

Warren, Ohio

MINUTES

REGULAR MEETING WARREN CITY COUNCIL

APRIL 14, 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: Before our invocation tonight, we are a family in this city and this community is a part of that. Tonight before we pray would you join with us as several people have departed from this community. Mary the mother of Mike Keys and Zachary Nolen, Josuha Sherbourne, and Michael Theodore three young recruits on their way to the military. Join us now in a moment of silence.

INVOCATION/PLEDGE

Cheryl Saffold, 6th Ward Councilwoman, opened the meeting with prayer followed by the Pledge of Allegiance.

ROLL CALL

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

**OFFICIALS
PRESENT**

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

DEPARTMENT HEADS

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

**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, Members of Council; today at 3 o'clock the Warren City Board of Health had a special meeting and they acted on 73 homes for demolition today. I say that because in the last few months the Warren City Health Board has acted on between 350 and 370 homes for demolition. This is all wrapping in to the funds for Neighborhood Stabilization I. Now when we had a meeting some months ago at the Director's office between the Director and myself and Mr. Pinti and Mr. Keys, Laurie Graham from Community Development Department and representatives from the Engineering, Building Department. It was a daunting task for houses to be toured, pictures to be taken and so on and it was quite a task individually for the Health Department and Community Development Department. Health Department, their sanitarians Mr. Angelo and Marlin Bartholomew and of course Community Development Department and Mr. Keys by specifically Laurie Graham. Well as I said, as the action today of 73 homes was complete between 350 and 370 homes that will be again like the other homes checked for asbestos and developed in to packages for bids for demolition. I want to go on record for saying there's no city in the Mahoning Valley and no county of Trumbull or Mahoning County that is anywhere near the completion of the Neighborhood Stabilization as the City of Warren is in the respect of the homes have all been inspected, the hearings have all been taken and the condemnation hearings and demolition hearings have all taken place. So again, under the direction of Mr. Pinti of the Health Department; Mr. Keys of Community Development Department, Mr. Totten and now Mr. Makosky of the Engineering Department this task is well under way. So, and Members of Council, for instance Mr. Novak, I don't know maybe 6 homes just on Freeman

Street alone done today. So with, there's an awful lot of work going on with the volunteer board.

In conjunction with that, last Friday starting at 8:30, 9:00 o'clock in the morning starting at the United Methodist Church on North Park Avenue for breakfast, the Director was there, myself and members of the Mahoning Valley Organizing Collaborative, United Methodist Church Pastor Rick Oaks and volunteers from United Methodist Church, Belmont Avenue and Atlantic Street Neighborhood Association along with representatives from Warren Police Department, the Operations Department and Councilman Novak and Councilwoman Morn where they were boarding up homes. The volunteers, volunteer labor organized through youth build and the everything was volunteer including the breakfast by members of United Methodist Church to make a difference in that Atlantic Street, Belmont neighborhood. Boarding up problems before they're demolished; again this neighborhood organization towards the same type of stabilization for the community.

In addition to that, I received as I was in a meeting at the Board of Health today, I received a call from Congressman Ryan. The City of Warren is a recipient from the Department of Emergency Management Division of FEMA, a recipient for the Warren Fire Department, a recipient of 214,000 dollars. Now this money is to be spent on activities limited to training, equipment, personal protection equipment, wellness and fitness and health and safety modifications to stations and facilities. Just as an example the City of Warren Fire Department recipient, 214,000 dollars. Parma Fire Department, they are a recipient of 29,000 dollars; Chillicothe, 29,000 dollars; Hamilton, Ohio, 18,000 dollars; Wellsville, Ohio 120,000 dollars; Toledo, Ohio 72,000 dollars, Warren, Ohio 214,000 dollars. So thanks to representatives from the Fire Department, Randy Stalk, Congressman Ryan, the bottom line is the City of Warren is a recipient of 214,000 dollars and that money will be spent wisely for those issues that I referred to. And that would be the end of my report, thank you.

LAW DIRECTOR

MR. HICKS: Thank you Mr. President. Like to report that I have recently been asked to serve, by the Ohio Municipal League, on the Legislative Policy Committee. The Legislative Policy Committee forms every couple of years to set the policy that our municipal league uses in directing the activities at the state legislature. So once again we are going to have a voice on that on what's important to us as cities that we take, as you know the municipal league is one of our lobbying arms and to take the two the legislators and try to convince them what is good for Warren as well as what is good for the other cities within the community. So I'm real happy to serve on that.

I've also been asked to serve on the committee on re-annexation by the Ohio Municipal League. There are some new annexation bills that is often times happening going on down in Columbus which would greatly restrict the city's abilities to expand and while although our areas of expansion are limited, expansion is, is always important to all cities and for growth and development. And this, this latest one that is in front of the legislature down there is quite, quite restrictive; almost making it impossible for a city to grow.

And I've been asked to serve with a number of other Law Director's on a special committee simply to watch this and get down there and lobby as well as speak to those issues when they have the hearings. And I'm very proud of that and again expressing the needs of Warren in those areas.

And one other note that last evening I had the pleasure of speaking along with Prosecutor Traci-Timko Rose at the Historical Perkins Neighborhood Association. It was a very enlightening and lively discussion and I was happy to be there I bring that up just to remind other groups that our office does offer speakers to your groups and we will come and interact with you. And it was a good thing; we got information we needed; hopefully we gave them some information they wanted and it was something positive and we're hoping that they will invite us back in the near future; we can keep that going and we will meet with the other groups when they're available to meet with us. So please keep that in mind when you're looking for folks at your neighborhood groups. Thank you Mr. President.

MRS. RUCKER: Mr. Hicks, the legislation has already been submitted for the annexation?

LAW DIRECTOR HICKS: Yes Ma'am.

MRS. RUCKER: Do you know the number?

LAW DIRECTOR HICKS: That folder is sitting on my desk and just off of my head I do not- I wanted to bring it today and I neglected to do that so I can't tell you that, no. But I have the I mean, it's that thick and it's available on line of course. Call the office. I'll be prosecuting tomorrow. Call and tell Diane, it's sitting right in front, my municipal stuff and she can give it to you and you need to look it over. It's very, very involved, but very, very, there's also if you go in to the Ohio Municipal League site there is a summary on that they have developed, a two-page summary so they can hit the highlights as they get all the legalee's that's in there. They can hit the highlights as to what the changes will be and the affects they'll have.

MRS. RUCKER: Okay, thank you. Thank you Mr. President.

AUDITOR

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

TREASURER

MR. GAFFNEY FOR MR. HOMLITAS: Thank you. Just a reminder to everybody. Tomorrow is perhaps the most exciting day of the year. It's the filing deadline for city taxes. Just a, just a reminder. Thank you.

DIRECTOR

MR. FRANKLIN: Thank you Mr. President, no report this evening.

DEPARTMENT HEAD REPORTS

No reports tonight.

April 14, 2010

SUMMARY OF CORRESPONDENCE

C-008-10
3-31-10

Received from the Environmental Services Dept.
The 2009 Annual Report.

REF: All Council Members

C-009-10
4-12-10

Received from the Planning and Platting Commission and Board of Appeals:

A letter stating that at a meeting held March 30, 2010 the members considered the replatting of lots, partial lots, and vacated streets in the Struble 4th addition located at 1460 Tod Avenue NW.

All members present voted in favor of this replat request.

The Board of Appeals considered a variance requested by Fairview Commercial Lending, 1460 Tod NW and the former St. Joseph Hospital for relief of the side yard setback requirements of existing structures of the replat.

All members present voted in favor of this variance request.

REF: All Council Members

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

PUBLIC SPEAKING 7:45 PM

TERRILL HARVEY, 1964 WICK SE, WARREN, OHIO: My name is Terrill Harvey. I live at 1964 Wick Street SE. I'm speaking tonight on an issue that happened a few weeks ago with the Warren City Police Officer. Something needs to be done because it's not right for a city cop to hold these, young, black, innocent boys who were on their way home from school and then didn't do anything wrong. So I don't understand why Officer Hoolihan did that to the kids. It's just not right for that to happen and that's all I have to say tonight.

GAYLE FERGUSON, 945 RIVERVIEW NW, WARREN, OHIO: My name's Gayle Ferguson. I live at 945 Riverview NW and I have a rental property on Dennison NW and I'm here to support the rental inspections. I think it's a good idea that these inspections have taken place and hopefully it will help other rentals to be kept up to par. Our city looks pretty bad in some places and it would really be a big help. I ask you all to vote 'yes' for that and thank you very much.

KAREN PRICE, 1244 MAXWELL, WARREN, OHIO: I've been a westsider for over 50 years and proud of it. Graduated from Harding in 1962. I'm here about this house around the corner from me on Parkman Road, 1748 Parkman Rd. This is what it looked like up until two weeks ago. Over the course of about three days, I thought they were remodeling cause who would know people would do this, but the owner who had it repossessed, got angry, stripped off three boards of aluminum siding, all the awnings, all the gutters, the rails, the storm doors, everything and sold it for scrap. Wells Fargo holds the mortgage. Her name is Mary Kay King. When I asked her about it; I just found out about this yesterday. It's been like this for a couple of weeks, but like I said, I thought they must be remodeling. I never guessed someone would right there on Parkman Road would just be blatant enough to do this. I called Mr. Pinti and Mr. Taneyhill and they came out right away and condemned the house. They are still there. The people are still there having yard sales in the front yard. So they don't care. They told me they were remodeling. Okay, but the people across the street who own Li'l Mac's said they watched them carry out the furnace and the venting, the water heater. Everything that has a speck of metal on it to cash in they took. This very nice house that is surrounded by other reasonable looking houses on the between the corners of Dennison and Clemons and this is what it looks like. Now to people that are coming down 422 who are coming from the airport and anything this is so blatant. This is what is going to greet them as they entered the City of Warren. I learned here tonight what the process is, what you do. That was going to be one of my questions, but I don't have to ask. I am hoping you will look in to this one and do whatever you can to get it down because it's really, really a really bad eyesore. I have a picture of it in my camera if anybody wants to see it what it looks like now. It's amazing.

PRESIDENT MARCHESE: Miss Price, if you would stay till the end of the meeting I know that Mr. Franklin the Safety Director and Mr. Colbert would meet with you and maybe they might pull in Mr. Pinti before he leaves too. So if you would stay till the end of the meeting we'll adjourn your meeting the back behind us and we'll try and figure out what we can do with this situation. That shouldn't happen to anyone and I prefer those people stay in Youngstown and do that. Mayor you wanted to talk.

MAYOR O'BRIEN: Ma'am, ma'am just, we're going to have the meeting after, but I just wanted to ask you a question. The person who lived in the house is the person stripping the house?

MISS PRICE: Yeah.

MAYOR O'BRIEN: Okay, and she admit it. Okay, just so I, okay. Just when you think you've heard everything.

AUTUMN MELONI, 1199 ELM RD NE, WARREN, OHIO: My name is Autumn Meloni. I own two adjacent lots on the corner of Elm Road and Dana. I have put my vehicle on the vacant lot since we purchased it in 2004. I recently was ticketed for not parking on an all-weather surface. I contact Tom Elder of the Engineering Department. He gave me two options with what I could do with the lot. I go quotes for them. One was for four thousand five hundred and the other one was for one thousand two hundred and that did include putting the gravel down and the prep work that my husband was going to be able to do. It is a very; it's a hazard pulling out of my driveway. I live right on the corner of Elm and Dana. If any of you know where that's at, it's almost impossible to back out of my driveway. I have a two-year old daughter. I'm scared to pull out of my driveway. At this point in time I can afford to put the gravel down but I can't afford to put the asphalt or concrete. I'm

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asking for permission to put down the gravel and I do intend at some point to put down the asphalt and gravel, but Mr. Elder told me I only had thirty days. And thirty days isn't enough to come, that's not enough time to save money to put that down and I'm asking permission to put down gravel until we can come up with a solution. And I spoke with the officer who ticketed me and he said he thought gravel was fine and there is no problem with that.

PRESIDENT MARCHESE: If you would Mrs. Meloni after the meeting young Mr. Makosky over there will get his feet wet with this project. It's probably better that Mr. Taneyhill is not around and Elder and at the same time I'm sure that the Mayor will jump in as well as Councilman Novak. Stay at the end of the meeting and we'll have the three of them get together.

MRS. MELONI: Thank you very much for your time.

ELIZABETH BALINT, 1081 KENMORE SE, WARREN, OHIO: My name is Elizabeth Balint and I live at 1081 Kenmore SE and I'm with the Kenmore Neighborhood Association and with the Southeast Community Association. I'm really proud to be a part of. I'm letting everyone know that our Kenmore Neighborhood Association clean-up will be June 8, 2010 and that will be including probably from Hazelwood, Adelaide, Kenmore, Willard and a few other streets in between and with Youngstown Road Cesta is planning their clean-up and plans are being finalized for Youngstown Road. So I'm very, very excited about that. I've gone around and I met some of the merchants. I found out who I'm to contact and gotten to talk with them and we have a lot of little new places that are coming up. And I've taken the Mayor's advice and I've gone to buy some local things and gone to the businesses and it's kind of interesting to meet everybody that way.

So hopefully within the next couple weeks we'll have our date planned and we'll invite the city and I'll invite everybody to help us with our entrance way in to Warren. So when our people go downtown to see the concerts and do everything they are set to go Youngstown Road. They'll be pleased to see what's going on down that way too. And it will be nice to see what's going on (inaudible) Thank you.

LARRY DUEBER, 1747 ESTABROOK NW, WARREN, OHIO: Thank you Mr. President. Larry Dueber, 1747 Estabrook on the northwest side of Warren. I would appreciate an update tonight on Mahoningside if possible. Secondly, skate park. The sign is still not there. I stopped on my way down. We were promised a sign in the fall. I talked to operations twice, they said they're waiting for the information and what should go on the sign. I just stopped there as I said. I talked to some of the boys. A couple of the young men are acting as policemen because they are getting after the kids that are not doing as they should. They had no idea that bicycles were not allowed inside that fence. They said the other day there were six or seven of them riding and took over the whole park. Dangerous. Got to have the sign up. They know what's going to happen if they don't do what they're suppose to. It's going to be locked up just like other communities have done it. So that sign has to be put up there. I'd also like to see a kickoff on it. I mentioned this in the fall. You can see nothing in the newspaper. No pictures, no interviews of the kids using it. It needs to take place. We need to have some kind of a ribbon cutting and have these kids interviewed. We should be proud of it. We spent 75,000 dollars of Community Development funds. Something needs to be done to showcase this. And the neighbors as we well know have been promised all of this stuff including the sign. We got to take care of the neighbors.

The rental inspection ordinance, I hope there's going to be legislation introduced in two weeks, at the next meeting. We're running out of time. It runs out at the end of May. There needs to be time for committee meetings. So I hope we're going to see it on April 28th introduced to Council. It needs to be there and we need to have that renewed.

I speak finally as a member of the Northwest Neighborhood Association, we are also having our clean-up, our first one of the year a week from Saturday, the 24th of April. We decided we're going to focus on St. Pias Church, Emerson School and Grace United Methodist Church where we have our meetings. We're going to meeting at Grace United Methodist Church, the corner of Drexel and Montcrest at 9 in the morning. We're going to clean as many streets as we can around all of those buildings in a three-hour period. We want to thank the Geauga-Trumbull Solid Waste Management organization that do a wonderful job for us in this city and I don't think they get enough thanks. The things they do for us. They provide bags for us at no cost. They provide gloves at no cost and the encourage the clean-ups and any time we need any help, we call them and they give us the assistance and other groups do it too. So we, we want to thank them for it. Bring your grabbers. We'll provide the bags. That's at 9 o'clock. It will be 9 till noon, April 24th at the Grace United Methodist Church. That's going to be our home base and we will have a dumpster there so we can place our bags. Thank you Mr. President.

PRESIDENT MARCHESE: Before Standing Committees, we have a few minor announcements. I'd like to congratulate Mr. Flask. He's been appointed to the NEOCAP Board. Mr. Flask did you want to bring us up to date on the work, the fine work you're doing with that.

MR. FLASK: Thank you Mr. President. I would just like to say that SB 165 the end of March passed the House and was recently signed by the Governor against the request of NEOCAP and in spite of the testimony of Ohioians from across the state. This bill allows gas wells within 150 feet of our residential dwellings which is far within the explosion radius. That is the most recent news. Obviously what needs to be brought here is the home rule and I'll keep you up to date. Thank you.

PRESIDENT MARCHESE: Thank you. Again congratulations for that work. We want to send best wishes out to Darla, our Clerk, who has extensive hand surgery this past week. Darla are you feeling better?

Clerk: I'm doing much better, thank you.

PRESIDENT MARCHESE: And a welcome to an old friend and dear in all of our hearts, Brenda Smith. Good to see you. Thank you for coming to help your dear friend out.

Clerk: To be my hand.

PRESIDENT MARCHESE: And Mr. Dean we want to say a well-earned congratulations for receiving the A. Phillip Randolph Award this weekend.

MR. DEAN: And much more.

PRESIDENT MARCHESE: And much more. That's a wonderful achievement I never had the opportunity to get that or many other things. But we send you congratulations also.

MR. DEAN: Thank you.

STANDING COMMITTEE REPORTS

COMMUNITY DEVELOPMENT

MRS. RUCKER: Thank you Mr. President. We met yesterday, the Community Development Committee discussed Drafts 3016 and 3014. The committee did recommend passage for both pieces. I want to thank them for that. We also discussed the 2010 Block Grant allocations. I'm going to have Mr. Keys speak about that in just a minute. But I want to remind the public and Council Members that on your desk there's a reminder of the workshops that are coming up and it's to the non-profit organizations, we will now be taking proposals and requests for proposals for the 2011 allocations. And so the workshop dates are April 21st at 9 AM and the 23rd at 2 PM. And they will begin at the Community Development Building at 418 Main Street where you should all come, especially Council Members who have not attended. It's important that you come and review the application process as well as understand the program guidelines.

So I'd like for Mr. Keys now to speak because we were fortunate enough that our allocation we received more money than we expected and so we already voted last year to disperse the money evenly between the groups, and so Mr. Keys.

MR. KEYS: Thank you Mr. President. I think basically she said it all. First of all I want to thank Council for their indulgence in the two pieces of legislation. Again my absence the last Council Meeting, this would have been a lot easier to do it in the proper process and I appreciate you indulging me on that and I want to thank Council for all their kind words and the Mayor for the passing of my mother. I do appreciate Council's thoughts there.

On the funding request, last year we anticipated and we try to do where we are equipped in the Community Development Department, what we try to do is estimate what we think Congress is going to give us the following year and we do that based on the President's budget, the Senate's budget and the Congress, ah House of Representatives budget and try to come up with a number. I try to be conservative, I estimated last year that we would receive 1.4 million and we ended up receiving 1.452 million so we got an extra 52 thousand. Now what Council, in your ordinance last year, you passed an ordinance that said that if we got an increase that increase would be applied to all the non-profits, the same percentage as the increase we got in the block grant, which we did. That was a 3.62 percent increase in what we anticipated. We did that to balance that money as per Council ordinance went in to the contingency fund.

I do have a breakdown of that if any Councilman would like to see it. I have copies of that with me. I'd be more than happy to give you a copy that shows the actual breakdown and the increase in each one of these non-profits funding for the 2010 year. Now just so that you know we have not yet received a grant agreement from HUD so we have not entered in to any agreements to be able to disperse this money yet. They just let us know that it's coming, but it's not here. So we have a few more weeks wait on that. And again if any Councilman has any questions, feel free to grab me after the meeting and I will be happy to give you a copy of this if you need it.

And again too, as Helen said it's very important for Councilman that have never been through the process or that are going to appoint members to the Community Development Committee that they attend one of the workshops. That's a very good educational tool to learn how we do the process and what it's all about and it also is very helpful in understanding how these grants are put together. We look forward to seeing you on either the 21st or the 23rd. Thank you Mr. President.

TRAFFIC & SAFETY

MRS. MORN: Thank you Mr. President. The Traffic Committee met on the 30th of March. It was requested that we talk about the possibility of traffic cameras in school zones. Aside from Council there were residents and business owners and we had a great discussion on it and there's no further meeting in the works as of today.

STRATEGIC PLANNING

MR. DEAN: Thank you Mr. President. The Strategic Planning Committee met for the purpose of receiving the nominations from the nominating committee thanks to you and primarily you and Andy Barkley. We accepted the nominations in the format that they proposed. That has since been delivered to legal for a draft of our resolution and hopefully we'll have that ready to roll on the 28th of the month. Thank you Mr. President.

HEALTH & WELFARE

MR. FLASK: Thank you Mr. President. The Health & Welfare met on March 30th at 6:30 PM. The minutes are on file in the Clerk's office.

FINANCE

MR. NOVAK: Thank you Mr. President. The Finance Committee met yesterday the 13th at 4:10 PM in the Council Caucus Room, reviewed the agenda for today's meeting. There were no recommendations made on any of the drafts. There were recommendations in the CD Committee for passage on 3016 and 3014 for tonight's meeting.

I'd also like to call a Finance Committee meeting for next Tuesday the 20th. The agenda will consist of the initial discussion of Draft 3019, the resolution for the establishment of a Public Works Department. If we can be provided with any pertinent information where any other cities and especially having the enterprise funds and general funds mixed in here where they have instituted this in their city, and any examples as far as the public works position; what it entails and the job description and what powers that this position would have. Thank you Mr. President.

PRESIDENT MARCHESE: Mr. Novak on 3019 I was going to refer that to Council as a Whole and so we're going to have to have that at a later meeting, you know like 6:30. So you and I can get together and share some time or date but we're going to have to do that later in the night.

MR. NOVAK: Okay, that's fine.

SPECIAL COMMITTEE REPORTS

EDUCATION

MISS SAFFOLD: Yes, thank you Mr. President. The Education sub-committee will have a joint meeting with members of City Council and Members of the Board of Education on Wednesday, April the 28th at 6 PM in the Chamber meeting room.

FIRST READING

**DRAFT 3019
PUBLIC WORKS DEPT.**

A resolution for the purpose of expressing Warren City Council's support for the establishment of a Public Works Department for the City of Warren.

Mr. Novak requests the clerk to read the title on Draft 3010 and place it in first reading.

READ

Clerk reads same.

REF: Finance and Council As A Whole

LEGISLATION FOR PASSAGE

**DRAFT 3016
REHAB SINGLE-
FAMILY HOMES**

An ordinance for the purpose of authorizing the Director of Public Service and Safety to enter into written agreement(s) with non-profit housing organizations for rehabilitation of single-family homes in the City of Warren utilizing approximately \$400,000 of Neighborhood Stabilization Program (NSP) Funds and declaring an emergency.

Mrs. Rucker requests the clerk to read the title on Draft 3016.

READ

Clerk reads same

**MOTION-SUSPEND
THREE READINGS**

Motion Rucker, second Novak to suspend the rule requiring three readings on Draft 3016.

ROLL CALL

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

NO: None.

MOTION PASSED

YES: 10; NO 0. Motion passed.

MOTION FOR PASSAGE

Motion Rucker, second Novak to pass Draft 3016.

REMARKS

MR. NOVAK: Thank you Mr. President. Just quickly I just wanted to give assurance, I know there were some calls made today to the CD chair and to Mr. Keys concerning the involvement with Sunshine and the homes that are proposed for either rehabbing or demolition, and that these are homes that are already in possession of Sunshine. There will be no additional homes that are going to be taken on by that group. So just for FYI for our Perkins Historic group and some other folks had concerns about it. So, just for clarification. Thank you Mr. President.

ROLL CALL

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

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NO: None.

PASSED
ORD. 12265/10

10 YES; 0 NO. Motion passed. Draft 3016 is now ORD. 12265/10.

**DRAFT 3014
LICENSED ASBESTOS
ABATEMENT
PROFESSIONAL**

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 contract(s) with Howland Company LLC to act as a licensed asbestos abatement professional in support of the City of Warren, implementation of the city's Neighborhood Stabilization Program Grant and declaring an emergency.

Mrs. Rucker requests the clerk to read the title on Draft 3014.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Rucker, second Novak to suspend the rule requiring three readings on Draft 3014.

ROLL CALL

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

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Rucker, second Novak to pass Draft 3014.

REMARKS

None.

ROLL CALL

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

NO: None.

PASSED
ORD. 12266

10 YEAS; 0 NO. Motion passed. Draft 3014 is now ORD. 12266/10.

**DRAFT 3017R
CERTIFICATION TO
PAY CERTAIN
ORDERS OR
CONTRACTS**

An ordinance for the purpose of authorizing the payment of specific orders or contracts upon receipt of certification of the fiscal officer of the sufficiency of funds for said expenditures and declaring an emergency.

Mr. Novak requests the clerk to read the title on Draft 3017R.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Novak, second Dippolito to suspend the rule requiring three readings on Draft 3017R.

ROLL CALL

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

No: None.

MOTION PASSED

10 YES: 0 NO.

MOTION FOR PASSAGE

Motion Novak, second Dippolito to pass Draft 3017R.

REMARKS

None.

4-14-10

ROLL CALL

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

NO: None.

PASSED
ORD. 12267/10

10 YES; 0 NO. Motion passed. Draft 3017R is now ORD. 12267/10.

**DRAFT 3018
SUMMER SOFTBALL
AND BASEBALL**

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 a personal service contract for the purpose of coordinating and directing summer softball and baseball programs and operations and declaring an emergency.

Mr. Dippolito requests the clerk to read the title on Draft 3018.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Dippolito, second Novak to suspend the rule requiring three readings on Draft 3018.

ROLL CALL

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

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Dippolito, second Novak to pass Draft 3018.

REMARKS

None.

PASSED
ORD. 12268/10

10 YES; 0 NO. Motion passed. Draft 3018 is now ORD. 12268/10.

**DRAFT 3020
PARKING LOT FOR
FIRST FLIGHT LUNAR
MODULE PROJECT**

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 sign, execute and deliver the non-disturbance and estoppel agreement and the cooperative use agreement and any other necessary legal documents, relative to the construction of the parking lot for the first flight lunar module project and declaring an emergency.

Mr. Colbert request the clerk to read the title on Draft 3020.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Colbert, second Novak to suspend the rule requiring three readings on Draft 3020.

ROLL CALL

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

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Colbert, second Novak to pass Draft 3020.

REMARKS

MR. COLBERT: Yes Mr. President, thank you. I would just like to thank Mr. Perich for securing this grant for the city. A lot of times you know we always look towards the city to see when are we going to be able to provide. I really do feel that one of the things that will help us through the times that we find ourselves in is the support of our citizens

and for an individual to go out on their own to secure a grant to help the betterment of one of our entrance ways I wish he were here personally, but to my knowledge he is residing in Florida now, but I will personally make a phone call to make sure that he receives the thanks on behalf of the city. Thank you Mr. President.

MR. NOVAK: Thank you Mr. President. Just quickly, thank you Mr. President. I, too would like to thank Mr. Perich. No one I don't feel has really been an adamant supporter of the City of Warren and really gone out on their own time and done a lot of things, especially this project to bring notoriety to the City of Warren, and I think it's important, you know we were lucky we also had another astronaut the late Ron Perice that also was from the City of Warren too and I hope someday we might do something to honor him cause unfortunately the plaques that he provided to HB Turner were sold during the auction. But again he has been adamant and I spoke with him many times and we need more folks like this because Mr. Perich is getting up in age and I know it's probably not easy for him. And many of us probably remember him when he used to come to the elementary schools and take our school pictures and tell us to watch the birdie on the end of the stick. Thank you Mr. President.

ROLL CALL

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

NO: None.

PASSED
ORD. 12269/10

10 YEAS; 0 NO. Motion passed. Draft 3020 is now ORD. 12269/10.

**DRAFT 3021
PACKARD MUSIC
HALL IMPROVEMENTS**

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 advertise for bids and to enter into contract(s) for particular improvements to the W.D. Packard Music Hall for the purpose of rendering said music hall more energy efficient; appropriating monies therefore, and declaring an emergency.

Mr. Novak requests the clerk to read the title on Draft 3021.

READ

Clerk reads same.

MOTION-SUSPEND
THREE READINGS

Motion Novak, second Saffold to suspend the rule requiring three readings on Draft 3021.

ROLL CALL

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

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Novak, second Saffold to pass Draft 3021.

REMARKS

MAYOR O'BRIEN: Yes, just real brief. I just wanted to remind Council, we applied for the grant; we received the grant. Remember we applied for a grant with Melinda Holsopple and received a grant for this project. So another piece of information on the grant writing.

MR. NOVAK: Thank you Mr. President. Also too, our citizens group and the 2010 appropriations did appropriate 100,000 dollars in Community Development Block Grant money as a matching fund for this project. So our citizens felt this was an important project and it's also becoming a tool in our ability to bring down the cost of the operation of that building and bringing down our subsidy that we're

4-14-10

paying to maintain that building for the public's entertainment and pleasure. Thank you Mr. President.

ROLL CALL

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

NO: None.

PASSED
ORD. 12270/10

10 YES; 0 NO. Motion passed. Draft 3021 is now ORD. 12270/10.

MISCELLANEOUS 8:28 PM

MISS SAFFOLD

Thank you Mr. President. I'd like to thank Assistant Fire Chief Heller for speaking on fire safety at the 6th Ward community meeting in March and I'd also like to thank Lowe's who supplied over 100 smoke detectors for our city residents free of charge.

Another thank you goes out to the Southwest Neighborhood Association and the Weed and Feed Restoration Committee and all the volunteers who assisted in cleaning up the Southwest Park this past weekend. Thank you.

MR. COLBERT

Thank you Mr. President. Monday, April 19th the 7th Ward will be having a ward meeting at New Creation Bible Fellowship that's at 2955 Caleb. The Chief has been kind enough to provide a representative from the Police Department to answer some of the concerns of the ward. Specifically being discussed here will be the police residence communication; loitering; drug trafficking; Secret School and at the end of this meeting we will be planning for our own ward clean up. Once again that is Monday the 19th from 6 to 8 on Caleb at New Creation Bible Fellowship. We'll see you there. Thank you Mr. President.

PRESIDENT MARCHESE: Thank you Mr. Colbert. I would ask as a resident that you may include on your list this loud, trashy music that many people play in their cars waking you up at night when you're trying to sleep. A loud stereo where a car is worth 1200 dollars and the stereo system is 4000. I think that somehow, someway even if we have to chip in a little money somehow, we ought to go after some of these that travel from Youngstown to here to play their music.

MR. COLBERT: As a new father of a two year old and never before did I realize how loud the music was until he just falls asleep and one of those cars decides to go down your road. It is an issue I'm sure, I'm sure we'll address that and we'll get those Youngstown people out of neighborhood.

PRESIDENT MARCHESE: I'm proud of you for that. Wait till you see around July how many calls you get. You ain't seen nothing yet.

MR. COLBERT: Who do I call?

PRESIDENT MARCHESE: The Mayor's house.

MRS. RUCKER

Thank you Mr. President. I'd like to recognize Robin Patton from East Ohio, Edison rather, First Energy. She's the go to person when you see light out. You call the lady back there. You should all recognize her.

And I also I'd like to thank Terrell today for speaking out. I spoke to him on Facebook and it's been a very emotional week in the city. I talked to a number of people who have called me and e-mailed and stopped me on the street and like them we're all waiting for this investigation to be over and this can be behind us again. But here we are again. I don't know what the answer to it all is. I don't know if we're putting our money in the right place, but I remember working at Delphi Packard and when I was Human Relations it was an ongoing

thing. We never stopped training. We always did training. When someone even acted like they needed a little bit more it was my job to go out there on that floor and pull our union brothers and sisters aside and say hey, you know it's not only for the good of the company, it's for your well being. So the good of our city is on the storefront again and with our financial situation as it is, I'm worried, very worried and I'm not joking about this. I'm angry but I'm worried because we don't know how this is going to pan out. I'd glad that you, a young person come before us and speak out on this issue and I look forward to the end of that investigation. I hope that these young men get to see that we do the right thing, the right thing the first time for them and for our officer. We have officers on the street that come to work everyday and do the right thing. Every single day you know and I hate when people criticize and make jokes and cartoons about our good employees. I hate that. But then are we doing enough to weed out the ones that just don't get it, you know that's a question of the day for me. Thank you Mr. President.

MR. DEAN

Gracias. If I may, I was sitting in church on Sunday and a woman sitting behind me with two daughters tapped me on the shoulder and asked me if my name was Sonny Morgan and it was too late to apply for the scholarship. She talked about how tough it was for a single Mom, she had one daughter who graduates this year and her second daughter graduates next year, and I glanced back and it reminded me that the one daughter is an employee at the Hot Dog Shoppe. Always smiling, as professional as you ever want to see and neat to a button. And when we think about the A. Phillip Randolph on Saturday it brings the ego down to pint size when you think about some of the tough times now that parents are having and children who are looking forward to going to school where there might not be just enough money to get them there and that's the only reason that they don't get to Youngstown State.

I again everybody who has not received one of those little tickets, you are certainly welcome to do that. I know 30 bucks is a pretty good fee, but when you look at the products that we are sending to college and the fact that they deserve to be there, I think it's all worth it.

Secondly, Moe Hill and I were over talking to Chief Don Guarino last week, we were trying to revive the American Legion. We had some help from our Cortland brothers, some help from our Champion brothers to try to get some of the veterans programs, family programs that the American Legion's responsible for. I almost forgot while we were there because he kept talking about the clean-up that occurred around this building; and he talked about three people. I didn't at first know what he was talking about. He was talking about three Police Officers. He was talking about Lt. Merkel, Benny Harrell and Fusco and he said you didn't know any difference except for the orange suits you couldn't tell who was required to be there working because they all threw in and they all worked just as hard together as anybody. And if you happen to notice a little paint smell in the air those three guys are probably still painting Chief, if I'm not mistaken, downstairs on their own, on their off time. So of all of the things that we hear, a lot of times we have people who go way beyond that badge and that gun and do things that make us all proud and the chief couldn't say enough about those three officers and how they just worked themselves to the bone to make this place look better. Thank you Mr. President.

MR. DIPPOLITO

Thank you Mr. President. Potholes, it seems like they, over in the 1st Ward did a number of streets, evidence is there, but they so I'm sure there will be some good things tomorrow, I'll hear about it. But there was one thing that didn't go so well, I'd like to remind you I live on Arthur Drive. They came down as far as my house, finished the potholes in front of the house, but didn't go any further after that and there's some big holes right down the street. So if I hear about this tomorrow why I'm sure I'll give them a call to someone an alert call, talk to you maybe or something? Thank you.

MR. NOVAK

Thank you Mr. President. I would first like to thank Pastor Oaks from United Methodist Church and his group, also all the work that the MBOC put in and with the WPD there and Youth Build and all those neighborhood groups and volunteers that went out last Friday. It's hard enough to get folks to go out and work for free, but when you're working and it's snowing and sleeting and the wind's blowing and very, very, it's cold and uncomfortable. But these folks put their all out and I had one lady that lives on Atlantic Street, Grace VanHorn called me and she was not home at the time, but she said her son said there is an army of people out here in our neighborhood and it makes us feel good that we're not forgotten and that there's hope for the neighborhood. So I think that is very important that you know we can't just let this happen once, we need to continue on. I spoke with the Director about this, if we have to, if council can get together we might need to volunteer and purchase some more materials for them so we can keep this boarding going. Recycle the boarding if we can with the contractors so we can use it again. But it made a significant difference with this clean-up being done. And you know in this day and age when there's so many people out complaining and tea parties and whatever, I have nothing against people voicing their opinions, but sometimes maybe you ought to use that energy for something positive. Something that people will see that's done and it makes a difference in the neighborhood whether it's yours or your city or your county. We need to make sure that we thank those people and they continue and thanking a lot of those people that are already out mowing grass on a lot of these yards. And again, and I've always said this before there's a lot of people the mow yards in their neighborhoods and nobody even realizes that they do it. And they do it on their own time with their own gas and their own sweat equity.

So again we appreciate that and also thanks to Brenda for coming down here tonight as a concerned citizen. Our Deputy Clerk working on her own time; working for free, helping in a time of need when Darla is recovering from her surgery. We're glad to see you back Brenda and hopefully one day soon you'll be back here and be in that back office again and I'm hoping and praying and I'm sure that will happen.

And one other thing to Mr. Colbert you don't have to worry you'll get everything down and your wife will probably be elbowing you one night and you'll be dreaming that you're at a council meeting and you'll be making motions, so it's going to happen I guarantee you. Thank you Mr. President.

PRESIDENT MARCHESE: I wanted to ask the Law Director, Greg, sorry to bother you, council has asked me to check with you on the term 'estoppel', if you could define it.

LAW DIRECTOR HICKS: It's a legal term and it means you're forbid from doing something, you're stopped from; it's often used in ways like an easement estoppel, in other words a person gets an easement there because of the timeline or whatever. Simply you are stopped you are forbidden from doing an act. In this the estoppel on this one would be what he can or cannot do regarding this parking lot.

PRESIDENT MARCHESE: Very good, appreciate it.

MR. BROWN

Thank you Mr. President. Mr. Gaffney said that April 15th is an exciting day for him. I just want to explain for other reasons why we should remember April 15th in Warren in 1913 a resident of Warren, Red Ames pitched a no-hitter for 11 innings for the New York Giants and then 33 years later Jackie Robinson broke the color barrier for those same New York Giants. He was employed by Branch Ricky and the reason I bring up Branch Richy's name, Mrs. Brooks has told me the story; her husband, I don't think Mrs. Brooks is here tonight, but her husband Ziffy was first employed as the first black trainer by that same Branch Ricky and he was also fired by Branch Ricky because he

taped up his roommate's ankle and his roommate was playing, actually he was playing for, he was a trainer for the Dodgers, his roommate was a guy named Willie Mays and he taped his ankle up so he could play against them for the Giants that day. So there's some other reasons for Warren to be excited about April 15th. Thank you.

PRESIDENT MARCHESE: I hate April 15th.

MR. FLASK

Thank you Mr. President. You know as much as I love baseball I think I'm more interested in the 15th for the tax reasons this time.

Mayor and Director I was asked to pass on a thank you from the gentleman last week who was here from the Berkshire/Candlelight area for the expediency in which the roads were taken care of. Obviously they're still looking for replacement, but they were very happy with that, you know the time line and they wanted to be here tonight to thank you personally, but he had another obligation.

I personally am hoping that the 2629 Brier Street tree will see the same expediency duly noted. Thank you Mr. President.

ADJOURNMENT 8:37 PM

**MOTION FOR
ADJOURNMENT**

Motion Rucker, second Novak to adjourn the meeting at 8:37 PM.
VIVA VOCE: ALL YES. Meeting is adjourned.

dkn

Robert A. Marchese, President of Council

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

