COUNCIL**

APRIL 28, 2010

CALL TO ORDER

The regular meeting of Warren City Council was called to order by President of Council Robert A. Marchese in Warren City Council Chambers at 7:30 PM, 141 South St. SE, Warren, Ohio.

PRESIDENT MARCHESE: To Council we have some announcements from my office. On May, excuse me on May 10th, Monday at 7:30 there will be a Council as a Whole meeting. This will be to receive the presentation of the report from Charter Ad Hoc Committee. On Thursday the 13th at 6 PM there will be a Council as a Whole meeting to discuss the pending legislation that started yesterday regarding the public works development. Also at that time Mr. Novak and Mrs. Rucker will be discussing with us Council's in-service for this year.

I had a discussion with the director, the YSU Director of Public Policy Department regarding notifying Council of meetings. This comes on behalf of several members of Council regarding the Weed and Seed Program. I explained to the gentlemen, we're not Youngstown. We don't operate under the same rules and I want notified when there's a meeting ahead of time and if no one but myself calls a meeting, the public doesn't do that. They don't call and schedule a meeting and ask you to attend. I'm speaking to Council now. Therefore, having made those corrections I have asked him to have his little group come here and as soon as I have a date for that I think that will satisfy some questions that Council has. Grant or not you're entitled to have answers to your questions and that's what we're going to do.

Lastly I want to offer thanks to Miss Saffold for helping me out the other evening over at JFK. It was a delight to have our Education Chairwoman there. Also an apology to her, she's had some confusing days with a number of misunderstandings that I tried to explain a few seconds ago and Cheryl, you're doing a good job, keep it up and don't let people that don't understand the process bother you.

INVOCATION/PLEDGE

Eddie L. Colbert, 7th Ward Councilman, opened the meeting with prayer followed by the Pledge of Allegiance.

ROLL CALL

MEMBERS PRESENT: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

**OFFICIALS
PRESENT**

Mayor O'Brien, Director Franklin, Law Director Hicks, Auditor Griffing, Treasurer Homlitas

DEPARTMENT HEADS

Chief Bowers, Chief Nussle, Gary Cicero, Bob Davis, Bob Pinti, Paul Makosky for Bill Totten, Mike Keys
ABSENT: Chris Stephenson, Tom Angelo, Sal DiLiello, Renee Cicero, Lisa Mazzochi, Tom Gaffney

**MOTION-ACCEPT
PREVIOUS MINUTES**

Motion Rucker, second Novak to accept the minutes of the last meeting but dispense with reading of the same. VIVA VOCE: Yes; 0 No. Motion passed.

REPORTS

MAYOR

MAYOR O'BRIEN: Thank you very much Mr. President. No report.

LAW DIRECTOR

MR. HICKS: Thank you Mr. President. One minor issue I'd like to bring up Mr. President. We, as you know, you and I have discussed this and are well a core of this. There seems to be some minor confusion with the standing of like the Ad Hoc Committees and some of the other committees that have been created as to how they operate or what the rules in other words they have to operate. Based upon the law these committees are clearly public bodies under the law because they have been created by Council to do a public purpose and as a result of that they come under the same rules and regulations as for example the standing committees and what I'm referring to is that the meetings are public, that they are to be properly announcements or notifications of when the meeting is to be held is to be put out timely under the rules. That minutes of those meetings must be kept and then placed on file and the reason I bring this up is a couple members of committees as well as the media has questioned that. Now I don't know if that hasn't been going on but it's just in case there's any confusion to make sure that everyone understands that. These are, these Ad Hoc Committees are although they are temporary, are in fact public bodies and must follow those rules.

The reason that's real important to bring out is because if you don't there are sanctions. If you don't follow those rules any action that is taken there and any decisions that are made there are null and void, number one. So it makes the whole, all that work and all that hard time and everything for not. Secondly, there can in fact be civil forfeitures. If action is brought against the body for locking someone out or keeping it not making these decisions in the public there can be civil forfeiture fines which also include attorney fees and so forth and quite frankly we're not inclined to want to pay those. And the bottom line is that the government works best out in the open where everyone can see what's going on. So please keep that in mind any of those who sit on some of those committees, I look to you to be the stall worth and having known that as Council Members remind them, cause a lot of citizens who don't have the training of the in-service on those type of issues perhaps don't quite understand that and we want to stay within the guidelines of the law. Thank you Mr. President.

PRESIDENT MARCHESE: Thank you Mr. Hicks and thank you for all your help you've done with those different committees.

AUDITOR

MR. GRIFFING: Thank you Mr. President. No report this evening.

TREASURER

MR. HOMLITAS: Thank you Mr. President. No report.

DIRECTOR

MR. FRANKLIN: Thank you Mr. President. The Tri-State Conference Council will hold its annual Banquet at 6 PM, May 1st at the Power of Penecost Banquet Hall, 2186 Parkman Road. Warren Utility Services Director Bob Davis will receive the community awards, the Community Service Award at that banquet and congratulations Mr. Davis. I'm not going to give ticket information but if you want that you can ask Mr. Davis or myself. Thank you Mr. President.

DEPARTMENT HEAD REPORTS

No reports tonight.

DIRECTOR FRANKLIN: Excuse me Mr. President. On more thing, I'd just like to announce or just state that I remember Mr. Dueber a couple meetings ago inquired about the erection of the signs at the skate park. Those rules and regulations are up and running regarding codes of conduct at the park. There were some language difficulties that caused sort of a delay, but it's up and we're going to enforce those rules. Thank you Mr. President.

MR. NOVAK: Thank you Mr. President. I just quickly would like to just address the Mayor and the Director. I saw on the news that Youngstown is going to have Federal Marshals, State Marshals, and High Patrol doing intervention over there and I would hope that we can approach those divisions and get some coverage over here too because you know what's going to happen if they bring the heat on over there they're going to push it all on over here to us. So you know I hope they can give us some coverage too because it's a well-known fact that you

know we're right in the line of what takes place here in this valley. So hopefully we can get some of those folks over there and get some of that zero tolerance. Thank you Mr. President.

MAYOR O'BRIEN: Thank you Mr. President. Mr. Novak I've had conversation with representative from the Attorney General's office and the Police Chief and Director and myself and, and representatives that will work toward saturation, law enforcement saturations you're referring to. They're doing that; they're accomplishing that in some specific areas of Youngstown and the State Patrol are using specific areas as it's deemed appropriate for State Patrol enforcement. Of course Youngstown's a little different than Warren in regards to whether State Patrol enforcement can be utilized, however we intend to use that same type of saturation. So we're, it's going to be coordinated through the Director and Police Chief and representatives, professional representatives. Thank you.

PRESIDENT MARCHESE: We need to put the National Guard over there Mr. Novak and (inaudible)

April 28, 2010

SUMMARY OF CORRESPONDENCE

THERE IS NO NEW CORRESPONDENCE FOR THIS EVENING.

THIS CORRESPONDENCE IS ON FILE IN THE CLERK OF COUNCIL OFFICE.

PUBLIC SPEAKING 7:40 PM

BOB WEITZEL, 1133 RAYMOND ST., WARREN, OHIO: My name's Bob Weitzel. I live at 1133 Raymond St. NW, Warren, Ohio. I'm the chairman and president of the Northwest Neighborhood Association and I'm here tonight to talk about the rental inspections that you're going to vote on tonight to keep those going. As a person who goes out with all the other neighborhood groups that help the city and cleans up our city and picks up trash, we've noticed over the past two years that this has been working. Some of those old rental properties that were terrible, we're seeing that they're getting cleaned up. Some of them that we consider them livable are now becoming livable. So we need to get this passed. We need to continue this and no way do we want to stop this. We have some renters or some people who rent properties who are hoping you'll vote 'no' tonight and not pass this. They've been holding off fixing up their places just simply to see if they can outwait you. Why please show them that they can't outwait you. Remember this is a cancer eating at our city as I spoke here two years ago when you passed this. Blight will destroy us. We can't go backwards, so I'm asking each of you ladies and gentlemen to vote and pass this and carry this on as a permanent resolution. We thank you very much. Thank you.

JAMES VALESKY, 625 MAHONING, WARREN, OHIO: Thank you Mr. President. Good evening. My name's James Valesky. I live at 625 Mahoning Avenue right here in Warren, Ohio. Good evening Council Members, members of the audience. I'm here this evening to invite you. Time is fast approaching for the Downtown Warren Business Association's annual spring clean-up. I'd like to invite you to come help continue this long tradition from where many of the other clean-ups were birthed, right here in downtown. And I'd like to and it's nice to know that doing by example works. And as you can see if you look at a calendar, we have numerous citywide clean-ups happening this month and I'd like to encourage you to attend not only the Downtown Business Association clean-up, but all the clean-ups throughout the city cause every little bit helps. It kind of goes back a few years, but every little bit helps.

This year I'm happy to inform you that we've had a great response from many individuals and community organizations. We'll be concentrating our efforts this year on Courthouse Square, the Amphitheater, Perkins Park and the surrounding area. Please come join us and support our community and maybe even have a little fun in the process. We are looking forward to working together. And now the clean-up will be scheduled for Sunday, May 2. Anyone who wants to help

tidy up our historic downtown can meet the downtown business association members and other volunteers at the gazebo on Courthouse Square. There are several reasons why we picked this particular date and probably one of the most important is the following week will be Relay For Life and we're very grateful that they've chosen our beautiful downtown to conduct this event and we'd like to have it looking as nice as possible for them. And as a reward for your efforts, volunteers will be treated to food and refreshments provided by the grateful Downtown Warren Business Association members. In closed I'd like to say, see you on the square and if you have any questions feel free to contact me and I'm be here for the remainder of the meeting. Most of you have my phone number and my e-mail address. Most of you have probably received this flyer in your e-mail. So thank you very much, hope to see you and God bless.

P.C. TORRES, 870 PACKARD ST., WARREN, OHIO: P. C. Torres III, 870 Packard Street. I just come here tonight to thank Helen Rucker. I know at many council meetings I've asked you to do a favor and recognize a person that I think doing a good job in the city, Crystal Buckley. I kind of wish Council would get together with her and see how she does it. Some kind of magic potion or whatever she does over there but I've had a couple people that's come up to me and say I've never been there in Warren. I say that place is nice. I said you wouldn't even know it's low income. She does a wonderful job and I appreciate Helen you know doing that for me and her, I'm sure. She's right over there and you're going to see her in a few minutes, but also wanted to announce we finalized a deal with Willie Jones Jr. I don't know if anybody knows him, but he's a, he still fights, I don't know why, but he still fights and he was one of the top fighters and the best title fighter in the 90's. You know the old 90's and he's got to, we're going to do a fight up there at Packard Music Hall, June 19th. It's going to be, we got a lot of good fighters from Cleveland and Akron, Youngstown and we call them ticket sellers cause these guys bring people in and they fight. And it's gonna be a packed house and from what I understand Willie's going to be here for about a week. So I don't know if Mayor, what you gotta do to welcome him in the city, slap him, whatever you do, I don't know what you do but-I mean I won't be there to help you but I, I'll find out what day he's going to be there. I don't know if you could even show him the city or whatever you guys do, I don't know. But we're kind of happy about it because he's a heavy weight; he's about 390 pounds, a huge guy; of course he's a heavy weight. You know he's on the card and so he'll be down and like I said June 19th at Packard Music Hall and we sold it on the building itself. We told them how beautiful the place is and you know the guys went and seen it today and they couldn't believe how nice. They said probably one of the best fight venue's in the country, they said. They just can't believe how, so the information will be on there, in the papers and all this stuff, so thank you.

ELIZABETH BALINT, 1081 KENMORE SE, WARREN, OHIO: My name is Elizabeth Balint. I'm at 1081 Kenmore SE and I'm a member of our Kenmore Neighborhood Association and our Southeast Side Community Association. I remember the first time I came here and I spoke and I was so upset and angry and I'm so excited tonight to say with our clean-ups that we have two clean-ups coming for Youngstown Road and the first one will be May 1st and it's at the Southeast Side Community and we'll be meeting at 9 AM on the corner of Kenmore SE and Youngstown Road which is the Aetna Building. And the following Saturday, May 8th we will be having our Kenmore Neighborhood Association clean-up. That will entail all planters that we've done on Youngstown Road and Kenmore, Willard, Perkinswood over by Ada and Summerset and Rogers and Hazelwood, probably the first two blocks. We'll do as much as we can. I have many senior citizens that are going to be out there, so that will be quite exciting.

One question I needed to ask because maybe I'm anal about this, I don't know, but on Youngstown Road, I didn't know if I need to ask for permission or whatever, but we have a couple of those abandoned buildings up by Crest Lanes and in the devil strip the weeds are very, very high. We're thinking about maybe skimming those just to get all the grass and the weeds out and just to kill the vegetation, if we could go ahead and do that. Nothing would grow there and it would be better. It would just have nothing there because then there would be very low maintenance. My main thing is very low maintenance for Youngstown Road because I know how busy it is. So I'd like to know if we could get some thoughts back from Council on that and I hope to see you all there. Free food. Free food. I am very, I am very excited about this because this is my nemesis and we're going to be getting the also a lot of the businesses. We're going to be talking to the businesses and we've got some good input from them already. Thank you.

PRESIDENT MARCHESE: Thank you Elizabeth. We can direct that question to Mr. Hicks. Can you answer that?

LAW DIRECTOR HICKS: Yeah Mr. President. Elizabeth what I'll have to do is talk to you a little clearer on what you're talking about. That is private property even though it's right-of-way. We have the right-of-way obviously which is a, there's a maintenance issue there. I, I don't what skimming, what you're talking about because if you're changing the property substantially that could be an issue. I, I and what we'll do is we'll talk after or we can go out in the

hall when they're doing all their other perfunctory duties in here. To answer more clearly I just gotta be sure, that is still private property there that belongs to whomever and I just don't want you or your organization or anybody else to come back on to say you've done something to alter in some harmful way and I don't know that you are, but that's what we've got to talk about. Thank you.

BARBARA LOOMIS, 1044 HARRISON ST. N.E., WARREN, OHIO: My name is Barbara Loomis. I live at 1044 Harrison St. NE and I've been there 34 years. Michael was once my council with Doug and we're still fighting the fight. I think we were one of the first for years ago, 25 years ago at least, we had a block watch group. Times have changed a lot. We've had one, we don't want it; we've had one. Adam has tried his darnest to get people interested. But it seems now we have what I like to call a group of mini-miroders, they range from probably 3rd grade to 18, 19 year olds. They (inaudible). They've stolen bikes off porches in broad daylight. They break windows. They beat up a 4th grader; a 4th grade girl. Also beat up a 18 year old boy who was outside on his own time cleaning up debris in two houses for elderly people and around the bar. And Sunday as my daughter was coming around the corner on Logan there was a kid that was a 4th grader standing in the middle of the road at 4 in the afternoon with at least an 8 inch butcher knife. Just standing around, looking around. The, we have a bar in the neighborhood it's a private club, called Sons of Italy. They've established at least two thousand dollars worth of damage in broken windows from the kids or adults that go up and down of what will eventually become the bike path. They also throw rocks at the patient's cars damaging them. It's gotten to the point where even telling a 4th and 5th grader or a group of them at an intersection to go home where they belong; they get down right in your face and I've seen police cars go by on a call, you know not racing to a call, but where there's been a number of six or eight youths gathered or there's no home. No one stops to say, hey where do you live? Are you suppose to be around here? They take up the whole width of the street once again, they don't move. Do not move at all. You can honk your horn, yell, you can threaten. They don't move. If they do this in 3rd and 4th and junior high, look what I have to look forward to when they hit high school.

I don't know where we're headed, but I don't like it. And I really am fed up enough to leave. I never thought I'd say that.

PRESIDENT MARCHESE: If you would wait till the end of the meeting there's no reason, something's very seriously wrong if we can't handle something like that. If you'd wait till after the meeting Mrs. Morn, the Director and Chief Bowers I know is very giving of his time, will sit down and try to come up with some plan of action, if you can wait till the end of the meeting. We won't be long tonight.

LARRY DUEBER, 1747 ESTABROOK NW, WARREN, OHIO: Thank you Mr. President. Larry Dueber, 1747 Estabrook on the northwest side. Many people look at laws that we pass across our country as a form of punishment when in fact it's meant to protect us, and I think the rental property ordinance tonight is a perfect example to protect our community; protect our neighborhoods. Two thank you's I want to express and I have in the past. I'm going to repeat it. Former 4th Ward Councilman Bob Holmes initially introduced this about four years ago and he wisely tabled it knowing at that time there was no support on Council to pass it. Second thank you to the Deputy Health Commissioner Bob Pinti for his efforts in putting this in place making it work over the last two years. Now we have it and I think the support is there and I think it's remarkable that this changed people see that it can work as Mr. Weitzel mentioned. I think as time goes on if we work with the landlords in particular, I know many who were opposed to it and still may be, to see that it's in their best interest and the best interest of the renters and the best interest mostly of our community itself to make this work. And we do need this and making it permanent I think is to the benefit of all.

The skateboard park that I want to thank Mr. Keys and also Mr. Franklin. I stopped there a couple weeks ago before the meeting and the sign wasn't there; talked to some of the young people. They're very appreciative of it. I stopped on the way tonight saw the sign there. There were more young people there. They came up and shook my hand seeing an adult there. Knowing and seeing an adult there; who's the adult there watching them. Telling them we worked to get this in place. They thanked us. They think it's wonderful and they know they have to police it themselves. They know they have to take care of it if its going to remain there. I've talked to Mr. Keys, one piece of equipment in there needs to come out. That table is dangerous. The kids just sit at it and skateboarders go whipping by them. That table needs to be taken out of there. It's bolted in there. They try to go around it when they have that little ramp there. It's dangerous. It think it needs to be taken out and I think the kids would like to see that bench out or that table out cause it really has no place in there, but they really do enjoy it and I know there's going to be a lot of usage as the summer goes on. I know the neighbors are going to be watching so we want to make sure that they are taken care of.

The Ad Hoc Committees that Mr. Hicks talked about; they are all public. I don't know anybody would say none of them were public, cause they all have been public. I don't know who's squawking about that.

One last thing back to the skateboard park real quick, still haven't seen any articles in the Tribune. No ribbon cutting at all, e-mail, please Mr. Robinson at the Tribune, robinson@tribtoday.com stating that we want to see an article or two with pictures in the paper interviewing our young people. Seventy-five thousand dollars of federal money was spent on this project. It took five years to get it in place and we have seen nothing about it. We have pictures of brick walkways downtown that we put in and everything else that we're doing, spending taxpayers dollars, but there's been nothing here on our young people's opportunity to take advantage of this park. And we have this recreation committee, ad hoc committee that the president set up and we want to make sure the kids have all these things to do but yet we don't showcase it. Let's please showcase the skate park for the benefit of our young people. Thank you Mr. President.

PRESIDENT MARCHESE: Thank you Mr. Dueber and a good point about a grand opening perhaps.

I have the pleasure of saying perhaps the dean of landscape people in Trumbull County, not only Warren and a good friend and how many of my weddings were you in? All of them?

DAVID PANKOVICH, 417 STATE RD., WARREN, OHIO: (Started off not turning microphone on) So these illegal aliens which are your neighbors are guys that are doing tree work and landscaping on the side. I have to pay social security, workers comp., unemployment compensation, state tax, city tax, cat tax, I mean liability insurance everything that these guys don't have to pay. I've got guys that have different jobs; work a full-time job somewhere else where they get 401K's and paid holidays and we don't have that option. We don't have as you get laid-off like at Delphi, you don't have a buy-out program at Gaumer Landscape. They say, thanks, see you later. So you know we're in a business here that's being taken over by these people that are going on the side.

What I'm asking for is maybe the city to license all these people. I don't like government involved in anything, but I'm asking you to help protect me. Number one me and my employees are paying city income tax. The city's broke, so why not get a couple more people to help us out. You know all these people, they're not paying in to social security. They're not paying in to any of these benefits. A guy with three guys can charge thirty dollars an hour, now figure this out, thirty dollars an hour, work ten hours a day with three guys. That's nine hundred dollars a day gross, tax free. I don't know of anybody in here making that kind of money. Dan, even you. So here's three guys with a couple of lawn mowers can gross this kind of money and not pay any tax on it whereas if I had that I'd make forty bucks after paying all my overhead costs, so what I'm looking for is in order to get a license to make sure that they have the paper work, a vendor's license. Make sure you are registered with the City of Warren. Maybe get somebody, pull somebody that's laid off. I'm sure with the fines incurred with all these illegals that it would be more than enough to carry another employee here in the city. You know I've lost like the Trumbull County Library; guys that do it on the side. I lost that job. You know government agencies, condo associations, I've lost that. Trumbull Metropolitan Housing Authority, I've lost all those. A lot of these are working for wages that I charged back in 1985. I, it's just getting hard to compete and I can't compete with the overhead costs in my business so in closing if you don't help me, I have a couple other choices. I can sell crack, rob convenient stores, prostitution, all these things I don't think I'd be real good at. I'm a real good landscaper and I want to keep it that way. I don't want to have to leave to go somewhere else.

PRESIDENT MARCHESE: Back in the day there was umpteen girls that would follow you, still do. Dave what we can do and a couple things come to mind. I know, what was it Al, '94, Mr. Novak and I passed an ordinance that required the age old problem in this town is enforcement. We passed the thing requiring at least to get the income tax and registration from, Al, do you remember what it was?

MR. NOVAK: Yes, thank you Mr. President. Yes we have in place that there is a permit fee and registration for anyone working in the city and I more than anyone, I can assure you that if you talk to Mr. Gaffney in the Income Tax Department, our Tax Administrator, I call him more than anybody. Every truck that I see-a big Dodge Ram pulling a trailer of mowers, I turn the license numbers in to him. I just called to day down to the Building Department and reported some folks doing illegal roofing and plumbing and wiring. So it comes down to the issue of you know putting this you know out there getting enforcement and I agree with you, it needs to be enforced, and I think we need to get to these government agencies that are allowing these underpaid people to do those jobs and this is taxpayer money that is paying for this. So we need to get with those agencies and find out why they've gone with, no matter who's doing it, I guarantee they're not paying any taxes or workers comp. like you said. So –

MR. PANKOVICH: (Did not use microphone) happen here in just the City of Warren. A police officer, all they have to do is drive up and down any street, start writing down numbers, ask a couple questions and say hey, this is what you have to do to comply. If you don't you can't operate in the city.

MR. NOVAK: Right. We did the same thing with contractors, with electricians, with plumbers. We require all of that. So I think it's I think it's something that we need to concentrate on and I've spoken with you before and I agree with you wholeheartedly.

MR. PANKOVICH: Anybody with a trailer, with mowers. I've caught guys with hundreds of dollars worth of tree equipment that don't have workers comp. or don't pay it. I know it, that's a fact and they're paying guys under the table (inaudible-no microphone used)

PRESIDENT MARCHESE: It seems to me what we have to do is target these scabs. I'll tell you what stay around after the meeting okay, and young Mr. Homlitas heads the Income Tax Department, we'll share some names. You got the names, I know you do. We'll go after these guys. Mr. Homlitas, that's the way to do this right? We'll just attack the sources.

MR. PANKOVICH: I just want to go to work. I don't want to have to squeal on people.

PRESIDENT MARCHESE: I know, I know and I don't want you to go back to the prostitution. (Mr. Pankovich is still commenting also). The way it's going, I was going to ask you.

Also I spy our bright, young engineer who's going to join us in that discussion. So Dave you stay after the meeting, we'll put a couple of us together, okay?

MR. PANKOVICH: One more (inaudible) on Garden Street and I'd like to thank Mr. Bob Pinti and Renee Cicero they let me take two and a half dump truck loads of tires down there. (inaudible)

PRESIDENT MARCHESE: Well sure and we appreciate it.

STANDING COMMITTEE REPORTS

STRATEGIC PLANNING MR. DEAN: Thank you Mr. President. I'd expected to have legislation before this Council this Council meeting but it looks like next Council meeting. I understand Mr. Ries was on vacation this week that I look forward to next Council meeting. Thank you.

FINANCE MR. NOVAK: Thank you Mr. President. The Finance Committee met yesterday to review the agenda for today's meeting and the Finance Committee voted in favor of recommending passage on Drafts 3023 and 3028. Thank you Mr. President.

SPECIAL COMMITTEE REPORTS

NEIGHBORHOOD LIASON MR. COLBERT: Thank you Mr. President. On Monday, April 26th our group did meet. We had a number of the local neighborhood groups there. Our goal for this group is to provide for a forum for all of our groups throughout Warren who individually and many times in a cooperative sense have went out and tried to do well and tried to do good for the city. Our hope is that we can provide a forum and platform for them to be able to get in the same room with each other and be able to coordinate their actions together to kind of get a bigger boom out of their efforts. And from our standpoint as Council we let them know that we are here to provide them with the resources that, that are appropriate from the city's standpoint.

4-28-10

We did schedule our next meeting for April 5th at 5 o'clock, May 5th at 5 o'clock and we hope to see all the groups there. We hope to move this forward and have a successful citywide clean-up. Thank you.

RECOGNITION RESOLUTIONS

**DRAFT 3022
CRYSTAL BUCKLEY**

A resolution for the purpose of honoring and commending Crystal Buckley.

Mrs. Rucker requests the clerk to read in its entirety Draft 3022.

READ

Clerk reads same

MOTION FOR PASSAGE

Motion Rucker, second Novak to pass Draft 3022.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean,

NO: None.

PASSED
RES. 4459/10

10 YES; 0 NO. Motion passed. Draft 3022 is now RES. 4459/10.

The resolution was presented to Crystal Buckley and remarks were made by Alford Novak and Helen Rucker.

**DRAFT 3025
WARREN'S HALL OF
FAME**

A resolution for the purpose of honoring and commending this year's inductees into the Warren High Schools' distinguished alumni Hall of Fame.

Ms. Saffold requests the clerk to read the title on Draft 3025.

READ

Clerk reads same.

MOTION FOR PASSAGE

Motion Saffold, second Novak to pass Draft 3025.

REMARKS

None.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean,
Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
RES. 4460/10

10 YEAS; 0 NO. Motion passed. Draft 3025 is now RES. 4460/10.

**DRAFT 3027
#3 TURN-WARREN
FIRE DEPT.**

A resolution for the purpose of recognizing members of #3Turn of the Warren Fire Department for their heroic efforts in locating and removing two persons from a structure fire at 525 Maryland NE on March 2, 2010.

Mr. Colbert requests the clerk to read in its entirety Draft 3027.

READ

Clerk reads same.

MOTION FOR PASSAGE

Motion Colbert, second Novak to pass Draft 3027 as read.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
RES. 4461/10

10 YEAS; 0 NO. Motion passed. Draft 3027 is now RES. 4461/10.

4-28-10

Presentation of the resolutions to members of #3 Turn of the Warren Fire Department was made by Eddie Colbert with remarks by Chief Nussle and Director Doug Franklin.

LEGISLATION FOR PASSAGE

**DRAFT 3023
COMMUNITY
REGENERATION &
INNOVATION ACT**

A resolution for the purpose of supporting the passage of the Community Regeneration, Sustainability and Innovation Act (CRSI) HR 932/S453.

Mrs. Rucker requests the clerk to read the title on Draft 3023.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Rucker, second Saffold to suspend the rule requiring three readings on Draft 3023.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed

MOTION FOR PASSAGE

Motion Rucker, second Novak to pass Draft 3023.

REMARKS

None.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
RES. 4462/10

10 YES; 0 NO. Motion passed. Draft 3023 is now RES. 4462/10.

**DRAFT 3024
ASBESTOS**

An ordinance for the purpose of authorizing the Mayor and the Director of Public Service and Safety to advertise for bids and enter into contract(s) for the abatement of asbestos in properties located in the City of Warren using the Neighborhood Stabilization Program (NSP) Funds and declaring an emergency.

Ms. Saffold requests the clerk to read the title on Draft 3024.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Saffold, second Novak to suspend the rule requiring three readings on Draft 3024.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Saffold, second Novak to pass Draft 3024.

REMARKS

None.

4-28-10

ROLL CALL YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED 10 YES; 0 NO. Motion passed. Draft 3024 is now ORD. 12271/10.
ORD. 12271/10

DRAFT 3026 A resolution for the purpose of establishing a sister city relationship
ACCO, ISRAEL between Warren, Ohio and Acco, Israel.

Ms. Saffold requests the clerk to read the title on Draft 3026.

READ Clerk reads same.

MOTION –SUSPEND Motion Saffold, second Novak to suspend the rule requiring three
THREE READINGS readings on Draft 3026.

ROLL CALL YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED 10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE Motion Saffold, second Novak to pass Draft 3026 as read.

REMARKS

None.

ROLL CALL YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED 10 YES; 0 NO. Motion passed. Draft 3026 is now RES. 4463/10.
RES. 4463/10

DRAFT 3028 An ordinance for the purpose of repealing various provisions of Section
DWELLING PERMIT 1367.10 (Dwelling Permit) of the codified ordinances of the City of
Warren for the purpose, among other things, of assuring that particular
fees relative to the regulation and inspection of non-owner occupied
dwelling units within the City of Warren continue on after May 31,
2010 and declaring an emergency.

Mr. Flask requests the clerk to read the title on Draft 3028.

READ Clerk reads same.

MOTION-SUSPEND Motion Flask, second Dean to suspend the rule requiring three readings
THREE READINGS on Draft 3028.

ROLL CALL YES: Colbert, Sferra, Rucker, Dean, Dippolito,
Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED 10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE Motion Flask, second Dean to pass Draft 3028.

REMARKS

MR. FLASK: Thank you Mr. President. I'd like to thank Mr. Pinti for his dedication with this piece from day one. He is, he brought it to this Council's attention some time ago. There was quite some concern with this piece in the very beginning to the point to where it was drafted and re-drafted and tabled and there were some very unhappy Council Members at that time when I moved to lift that from table. I'm glad to see that it has had a great success and I hope that this piece will continue on to have that success. I'm glad to see that, at least to my knowledge, there's no opposition to it. So I thank you Mr. President.

MRS. RUCKER: Thank you Mr. President. When it passed before I think the opposition wasn't to the idea, it was to the method and I think it's come full circle because it was my desire at that time that this project was done in house and here it is, and I want to thank the employees and Mr. Pinti and his department because they're taking on a huge undertaking and it's going to take a lot of work, a lot of extra hours and time on their part. But I'm glad to see this is back into the hands of the Health Department and our employees are willing to take this on. Thank you Mr. President.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
ORD. 12272/10

10 YES; 0 NO. Motion passed. Draft 3028 is now ORD. 12272/10.

**DRAFT 3029
FLOOD CONTROL**

An ordinance for the purpose of repealing and reenacting Chapter 1331 (Flood Control) of the codified ordinances of the City of Warren, Ohio for the purpose of providing standards and procedures intended to reduce or prevent flood damage and declaring an emergency.

Mrs. Morn requests the clerk to read the title on Draft 3029.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Morn, second Rucker to suspend the rule requiring three readings on Draft 3029.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Morn, second Novak to pass Draft 3029 as read.

REMARKS

MR. BROWN: Thank you. As these flood control devices come in to place and as the flood maps change I wonder if there's a map, maybe I guess this is directed towards the engineer, that I'm wondering people are paying extra for flood insurance in areas of our city and if they are no longer in a flood plain I doubt that their insurance companies are letting them know that. Is there a map someway that the citizens or maybe the Tribune could put out that showed where the new flood plains are?

MR. MAKOSKY: (Responded without using the microphone) I'd have to speak with the Building Official to get more information on that. But I believe the legislation that's before you tonight is an upgrade or improvement on the maps which were probably generated about thirty or forty years ago. And so I know I spoke with Chris

4-28-10

Tanneyhill several times (inaudible) and I think the legislation is needed (inaudible) to move forward (inaudible)

It's very doubtful that there are changes in flood plains. Once they're established they're pretty much in place unless they go through the Army Corp of Engineers to add, fill or change the (inaudible) But if you have specific questions I'll try to work with Chris to get you an answer.

MR. BROWN: Okay, thank you.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
ORD. 12273/10

10 YES; 0 NO. Motion passed. Draft 3029 is now ORD. 12273/10.

SECOND READING

**DRAFT 3010
CITY OF CLEVELAND
COLLECTING CITY OF
WARREN INCOME
TAXES**

An ordinance for the purpose of authorizing the Mayor and the Director of Public Service and Safety, on behalf of the City of Warren, to enter into agreement(s) with the City of Cleveland, Ohio for the purpose of the latter acting as the agent of the City of Warren and its officers and officials, for the purpose of administering the income laws of the City of Warren and collecting the income taxes due and owing to the City of Warren, restricted to delinquency issues referred to the City of Cleveland, Ohio by the City of Warren's treasurer, including the collection of outstanding balances and the pursuit of non-filed tax returns and other delinquency programs as agreed to by the City of Cleveland, Ohio and the City of Warren's treasurer and declaring an emergency.

Mr. Dean requests the clerk to read the title on Draft 3010.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Dean, second Novak to suspend the rule requiring three readings on Draft 3010.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed

MOTION FOR PASSAGE

Motion Dean, second Novak to pass Draft 3010.

REMARKS

None.

ROLL CALL

YES: Colbert, Sferra, Rucker, Dean, Dippolito, Novak, Brown, Morn, Flask, Saffold

NO: None.

PASSED
ORD. 12274/10

10 YES; 0 NO. Motion passed. Draft 3010 is now ORD. 12274/10.

**DRAFT 3015
MAIN STREET
WARREN MONIES**

An ordinance for the purpose of authorizing the Mayor and the Director of Public Service and Safety to grant to Main Street Warren eighteen thousand dollars of city funds for use by Main Street Warren consistent with Main Street Warren's mission: appropriating monies therefore and declaring an emergency.

Mr. Flask requests the clerk to read the title on Draft 3015 and place it in second reading.

READ

Clerk reads same.

PRESIDENT MARCHESE: Draft 3015 is placed in first reading.

CLERK: Second

PRESIDENT MARCHESE: Second reading. I now refer that to the Council of a Whole meeting of May 13th at 6 PM.

MISCELLANEOUS 8:42 PM

MR. SFERRA

Thank you Mr. President. Just a point of information as to what the Law Director was saying when I first sat in Council, before you were born Eddie, all the legislation had to be read in its entirety. So when we had the budget the clerk would start it out and every one of us would take two or three pages and it would take like an hour to read it. So we're all pretty damn lucky. Thank you.

MRS. RUCKER

Thank you Mr. President. I'm just happy to see in our packet that the House Bill 445 on the redistricting as an amendment to the establishment of the entertainment district and I thank Representative Letson and how soon will this be passed? Or is it passed?

MR. LETSON: Thank you very much councilwoman, Mr. President. This has had its first and second hearings. The chairman of the committee Representative Gerberry will be bringing it up for a vote I believe either on I believe two weeks from today, yes on Wednesday. So it should be passed. There is a companion piece to this bill that I believe was dropped yesterday from the Senate. That would be Senator Cafaro was presenting that. It is the companion to this. There is an addendum that Representative Clyde Evans, a Republican from southern Ohio and Senator John Cherry from southern Ohio would like to add to this having to do with golf courses that they could be brought in because they would have the acreage necessary. Most of their revenue is derived from the playing of golf and not from the sale of alcohol. So they would like a friendly amendment in that. I am, I am totally in agreement with that because it would give us some Republican backing in both houses. So I look forward to this making it through in this general assembly. It will make it out of committee in May and hopefully get to the floor of the house hopefully before we break for the summer. So thank you. If there are any other inquiries I'd be happy to answer either now or once you've adjourned. Thank you.

MRS. RUCKER: Thank you Mr. President.

MR. DEAN

Thank you Mr. President. To the Auditor, to the Mayor, to the Safety-Service Director, to the Treasurer, to Council Member Dippoltio, to Council Member Al Novak, to Council Member Vince Flask, to Councilwoman Saffold, to Council Member Dan Sferra, and to Director's Davis and Director Pinti three young people last Saturday received a check for one thousand dollars from A. Phillip Randolph. For those of us who were there and listened to those young people not only where they've been but where they plan to go we were all beaming with pride. So to all of you who made that contribution and who were there, I'd like to thank you on behalf of A. Phillip Randolph.

Secondly, I think Mayor and Doug you may recall a few years back there was a committee formed, community police relationship I believe it was called with John Temple and Cliff Johnson and John Robertson. I think there were ten suggestions made in their report to you and I do believe all except one was completed. Right off the top was one for a public information officer and it was kind of odd that all of us on the

committee agreed that that officer ought to be Jeff Cole. And Jeff Cole talked an awful lot about his being in the Air Force. I remember looking at his job performance reports. Every report time and time again you would see the word integrity, capability, capable throughout every report. I think everybody who knows Jeff up and down this change of command the words integrity, capable are often said to him and about him. For what he's done in maybe a little bit of a difficult time I think that from at least one Council Member, I'd like to let him know that that's appreciated. And that there should be no shadow of any kind cast upon his work at any time. He will tell you in a minute he will call the facts as they are and let the chips fall where they may and that's what he does for a living. He's our public affairs officer. He's a detective and he's also the Internal Affairs Officer. He's three-

pronged and he does a great job and a great service in all three capacities. Thank you Mr. President.

MR. DIPPOLITO

Thank you Mr. President. In regarding to our Draft that we just passed going with the City of Cleveland on tax work. I'll share something with you that happened to me on the 14th, that would have been Wednesday, our last meeting time. The day before filing your tax returns. At any event I decided to walk my tax return again down to the city and turn it in and maybe move on. So when I did that I went down and there was a fairly long line in front waiting and the people standing in line and the people standing in line looked and said to me it shouldn't take long, they move along pretty fast. Well I was in a hurry so I decided to drop my return in the box. There was a box there which was very convenient and now that was on a Wednesday, okay. And when I get the mail on Monday, I must have missed something, left the schedule off of my return and all I wanted to tell you is that I don't think that the RITA or City of Cleveland or 14 or 15 thousand new IRS agents can do it any better or turn it around any faster than we did here in our department, the tax office. Thank you Mr. President.

MR. NOVAK

Thank you Mr. President. I'd just like to say in the words of Jimmie Durante, Good Night everything was 10/0. And he also used to say Good Night Mrs. Galabash wherever you are and that was his wife.

I think this shows something that we need the unity. We need to work together especially on this issue of the rental properties. I know when it was proposed before there was a lot of debate, there was a lot of uncertainty. But as all Council here showed tonight, it's a great concern of ours and we must also realize too that sometimes there are owner occupied properties that have to be inspected and have to be cited. But it's, it's our only path away from living in a city that is going to move forward instead of backwards. I congratulate everybody for supporting that and thank all those folks, I've got some out in my neighborhood Mr. Bator was out today, mowing and weed whacking at some of the houses that are bankruptcy in our neighborhood. So thank all those people here, those unsung hero's again that mow yards in their neighborhoods and pick up trash and make a difference and never ask to be spoken of or given a recognition resolution. They're doing it from their heart and they're doing it because they care about their neighborhood and their city. Thank you Mr. President.

MR. BROWN

Thank you Mr. President. Earlier this week I spoke with the Mayor about the possibility of reinstituting the Arbor Committee that is presently on the books. I've been thinking about this since we honored Dr. Dusza a few months back and I think that it would be a great thing for our city. We can acquire trees for free, I believe, I'm working on that. This is being said because Arbor Day is Friday so why be hurry on this, but you know our city, you live on a street named Maple Street. I live on a street named Oak Knoll. There's Oak Street, there's Elm Street in this town. There were beautiful trees all over this town and there are federal grants available to take trees down that are no longer

servicable and plant trees. So there may be a way that we could get rid of some of those trees that are a hindrance.

Something interesting happened just this week up at Garfield School where we are having a community garden. As they were clearing the community garden they came across a plaque in the ground that says planted by Garfield students, Arbor Day 1973 and '74. And here are those trees today some what 36 years later that probably people drive by every day and say I planted that tree. You know and I think it would be a nice way to beautify our town while we don't have a lot of money to do things. Youngstown is presently doing that. I've spoken with them several times, an organization called Trees Please and they're willing to come up here and speak to us as Council as a Whole. They'll be more forthcoming very soon on this and we'll call a formal meeting. Thank you.

PRESIDENT MARCHESE: Thank you Mr. Brown and I'm sure Mr. Pankovich could give us some names of some people who know the tree industry that you know some of these guys that put a saw in the back of their car and go around and do stuff for cash. But I'm sure there's trees in Youngstown that are being stolen in Warren and planted there anyhow.

MRS. MORN

Thank you Mr. President. I just want to add to a couple more of the clean-ups. Also on Saturday May 1st the Historic Perkins Neighborhood Association is having their clean-up and that's at 9 AM on the corner of Mahoning Avenue and Belmont. As Elizabeth said SESTA's going to have theirs on May 1st also and just in case it rains they're going to move the clean-up to May 8th and as Mr. Valesky says the Downtown Businessman Association is going to be May 2nd and I don't know if he's got a rain date planned. No rain date. Thank you Mr. President.

MR. FLASK

Thank you Mr. President. You know having sat on this Council for seven years now I've sat through quite a few campaign seasons and I'm very disappointed actually that I haven't had to sit through this year's speech from our Law Director in regards to signage. Campaign signs, we hear it at every campaign season Mr. Hicks. I assure you that people that I know that are out there putting up signs I've let them know that they do not belong in the city right of ways. Maybe you could give us your annual speech on signage and where it does and does not belong.

LAW DIRECTOR HICKS: Mr. President, not to delay the evening, but actually it's been pretty good this year that's probably why I haven't complained as I normally do when we see them everywhere. But as we know the signs need not to be in the right of ways and the public right of ways and the traffic islands and what have you. I do see a few of them though thankfully cause they're in Howland all along 82, but that's for Howland to worry about. Unfortunately today's political sign becomes tomorrow's litter and debris because particularly those that don't have a race in November don't bother to go out and find them to reuse them later in the year and that's a sad thing. So part of our clean-ups after the May 2nd lets make sure we all get out there and help those folks remove those signs and they're suppose to come out of the ground within ten days after the election. But we know like you said some of them get forgotten so if we all put our own effort in there and just start picking them up it will make our city better. Thank you Mr. President.

MS. SAFFOLD

Thank you Mr. President. As Chairman of the Education and the Recreational Committees Mr. Dueber I'd be honored to spear-head a formal cutting and opening ceremony for the skate park. So I'll get together with you. We can trade information. Well you probably have names that I would need in reference to participants. I will proceed. I'll get together with the administration and Mr. Marchese and report basically our agenda and plans.

Also I would like to thank Director Franklin and at large Councilwoman Rucker to attending the 6th Wards monthly meeting which was held this past Monday. Miss Rucker along with marketing consultant Herb Caldwell gave a wonderful presentation on how to start your own business. So thank you again for attending and being a presenter.

Finally I would like to announce that the 6th Ward will hold its first tire collection and recycling program on Saturday, May 8th from 9 till 12 Noon at the Southwest Park. Mrs. Renee Cicero has agreed to provide a, I believe it's called a rollover, that will accommodate a few hundred tires. Off-rolloff, thank you. So I'm going to be meeting with the Law Director to make certain that this is legal but as an incentive a local retailer has agreed to donate 5 and 10 dollar gift cards for citizens who actually bring in from 5 to 10 tires. So I'm very excited about this program. Thank you Mr. President.

PRESIDENT MARCHESE: Any of those people giving out the coupons do they, I got to get some trees cut in my yard, any of them?

MS. SAFFOLD: I'll work on it.

MRS. RUCKER: Thank you Mr. President. Council will be retiring to the Blue Magoo's for refreshments. Move to adjourn.

ADJOURNMENT 8:59PM

MOTION FOR ADJOURNMENT

Motion Rucker, second Novak to adjourn the meeting at 8:59 PM.
VIVA VOCE: ALL YES. Meeting is adjourned.

dkn

Robert A. Marchese, President of Council

Darla K. Neugebauer, Clerk of Council, C.M.C.
