

MINUTES OF COUNCIL MEETING
December 12, 2017

The Regular Meeting of City Council was called to order at 7:30 p.m. with Mayor Mucci presiding. The meeting was opened with a silent prayer followed by the Pledge of Allegiance.

Present were Councilmen Timmons, Villamagna, DiLoreto, Dressel, Hahn, Johnson, & Paul.

Also present; City Manager Jim Mavromatis, Law Director Costa Mastros, Engineering Director Mike Dolak, Finance Director Dave Lewis, Dave Gossett from the Herald Star, & WTOV9.

APPROVAL/CORRECTION OF MINUTES

Minutes were approved by Mrs. Hahn for December 5, 2017. Second by Mr. Timmons. Roll Call. All ayes. So moved minutes accepted declared Mayor Mucci.

PETITIONS/COMMUNICATIONS

Mayor Mucci – “Madame Clerk is there any petitions in communications?”

Mrs. Haley – “Nothing this evening.”

Mayor Mucci – “Before we move into the ordinances and resolutions this evening I would like to call to the attention of the public that the tentative agenda that was released last Friday do not include the Resolution 2017-102 tonight’s agenda does include it so hearing no objections we will act upon Resolution No. 2017-102; hearing no objections it is so ordered. Secondly at this time I would like to deviate from the rules and pull forward Resolution No. 2017-102; hearing no objections it is so ordered; hearing no objections I will ask the clerk to read Resolution No. 2017-102 in its entirety; hearing no objections it is so ordered; madam clerk.”

ORDINANCES AND RESOLUTIONS

NO. 2017-102 – BY COUNCIL AS A WHOLE

A RESOLUTION OF COMMENDATION TO THE STEUBENVILLE BIG RED FOOTBALL TEAM.

Mrs. Haley – “A resolution of commendation to the Steubenville Big Red Football Team. Whereas, despite playing the most demanding schedule in years, the Steubenville Big Red Football Team completed the regular season undefeated; and whereas, the Steubenville Big Red Football Team has been in the Ohio playoffs for seventeen consecutive years; and whereas, for the sixth consecutive year, the Steubenville Big Red Football Team was crowned Regional Champions; and whereas, the Steubenville Big Red Football Team was the Associated Press State Champions; and whereas, the Steubenville Big Red Football Tea, finished the season as Division IV State Champions with an outstanding record of 15-0. Now, therefore, be it resolved by the Council of the City of Steubenville, County of Jefferson, State of Ohio: Section 1: that this Council does hereby express its sincere congratulations to the Steubenville Big Red Football Team for finishing the season as Division IV State Champions. Section 2: That the Clerk of this Council shall present a certified copy of this Resolution to the said Steubenville Big Red Football Team. Section 3: That this Resolution shall take effect and be in full force immediately upon its passage and approval by Council; otherwise at the earliest period allowed by law.

Mayor Mucci – “Before I call on Mr. DiLoreto to adopt Resolution No. 2017-102 by Roll call I neglected to mention that this Resolution was not in Council’s hands 72 hours; the first motion will be suspending the rules authorizing ordinances and resolutions in Council’s hands 72 hours prior to Council meeting.”

Mr. Villamagna made a motion to waive the 72 hour rule. Seconded by Mr. Johnson. Roll call. All ayes. 72 hour rule duly waived declared Mayor Mucci.

Mr. DiLoreto made a motion to adopt the Resolution 2017-102. Seconded by Mr. Johnson. Roll call. All ayes. Resolution No. 2017-102 duly adopted declared Mayor Mucci.

Mayor Mucci – “Mr. DiLoreto would you please come forward and Coach Saccoccia would you please come forward and I see that you have some members of the football team bring them on up too.”

Mr. DiLoreto – “Thank you Reno for coming down here (inaudible) and I want to thank your niece for helping to get this Resolution passed you’ve come a long way from Hermania Ave. congratulations fellas.”

Reno Saccoccia – “We would’ve had more people here today but we had wrestling and basketball tonight so these guys are baseball players; they don’t do anything until baseball season.”

Mr. DiLoreto – “Would you like to say a few words?”

Reno Saccoccia – “We’d like to thank you; it was an honor for us to represent the City of Steubenville, their parents, and our school system and our goal every year is to make our City proud and hopefully we do that not only when we win a championship but when we lose it. Thank you. This is Alijah Demitras, this is Jake Bernard, Alec Taylor, and Ryan Neely; they’re seniors and good kids thank you.”

Mr. Villamagna – “Good job guys.”

Mayor Mucci – “Would any of you like to say a couple words? I don’t want to put you on the spot or embarrass you but feel free to say whatever you want. Congratulations and thank you for representing the City. Merry Christmas to all of you.”

Mr. DiLoreto – “Thank your niece too she did all the work.”

Mayor Mucci – “We know how busy you are Coach and everyone wants to get home and start studying so yes thank you for attending.”

Mr. Villamagna made a motion to go into Executive Session at this time in the Pugliese Room to discuss personnel including the Fire Dept., the Police Dept., the AFCSME, and non-union employees. Seconded by Mr. Johnson.

Mr. Paul – “Do you want to invite the new Mayor because you better put it in. Did you put it in there?”

Mr. Villamagna – “No. Okay I’ll put that in the motion.”

Mr. Paul – “So you want to amend the motion.”

Mr. Villamagna made a motion to amend the motion and to add the Mr. Jerry Barilla Mayor elect and Mr. Dave Lewis the Finance Director and the Law Director Costa Mastros will be present in the meeting. Seconded by Mr. Johnson. Roll call. All ayes. So moved declared Mayor Mucci.

Council moved to the Pugliese Conference Room for Executive Session.
Council Chambers was reopened for Council Meeting.

Mayor Mucci – “I would like to thank the members in the audience for having a little bit of patience we did have an executive session talking about personnel. The proper motion to move out of executive session was made and seconded and voted unanimously let the record show that we’re now back into the regular portion of the meeting and we’ll continue on with the ordinances and resolutions before City Council this evening.”

NO. 2017-92 - BY THE PLANNING COMMITTEE – 3rd reading

Messrs. Johnson, Dressel, Hahn

AN ORDINANCE REPEALING SECTION 131.14 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STEUBENVILLE.

Mayor Mucci – “You have heard the third and final reading of Ordinance No. 2017-92. If there is anyone wishing to speak on Ordinance No. 2017-92 please come forward and state your name and address.”

Mr. Paul called question. Roll call. All ayes. Ordinance No. 2017-92 duly adopted declared Mayor Mucci. The effective date of this ordinance is January 13, 2018.

NO. 2017-93 – BY THE FINANCE COMMITTEE – 3rd reading

Messrs. Paul, Johnson, Dressel

AN ORDINANCE REPEALING SECTION 133.09 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STEUBENVILLE.

Mayor Mucci – “You have heard the third and final reading of Ordinance No. 2017-93. If there is anyone wishing to speak on Ordinance No. 2017-93 please come forward and state your name and address.”

Mr. Paul called question. Roll call. All ayes. Ordinance No. 2017-93 duly adopted declared Mayor Mucci. The effective date of this ordinance is January 13, 2018.

NO. 2017-94 – BY THE PLANNING COMMITTEE – 1st reading

Messrs. Johnson, Dressel, Hahn

AN ORDINANCE AUTHORIZING THE CITY OF STEUBENVILLE TO APPLY FOR AND ACCEPT A GRANT FROM THE OHIO HISTORIC PRESERVATION OFFICE (OHPO) UNDER THE CERTIFIED LOCAL GOVERNMENT (CLG) PROGRAM, AUTHORIZING AND DIRECTING THE CITY MANAGER AND URBAN PROJECTS DIRECTOR TO ENTER INTO CONTRACT THEREFORE, AUTHORIZING THE EXECUTION OF OTHER DOCUMENTS APPURTENANT THERETO; AUTHORIZING COMPLIANCE WITH CERTIFIED LOCAL GOVERNMENT (CLG) GRANT PROGRAM REQUIREMENTS.

Mayor Mucci – “You have heard the first reading of Ordinance No. 2017-94. The second reading will be on December 19th. The third and final reading will be on January 2, 2018. If adopted by city council it’ll be the effective date of February 2, 2018.”

NO. 2017-95 – BY THE PLANNING COMMITTEE – 1st reading

Messrs. Johnson, Dressel, Hahn

AN ORDINANCE DECLARING THE BUILDING AND STRUCTURE IDENTIFIED IN THE FOLLOWING SECTIONS OF THIS ORDINANCE TO BE AN UNSAFE STRUCTURE AS DEFINED BY SECTION 108 OF THE PROPERTY MAINTENANCE CODE OF THE CITY OF STEUBENVILLE, OHIO, AND DECLARING SUCH TO BE A PUBLIC NUISANCE, AND ORDERING THE REMOVAL OR DEMOLITION OF SUCH UNSAFE STRUCTURE.

Mayor Mucci – “You have heard the first reading of Ordinance No. 2017-95. The second reading will be on December 19th. The third and final reading will be on January 2, 2018. If adopted by city council it’ll be the effective date of February 2, 2018.”

NO. 2017-96 - BY THE FINANCE COMMITTEE – 1st reading

Messrs. Paul, Johnson, Dressel

AN ORDINANCE AUTHORIZING AND DIRECTING THE APPROVAL OF EXPENDITURES WITHOUT A PURCHASE ORDER OVER \$3,000.00 PURSUANT TO OHIO REVISED CODE SECTION 5705.41.

Mayor Mucci – “You have heard the first reading of Ordinance No. 2017-96. The second reading will be on December 19th. The third and final reading will be on January 2, 2018. If adopted by city council it’ll be the effective date of February 2, 2018.”

Mayor Mucci – “Before we move into the next set of Resolutions that are on the agenda I want to make sure our Law Director would want these adopted by roll call rather than suspend the second and third reading.”

Mr. Mastros – “Roll call is fine because these are appropriation ordinances they only have to be read actually one time but roll call is fine.”

Mayor Mucci – “Thank you.”

NO. 2017-97 – BY THE FINANCE COMMITTEE

Messrs. Paul, Johnson, Dressel

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE INTEREST AND A TEMPORARY EASEMENT TO PROPERTY OWNED BY KINFERCO, LLC.

Mr. Paul made a motion that Resolution No. 2017-97 be adopted by roll call. Second by Mr. Timmons. Mayor Mucci called for public comment. Mr. Paul called question. Roll call. All ayes. Resolution No. 2017-97 duly adopted declared Mayor Mucci.

NO. 2017-98 – BY THE FINANCE COMMITTEE

Messrs. Paul, Johnson, Dressel

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE INTEREST AND A TEMPORARY EASEMENT TO PROPERTY OWNED BY STATE STREET BANK & TRUST COMPANY.

Mr. Paul made a motion that Resolution No. 2017-98 be adopted by roll call. Second by Mr. DiLoreto. Mayor Mucci called for public comment. Mr. Paul called question. Roll call. All ayes. Resolution No. 2017-98 duly adopted declared Mayor Mucci.

NO. 2017-99 – BY THE FINANCE COMMITTEE

Messrs. Paul, Johnson, Dressel

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE INTEREST AND A TEMPORARY EASEMENT TO PROPERTY OWNED BY FORT ARROW ENTERPRISE, LLC.

Mr. Paul made a motion that Resolution No. 2017-99 be adopted by roll call. Second by Mr. Timmons. Mayor Mucci called for public comment. Mr. Paul called question. Roll call. All ayes. Resolution No. 2017-99 duly adopted declared Mayor Mucci.

NO. 2017-100 – BY THE FINANCE COMMITTEE

Messrs. Paul, Johnson, Dressel

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE INTEREST AND A TEMPORARY EASEMENT TO PROPERTY OWNED BY LUCKABA HOLDINGS LLC.

Mr. Paul made a motion that Resolution No. 2017-100 be adopted by roll call. Second by Mr. Timmons. Mayor Mucci called for public comment. Mr. Paul called question. Roll call. All ayes. Resolution No. 2017-100 duly adopted declared Mayor Mucci.

NO. 2017-101 – BY THE FINANCE COMMITTEE

Messrs. Paul, Johnson, Dressel

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE INTEREST AND A TEMPORARY EASEMENT TO PROPERTY OWNED BY MARY KOUMAROS IRREVOCABLE TRUST.

Mr. Paul made a motion that Resolution No. 2017-101 be adopted by roll call. Second by Mr. Timmons. Mayor Mucci called for public comment. Mr. Paul called question. Roll call. All ayes. Resolution No. 2017-101 duly adopted declared Mayor Mucci.

REPORT OF COMMITTEES

Mr. Timmons – No report

Mr. Villamagna – No report

Mr. DiLoreto – No report

Mr. Dressel – No report

Mrs. Hahn – No report

Mr. Johnson – No report

Mr. Paul – “Yeah; alright hang onto your seats folks. First one; this is why we had the meeting earlier today we went over the Finance; Dave was gracious enough to explain all these ordinances that will come up next week

and they'll all be under an emergency so just to let you know so that they can finalize our budget; but we wanted to make sure that why we had Dave come in and discuss everything with us; so all this is under what we discussed earlier in the meeting today. Okay the first one is an ordinance amending Ordinance No. 2016-112 adopting a revenue tax budget for the year ending December 31, 2017 for the purpose of providing that performance will be specified by plan and projection and declaring an emergency; okay that's the first one. The second one is an ordinance amending ordinance no. 2016-111 to make appropriation for the current expenditures and other expenditures of the City of Steubenville within the general fund, special revenue funds, capital project funds, debt service funds, enterprise funds, internal service funds, expendable trust funds and nonexpendable trust funds for the fiscal year ending December 31, 2017 and declaring an emergency. Third an ordinance adopting a revenue tax budget for the year ending December 31, 2018 for the purpose of providing that performance will be specified by plan and projection and declaring an emergency. Fourth an ordinance to make appropriation for the current expenditures and other expenditures of the City of Steubenville within the general fund, special revenue funds, capital project funds, debt service funds, enterprise funds, internal service funds, expendable trust funds and nonexpendable trust funds for the fiscal year ending December 31, 2018 and declaring this one an emergency also your Honor. Five an ordinance repealing the existing table of organization and now enacting a table of organization for all employees of the City and declaring an emergency; okay two more. An ordinance amending ordinance no. 2016-114 and adopting the indirect cost allocation plan of the City of Steubenville and declaring and emergency. Okay and the last one an ordinance adopting the capital improvement plan for the city of Steubenville for the period of 2018 to 2022 and declaring an emergency; that's our capital improvement plan."

Dave Lewis – "We got one more (inaudible) to the general reserve fund."

Mr. Paul – "Is that number 9?"

Mr. Johnson – "We added that today at the meeting Willie."

Mr. Paul – "Was that number 9?"

Dave Lewis – "We don't have a number yet."

Mr. Mavromatis – "That was something new that we added to move that to the reserve fund."

Dave Lewis – "It's an ordinance transferring this amount to the general reserve fund; from the general fund to the general reserve fund."

Mr. Paul – "And we're going to make that an emergency also?"

Dave Lewis – "Yes sir."

Mr. Paul – "Okay. I would like to adopt an ordinance transferring \$175, 242.57 to the general reserve fund and declaring an emergency from the general fund. I'm done."

Mayor Mucci – "Before we move into the administrative officers I would just like to put out a reminder that starting tomorrow evening and Thursday we will be moving throughout the community to judge the Christmas lighting contest; we're asking anyone that would wish to participate to make sure their lights are on by 5:30 and we should be out till about 11:00 p.m. both evenings judging and next Tuesday they will be notified and the awards will be presented at the Council meeting. Once again I think I talked to most members of Council about Committees if not please see me between now and next Tuesday and also I would like to remind everyone the swearing-in ceremonies are scheduled for the Mayor elect, second ward, and sixth ward on Thursday December 28th at twelve noon and speaking with Judge Mascio; him and I will be sharing the ceremonies of the day but it's an exciting and a new era for our community so we look forward to that."

REPORT OF ADMINISTRATIVE OFFICERS

Mr. Mavromatis – "Thank you your Honor. I don't have anything to report tonight other than thanking my staff; Dave all of your staff; I'm well familiar this is a crucial time to work at the end of the year and I appreciate Council giving us a little lead way here; I know there have been things that you've needed; you're closing out your books; you're pulling back the money; it's a lot of hours and Dave I can't thank your staff enough and again we got everything like you should've had; next week we'll end it all and we're going to start our next year off with a bigger bang. Thank you."

Mr. Mastro – "Briefly you're Honor. We had a hearing yesterday; a hearing and negotiating session for about 7-8 hours in the Common Pleas Court regarding the second lawsuit that we filed regarding our healthcare. We the City believe we have our issue in the lawsuit squared away; actually Dave (inaudible) and Mr. Mavromatis so I will report; we might need to report on that next week just in case but I think we have it squared away so that's all good news. We still have the remaining lawsuit; the original lawsuit against OPEC; I'll be meeting with our lawyers and (inaudible) we got to figure out how we're going to continue (inaudible) or finalize those issues in that lawsuit as well. I'll report back to you after the first of the year on that but those are hopefully and I'll say hopefully I'll emphasize on hopefully (inaudible). Thank you."

MISCELLANEOUS REPORTS

Mr. Villamagna – "Yes Mayor thank you. Two things; first to my understanding there's a meeting this Thursday with the Ohio Department of Natural Resources do you know what it's about? Do you have any idea?"

Mayor Mucci – “Yes I received an e-mail from Mrs. Hahn the Ohio Department of Natural Resources; would you like to make reference to it because I just received the e-mail.”

Mrs. Hahn – “Yea. It’s actually to talk about a possible grant that Lorri just discovered; ODNR I don’t believe will be there but some of the people who have been working on the Marina and the shared use path and possible trail have been; have been in the past and Lorri asked me if I would contact those people again; she’s going to go over the details it’s an ODNR grant that has to do with trails and surveys and we have a number of maps of different properties but we don’t have the resources to pay for surveying so if we apply for the grant and it’s due (inaudible) and she gets it then it can be used to survey the land to find out does the railroad actually own more than we think they do; do the property owners have the correct property lines then that could be useful information going on or it could be the information that sort of ends the conversation about the trail along the river because it shows the railroads.”

Mr. Villamagna – “whose hosting this meeting? I don’t know…”

Mrs. Hahn – “Lorri. Lorri is now the head of any Marina development.”

Mr. Villamagna – “Why isn’t City Council involved with this?”

Mrs. Hahn – “Really she’s just gathering us together to talk about the grant application so she does a good job on it.”

Mr. Villamagna – “Who are us? I see Evan Scurti I know him; Aaron Dodd who is Aaron Dodd?”

Mrs. Hahn – “He’s our Jefferson County sewer and water and he’s been working on the major trail through the (inaudible) lands.”

Mr. Villamagna – “Mark Nelson he’s on this.”

Mrs. Hahn – “Mark Nelson is on yes.”

Mr. Villamagna – “Sister Mary Bridget Callahan?”

Mrs. Hahn – “She’s done a lot of grant writing and the cathedral or the Bishop has told her that she can do grant writing for other organizations for the City so she had begun to meet with us about a year and a half ago.”

Mr. Villamagna – “My problem with this is its involving Recreation is that correct?”

Mrs. Hahn – “It’s the Marina so and the City Manager had asked Lorri to head that up.”

Mr. Villamagna – “The Recreation Board knows nothing; the Recreation Committee wasn’t notified; no Council members were notified and…”

Mr. DiLoreto – “You better get the railroad involved.”

Mr. Villamagna – “I don’t care who’s involved. This Council should be involved.”

Mrs. Hahn – “Well there’s no decisions being made she just applying for a grant.”

Mr. Villamagna – “It’s doesn’t matter. You’re going to be there; there’s a councilwoman going to be there how come you’re going to be there but no other Councilmen are? If there’s going to be a meeting about anything that’s pertaining to the City it should be held in this room and they should be discussing this grant with all of us and sharing the good news with all of us. It’s not right to have these types of meetings without Council involved or no knowledge of it. If I’m wrong… Mayor am I wrong or right?”

Mayor Mucci – “Or any meeting that includes members of Council or at least two on the same committee and all has to meet the sunshine laws it has to be announced to the public.”

Mr. Villamagna – “(inaudible) because there’s only one council person there. There should be; it should be the recreation committee.”

Mayor Mucci – “When it involves City property and the City applying because ultimately they’re going to ask for; I’m sure just like any other grant a resolution from the legislative authority to apply for this grant so Council should be within the loop of it yeah but (inaudible) gathering info or information.”

Mr. Villamagna – “I mean I think it’s wrong and this isn’t the first meeting this has been several meetings that this has happened to where Council has not been invited to go to; I don’t understand it.”

Mayor Mucci – “I would agree. You know what first of all; let me just say that tonight was kind of interesting to because I know the resolutions that we just adopted I asked for public comment and I’m a firm believer the more public participation we have or the more that they know the better off we’re going to be; less explanations later on of why you came to this conclusion so any of the meetings and all within reason I know a lot of it is personnel and (inaudible) of character and all I get it but the more we do publicly the more they know and the more; you know we’re talking about a grant application and I’ve done many of them; it’s all in the buzz words the key words now sometimes people even the ones that are involved; myself, Lorri and all don’t have all the answers and all and if the public is listening they may trigger something and give you feedback that could be beneficial to that grant; so the more discussion publicly the more better off.”

Mr. Villamagna – “I mean to be frank other than; there’s people here they don’t have anything to do with running the City; we run it; we’re going to be the ones that are going to accept the grant or not accept the grant and without any more from me saying it I’m offended; I think it’s wrong; I think these meetings should be held in this room with all of Council so that’s all I had to say on that and that’s not the first meeting that is one of many. Now the next thing that I got this is a result of the Ordinance 2017-88; four e-mails were sent to Council members on Thursday December 7th which I’m going to read because they are public information as well. From Scott; hi all I would like to have Karly send me a .jpg file of the Council Packet, Agenda, and ordinance so I can post it and make it available to the public today so they can decide if they want to speak during the public forum and register by tomorrow; something that I want to get use to now before it goes into effect any objections? Thank you. Willie answers it sounds good. I answer it; I have some objections I have some questions I will address them Tuesday night. Scott answers me; isn’t this all not public information? I answered; I’ll save my questions for Tuesday at Council not by e-mails; I got a busy life and I’m not going to e-mail all of us all day long from morning until night; I’m not answering those e-mails; I’m not going to conduct my Council business

on the e-mail. This will be my last e-mail on this subject; I'm not saying I'm for it or against it I have some questions for Costa and other Council members. Thank you. Kimberly; Thanks Scott for offering to do this. We can post it on the City's website that may be something that Karly can do as a matter of course each week to save you Scott the step of posting it. Have a great day. Kimberly. Nothing wrong with any of those. Not one of them blocked anybody from posting the agenda which by the way I have no problem with because it is public information; I don't know if he does or not but I want to ask you a couple questions after. I have no problem with open dialogue about anything we as Council do. I have no problem with conducting it; I do have a problem with conducting it in social media; not in this room for all citizens to hear; anyways as a result of those 4 e-mails the following 5 untruths were posted on a social page called Scott Dressel City Council which they need to be corrected. 1. One Council member wanted the ordinance; truth; 4 members of Council wanted it which I was 1. 2. It should have come out of committee; truth; it was introduced by Council as a whole to which we could've all commented on; there is no committee for this in several ordinances and resolutions are introduced this way. 3. Public comment was never allowed until a few years ago; truth; public comment was always allowed at regular meetings they were held every other week; this Council changed that to allow citizens to speak at every meeting as we felt that 2 weeks was a long time to have to wait with a problem or concern; by the way that vote was also 4 to 3. 4. I'm trying to figure out why 4 members of Council are trying to quell free and open speech and not be transparent; truth; this Council has always been transparent and this Council has proven it many many times; I'm not going to state them now because there are too many examples. 5. The agendas with the ordinances are needed so people have time to register to speak on ordinances; truth; Section 2 of the ordinance states citizens can speak on any ordinance or resolution after its third reading before its passage or rejection the same as it has always been since the beginning of time. I don't personally like social media. Every coward in the city or country for that matter can say anything they want be it true or false and they can make personal attacks on anybody and it just takes off like cancer; he shares; you share; you share; you share; 3,000 people know that stuff is not true. Comments directed at this Council calling us vulgar names, accusing us of crimes, vulgar filthy language it's unbelievable to me; free speech I guess that's what they call it so be it; it's free speech that's what they say very unfortunate. For there are some people who like to make intelligent comments with good dialogue I don't think this Council should conduct the business of this City on Facebook, Twitter, or any other social media site; we should conduct our business in this room; not sit here silent then leave and conduct it on social media; we can argue, we can disagree, we can have difference of opinion that's all good but do it here in front of the citizens with the press here and then leave it here where we can disagree or agree and get things done; if anybody wants to put an ordinance agenda on social media; do it I don't care nor do I think anyone else on Council does care. It's the comments; I don't want our secretary to be a part of this; part of any of it for social media that's my opinion; putting it on our website that's a different story. I have a few questions for Costa when I'm done. I can take criticism from anyone about anything that's part of this job. Some of my closest friends have disagreed with things I've done along with other Council actions but we're all still friends; but the name calling, unfounded accusations, and character assassinations is more than our job description entails. I can't stop social media but I believe this Council should not be a part of it; I believe it's detrimental to this Council and the City as a whole. This ordinance was passed 4 to 3 democracy in action; I believe we need to move on as we have bigger problems in this City to fix. I will not speak on social media again unless untruths are posted about me or any member of this Council or actions on any Council member's website or social page. Now my question to you Costa and I want you to tell me if this is a fair question; there can be no deadline to put ordinances on any website because when he brings up all these things he brought up tonight; you're going to get them tomorrow; you're going to go over them; you're going to make sure they're legal, worded correctly; how many did he bring up? 9?"

Mr. Paul – "But who's counting."

Mr. Villamagna – "9; you have to go through 9 ordinances; you're going to have to type up."

Mr. Mastros – "Thank god I got Cathy first of all but yes."

Mr. Villamagna – "Cathy cause I know the lawyer ain't typing that."

Mr. Mastros – "No."

Mr. Villamagna – "But it has to be done so they might be ready Thursday afternoon. I got the last one at 3:43 in the afternoon; might get them Friday; sometimes we get them on Monday and have to waive the 72 hour rule because you couldn't find out the right information is that fair or am I mistaken?"

Mr. Mastros – "That is a fair comment. Nope that's fair that will happen from time to time."

Mr. Villamagna – "Now you shook your head but I don't know if you said..."

Mr. Mastros – "No that's a fair comment."

Mr. Villamagna – "With social media thing; when we put this stuff on social media and it takes on this whole life form and somebody sues me will you represent me?"

Mr. Mastros – "So if someone sues you..."

Mr. Villamagna – "If I put some foolishness on there that's stupid that I say something about somebody or something like that and I'm using myself as a Councilman."

Mr. Mastros – "If someone sues you as a Councilman for the posting on social media?"

Mr. Villamagna – "Uh huh"

Mr. Mastros – "I think what you're asking me is and you correct me if I'm wrong; is our insurance company going to provide us with the defense for the City and or you as a Councilman for comments that you made on social media? I don't know the answer to that question; I don't know if that's in the scope."

Mr. Villamagna – "I would like to know that I mean I don't want you to spend the rest of your life on it."

Mr. Mastros – “No I know. I guess I can make a call to our carrier but I don’t know the answer to that question.”

Mr. Villamagna – “I’m not a lawyer but I believe that we probably can’t stop anybody from posting anything on social media even if you want too.”

Mr. Mastros – “No.”

Mr. Villamagna – “But that’s my opinion. I think it’s wrong I think that whole thing took on a different life to itself and the interesting thing is the posts were from New Cumberland, New Philadelphia, Wellsville, Florida, and one person actually come here and sat in a meeting; I’m just pointing out there; actually came here and sat in the meeting all the rest of them; we should march on City Hall, we should call the ACLU, we should do this, we should do that; they’ve never even been here so that’s it. I will not; if it’s not true on there I’m bringing it up on this floor; that’s it I’m done.”

Mayor Mucci – “Thank you Mr. Villamagna. I would just like to remind the members of Council prior to Mr. Mastros being our Law Director you can recall Mr. Repella did send out an e-mail to everyone he was not satisfied with the e-mails going back and forth and thought that City Council was conducting City business and he asked that to cease immediately; I think all members of Council could remember that e-mail if not we can generate that once again. I’m sure the Ohio Sunshine Laws and the (inaudible) we work through under the charter have not changed so I would think that ruling from the former Law Director stands; it is in bad faith to our citizens of trying to conduct business or build up consensus through social media and I would encourage that. I was not privileged to this e-mail that’s going back and forth but I would ask that the Mayor elect that you include him so he can remind you or stop any improprieties.”

Mr. Dressel – “May I respond. Just so Bob can rest easily if it’s on my Facebook page for City Council which by law allowed to have under the first amendment of the United States Constitution and I am an attorney so I will use it.”

Mr. Villamagna – “Well I’m not an attorney.”

Mr. Dressel – “Well I am. I deleted all those ones that people didn’t like on my page I never let bad comments stay out there; there always gone every time so those were gone cause I got up the next morning at six o’clock and they were there and they were gone by 6:15 so that never happens. As far as post; as far as e-mails string that was just a response to the distribution of the packet which we get by e-mail; asking for a different format other than the format that it came out in; I didn’t have to do that I can print it out and make a file myself and stick it on there if I want too but it would be easier if we didn’t have to do that so that’s why that’s there; but that e-mail string was not started by me okay? If we don’t want to get the packet by e-mail anymore then we can stop getting it and go back to the manual distribution like we use to do; well maybe we should cause if a question ever comes up like it does every once in a while then maybe it shouldn’t go out there but we did put in place of a rule starting in a week; if you’re not too busy Bob I want to finish.”

Mr. Villamagna – “Oh I’m listening.”

Mr. Dressel – “That the City; that the people live in this City have to register with us by Friday at 4 which means Karly is now stuck in the office until Friday at 4; or her voicemail whichever the case may be; so she has comp time; you know what I mean; that’s fine but you have to make sure that at least the agenda is out there so the community can determine whether or not they want too; other cities (inaudible) do have things come up after the agenda is out and it changes like for example today; they waive that rule for that specific topic and actually ask under public forum is there anyone that wants to speak tonight on this topic because we added it after the deadline so that’s all I’m saying is that if people want to talk we have to give them the background; now if we can get it posted on the City website great because everybody can go look at that but getting something on that City website is unbelievably complicated and I manage three websites myself; it’s not hard there’s nothing difficult about it at all; it takes about 2 seconds to stick it on there; why it takes so hard here I don’t know but you know that’s why it’s there but if it would go on the City website I think that’s great. We can’t put it in the media cause if the cost of publishing in the paper every week; sorry expensive; News 9 is not going to publish the agenda on their news; I mean no one wants to see the City Council agenda on News 9 it’s boring so and putting it in the paper you know we can do that but we would have to have it to the paper by Wednesday to have it in Thursday’s paper so they can read it on Friday; so that backs up your deadline even further so the internet makes things faster if we can do it that way. I do agree with you on social media Bob by the way it’s terrible but the comments that you’re seeing that are negative about things in here are not on my page; they are on the News 9 page or the Channel 7 page, they’re on the Herald Star page, anything they post is all that crap (inaudible) every single time; you know and I read it all the time and I don’t even argue with them anymore cause I’m sick of dealing with those people and there’s a specific list of them that we know there’s some names that post horrible hideous terrible crap every day they even complained about the parade for god’s sake; you know you don’t need that but I can assure you on my page on the Scott Dressel City Council page I post information about events in town; things that are interesting going on something that’s unique and now the agenda that I stick out there on Thursday if I get it; so that people can just decide if they want to register on Friday that’s all I’m doing but nothing more and I’m not arguing with anybody and not defaming anybody.”

Mr. Villamagna – “I want to respond to that first Costa please. First off that’s not true Scott because I have copies of what you said.”

Mr. Dressel – “But it’s true it’s exactly (inaudible)”

Mr. Villamagna – “Well then let me read them to you then. Then you tell me if somebody else put them; from a lady I’m not going to say the name; Mr. Dressel as a citizen I would like to know on Council would like to (inaudible) free and open speech is discourse why? Mrs. So and so; I’d like to know that why as well you just moved here maybe you can find (inaudible) time to attend all the Council meetings. He voted against it; me and

Mr. DiLoreto no I'm sorry that was another post. It's not necessary there are some people on Council who don't want it to be free and open like it was."

Mr. Dressel – "Yeah that's true there are 4 that don't."

Mr. Villamagna – "That's not true at all."

Mr. Dressel – "Oh no that is."

Mr. Villamagna – "That's your opinion."

Mr. Dressel – "Yes it is. I have a right to my opinion."

Mr. Villamagna – "Listen I didn't interrupt you."

Mr. Dressel – "I have the right to my opinion."

Mr. Villamagna – "You do and I'm going to call you out every time I catch you lying."

Mr. Dressel – "That's fine you can call me out but I have a right to my opinion."

Mr. Villamagna – "If I catch you lying I'm going to address it to this floor and to the reporter."

Mr. Dressel – "I have the right to my opinion."

Mr. Villamagna – "And I got the right to say that you're a liar."

Mr. Dressel – "I'm lying?"

Mr. Villamagna – "Yes. You're a liar."

Mayor Mucci – "Okay gentlemen."

Mr. Villamagna – "And a sneak throw that in too."

Mr. DiLoreto – "Let Costa speak first."

Mayor Mucci – "I'm going to call on our Law Director Mr. Mastros."

Mr. Mastros – "It's not regarding that I just wanted to see if someone could forward me a copy of Mr. Repella's e-mail that went out regarding e-mail draft in conducting a business; if someone would have a copy."

Mr. Johnson – "I might be able to find it but basically what it said was that you can share information you can't discuss the information."

Mr. Mastros – "So informational e-mails are okay?"

Mr. Johnson – "Informational e-mails are okay."

Mr. Mastros – "Nothing back and forth."

Mr. Johnson – "You can't start a debate and you can't say well I don't know why we're not picking up garbage on LaBelle and then someone says well it's because of this so now you're starting to have an exchange of ideas and dialogue but if it's like we have a committee does anybody have any suggestions for the committee? That comes forward there's no debate it's just Mike Johnson sending it in saying put wild dogs on there. He said you can have an exchange but once you get into one councilmen sends an e-mail and another one comments it and another one comments and another one comments then you're actually violating the Ohio Revised Sunshine Laws because now you at least have 2 people on a committee or having a dialogue back and forth that violates it."

Mr. Mastros – "And if you could find that. I just want to see the analysis."

Mr. Johnson – "Okay that's in essence of what he said but I'll try to find it for you."

Mr. Mastros – "Thank you."

Mrs. Hahn – "I do need to make one point of clarification. I just want you to know that you are all welcomed to come to this meeting on Thursday; it's at 3:30 in the Pugliese Conference Room; Lorri asked; she found this grant possibility when she was on her training she came up to me after the meeting on Tuesday and she said I'm not sure how to apply for this do you; she said we'll try to get together in early January and see if we can get some information and I said why don't we try to do it earlier than that? And so I reached out to people who had worked on a previous (all inaudible) maps and who have been involved in the past. No one is excluded and the City Manager has been invited; the Mayor elect and the Mayor; Mike Dolak who will not be available we are just gathering information and I told people it's about 30 minutes because quite frankly I need to work on Christmas and I'm sure most other people do as well so please consider yourselves invited please feel free to put it in the paper; no one is trying to keep anyone from being involved."

Mr. DiLoreto – "Can I say something? I won't say too much. You know we're not out here to censor anybody all you got to do is sign in; if you got a question ask Mr. Mavromatis or ask the Mayor through the week and if it's important we'll let you talk; we see the same people down here week in and week out about the leaves about the garbage; some of these things can be solved through him to get an answer you don't have to come here; I call him all the time (inaudible) in the Council meeting. As far as Facebook is concerned I don't even have a Facebook and I could care less it's a waste of time if somebody wants to say something; say it right to my face and I'll tell them; that's enough of this B S and let's get on with the meeting and let's go home."

Mayor Mucci – "Thank you Mr. DiLoreto and to rap this up I would like to call to Council's attention once again under the Charter for the City of Steubenville; I believe it's Section; Article 2 Section 10 The Journal; Council shall adopt its own rules and as I've been saying I keep showing this one it just so happen to be from the former City Manager; the City of Pataskala Council Rules of Order and I believe if you guys would just spend time next year working on this you would be able to facilitate your meetings better and also the appointments of committees; now when I sat down with the Mayor elect we were talking about the committees of Council; I talked about seniority, sharing the committees and all and right of way everybody and rightfully so wants to know where that is written; is it in the codified ordinances and all? Well no between the Robert rules of order and the codified ordinances and the charter there's a lot of areas that you need to go to when you're preceding over a meeting however just their list of procedures for Council meetings; public participation, request to speak, notices of meetings, Council committees and all can be identified in rules that City Council

could adopt and the Charter allows it so maybe next year you can spend time on that and also take into consideration the open meeting act and laws that are required to be in compliance so with that.”

Mr. Paul – “Can I get a copy of that?”

Mr. Villamagna – “Yeah me too Mayor.”

Mr. Paul – “(Inaudible) get a copy of that.”

Mayor Mucci – “The clerk; we have; I have myself presented copies of the Pataskala one to members of Council; open meeting laws and I believe the City Manager didn’t you order a book from the Attorney General’s office?”

Mr. Mavromatis – “Each Council person should have gotten a copy of the sunshine laws that was provided by the State and I know you should of got it.”

Mayor Mucci – “Also the Clerk has over 30 examples of other communities in the State of Ohio that she received from the Ohio Municipal League on rules and regulations of other Councils so she has them in her office and Frankie had them prior to that so I would just encourage Council to do that.”

Mr. Villamagna – “Mayor could you forward or give me a copy?”

Mayor Mucci – “The clerk has them.”

Mr. Villamagna – “Oh okay.”

Mayor Mucci – “And she’s got over 30 examples not just that one of other municipalities that have it. Other than that we have one other signing in other miscellaneous Mr. Timmons.”

Mr. Timmons – “I’m going to pass.”

PUBLIC FORUM

Mayor Mucci – “If there is anyone wishing to speak to City Council on City business please come forward and state your name and address.”

Mr. Paul moved to adjourn. Second by Mr. Villamagna. Roll call. All ayes. So moved; meeting adjourned declared Mayor Mucci.

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR