

MINUTES OF COUNCIL MEETING
February 20, 2018

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

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

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

APPROVAL/CORRECTION OF MINUTES

Minutes were approved by Mrs. Hahn for February 13, 2018. Second by Mr. Paul. Roll Call. All ayes. So moved minutes accepted declared Mayor Barilla.

PETITIONS/COMMUNICATIONS

Mayor Barilla – “Petitions and Communications Madame Clerk?”

Mrs. Haley – “Nothing this evening.”

ORDINANCES AND RESOLUTIONS

NO. 2018-12 – BY THE FINANCE COMMITTEE

Messrs. Paul, Dressel, Timmons

AN ORDINANCE AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO TRANSFER THE AMOUNT OF \$267,562.38 FROM THE WATER RESERVE FUND (91) TO THE WATER OPERATING FUND (50) AND DECLARING AN EMERGENCY.

Mayor Barilla – “You have heard the reading of Ordinance No. 2018-12. If there is anyone wishing to speak on Ordinance No. 2018-12 please come forward and state your name and address.” Mr. Paul called question. Roll Call. All ayes. Ordinance No. 2018-12 duly adopted declared Mayor Barilla.

NO. 2018-13 – BY COUNCIL AS A WHOLE

A RESOLUTION OF SUPPORT FOR THE HELLBENDER PRESERVE PROJECT; A PROJECT TO PROMOTE THE RESTORATION AND REJUVENATION OF THE EASTERN HELLBENDER IN THE CROSS CREEK WATERSHED WHILE SIMULTANEOUSLY ENHANCING THE QUALITY OF LIFE FOR THE CITIZENS OF JEFFERSON COUNTY AND THE STATE OF OHIO.

Mayor Barilla - “We recommend that Resolution 2018-13 be read in its entirety; hearing no objections; Madam Clerk.”

Mrs. Haley – “A Resolution of support for the Hellbender Preserve Project; a project to promote the restoration and rejuvenation of the eastern hellbender in the cross creek watershed while simultaneously enhancing the quality of life for the citizens of Jefferson County and the State of Ohio. Whereas, the Jefferson Soil and Water Conservation District has been working with the Ohio Department of Natural Resources and the Ohio Hellbender Partnership to help restore the population of the state endangered Eastern Hellbender within Jefferson County, and whereas, the Jefferson Soil and Water Conservation District is working with the Ohio Rail Development Commission in transforming and conserving former railroad grounds, which is currently owned by the Ohio Rail Development Commission, and entity of the State of Ohio, and that contains portions of Cross Creek into a preserve for the state endangered Eastern Hellbender; and whereas, the Jefferson Soil and Water Conservation District is working with local partners, government entities, and institutions to preserve the grounds for a sanctuary for the hellbender; as well as for historic preservation, outdoor classrooms, and an integrated trail system in order to enhance the quality of life for the citizens of Jefferson County and the State of Ohio; and whereas, the Jefferson Soil and Water Conservation District intends to apply for grant monies in the future to support the project and improve the grounds to aid in the quality of life enhancements, and whereas, the Jefferson Soil and Water Conservation District anticipates working with local, regional, state, and national entities to help establish a trail system that will interconnect with other trails in the area and create a tourism destination as well as enhance the quality of life of residents. Now, therefore, be it resolved by the Council of City of Steubenville, County of Jefferson, and State of Ohio. Section 1: That this Council does hereby support the endeavors of the Jefferson Soil and Water Conservation District in obtaining the ground from the Ohio Rail Development Commission for the establishment of a preserve for the state endangered Eastern Hellbender. Moreover, the Council agrees to support the Jefferson Soil and Water district in its endeavors to establish an integrated trail system, an area for outdoor education, and their efforts to preserve the historic integrity of the area. Section 2: 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.”

Mrs. Hahn made a motion to accept and support the Resolution by Roll Call. Seconded by Mr. DiLoreto. Roll Call. All ayes. So moved motion carried declared Mayor Barilla.

Mayor Barilla – “Do you have that there or no we don’t have anything to give them.”

Mrs. Haley – “No.”

Mrs. Hahn – “Are you going to put that in letter form for the Mayor to sign or is this something that we’re to sign?”

Mrs. Haley – “You’re going to have to ask Costa. This is the first time...”

Mr. Mastros – “This is just a Resolution of support that the Mayor will sign; Clerk of Council will sign and we’ll get you a scanned copy just like we normally do.”

Mrs. Hahn – “Is this something that could be signed at the end of Council tonight and given to Mark to take back to the grant application?”

Mr. Timmons – “You probably want it on parchment paper.”

Mr. Mastros – “You can do it on parchment but I think the more important thing is Karly has to stamp it and sign it.”

Mr. Villamagna – “We don’t have it made up yet do we?”

Mr. Mastros – “Yes it’s here so if there is time after the meeting for her to do so; if not I guess the first thing in the morning.”

Mayor Barilla – “First thing in the morning?”

Mrs. Haley – “It doesn’t matter; whatever you guys want; I have it here but I have to sign it and scan it and I’ll have to make a copy of it that’s all.”

Mayor Barilla – “That she would need to sign it and scan it.”

Mr. Villamagna – “Let him pick it up in the morning.”

Mayor Barilla – “We can do that.”

Mrs. Haley – “Okay.”

REPORT OF COMMITTEES

Mr. DiLoreto – “Yes Mayor. Well we’re going to have our Utility meeting next week starting at 6:00 p.m. I would like for Chuck Murphy to be here and Dave Lewis and of course (inaudible) will be here; have as much information as possible; bills; what we’re going to do; what our game plan is going to be and what it’s going to cost the citizens. So of these people have been invited to come down please give their names to Karly so we can put them on the agenda if you want to talk; everybody is welcomed. There will be no sign ins; anyone from the audience want to say anything towards the end of the meeting they are more than welcome; this is going to be a team effort; I talked to Dom Mucci a little while ago; he’s President of Omega and he’s going to give us some help. I also talked to Chris and he said there might be some help in his fund from some water programs that haven’t been destroyed I was thinking maybe the water tower up on the hilltop; which it needs cleaned cause we’re going to (inaudible) as possible. Some public officials; Mr. Mavromatis for you to sign a letter to Mr. Bill Johnson tell him he want his help not only by word but in revenue cause this town cannot foot this bill by itself and there’s going to be raises and we want all the facts and figures and we’re going to play Texas Poker; we’re going to deal from the top; everybody’s going to know what’s happening and when it’s happening; next week will be the first of many meetings probably all summer long and we’re going to keep the public in (inaudible) to what’s going on. If you have any questions call your members of Council maybe speak next week too; I know it’s going to be a long meeting so I just hope everybody has their speeches short and to the point and know which way we’re going to go. Any questions? Thank you.”

Mr. Dressel – No report

Mrs. Hahn – No report

Mr. Paul – “Yes your Honor I have 2 items. First I would like to make a motion to move into executive session after Public Forum and it’s in regards to the pending litigation about the St. Stevens appropriation case and I would like for Mr. Mavromatis, you Mayor, Mike Dolak and Dave Lewis too to be present.” Seconded by Mr. DiLoreto. Roll Call. All ayes. So moved motion carried declared Mayor Barilla. “My second item Mayor is by Council as a whole it is a resolution proclaiming March 2018 as Developmental Disabilities Awareness Month.”

Mayor Barilla – “Okay March what again?”

Mr. Paul – “March 2018 as Developmental Disabilities Awareness Month. I’m done thank you.”

Mr. Petrella – No report

Mr. Timmons – “Yeah I just have one question. I had a couple citizens ask about; I was under the impression at first with the large trash cans if they exchange them for a smaller one there would be no charge for that.”

Mr. Mavromatis – “That’s correct.”

Mr. Timmons – “Okay a couple of them had the charge on their bill so I’m assuming just have them call down...”

Mr. Mavromatis – “Did they return the other can?”

Mr. Timmons – “Yeah.”

Mr. Mavromatis – “And they only have one can?”

Mr. Timmons – “Yes.”

Mr. Mavromatis – “Then there shouldn’t be any charge.”

Mr. Timmons – “Large too small.”

Mr. Mavromatis – “Then that’s something they’ll have to discuss with the utility office then. That’s easy to fix.”

Mr. Timmons – “Okay. Yep alright.”

Mr. Villamagna – “Yes Mayor. I would like to call a Planning Committee meeting for March the 6th at 6:30 p.m. if anybody wants to get anything on the agenda just let me know and we’ll get it on there. Under planning and economic development you know a few months ago News 9 did a thing on downtown Steubenville about how whether it would succeed or not; so I was riding around and one of the guys that was on that show or segment dumped a whole load of garbage right next to his building so I called him on the phone; I sent him a text message I said you know; (inaudible) I’m busy and I can show you worse things than that in Steubenville; you can but I said to him be part of the solution not the problem and he said he would have it cleaned up by the weekend and he did not have it cleaned up by the weekend and as of yesterday it was not; now I talked too; Mr. Paul said that he come by and he did see some people picking it up but the point of the matter is that it should have not been dumped there to begin with; downtown is not a dumping area and no place in the City is a dumping area and for a guy who is trying to develop the downtown to dump it there is totally wrong and is also against the law. So at the planning meeting that’s one of the things that I do want to address; that we need to do something with the downtown area if we have any chance of survival for the downtown we got to be serious and the people that are taking care of their property are fine; the people who are not taking care of their property are going to have to be brought into court and fined and so be it and if they don’t like it they can sell the property or move or whatever they got to do they can do but it’s nonsense to see broken windows, trash dropped downtown, buildings with floors coming down in them and this is a multitude of people this isn’t just one or two people this is several people that I’ve noticed (inaudible). So that will come up at the Council meeting then the other thing I saw in the Sunday paper where the SRG wants to put planters on 4th Street and have students paint them and having them place by May. Well the SRG would need to submit a plan to the City Engineers office and also the planning department and should collaborate with Council to see what we want to do in the downtown area before they decide to paint any containers or whatever their plan was because this has never been addressed with Council. The Hilltop Development Corporation did that a few years back on City property on LaBelle and it all had to come down because that’s not the direction that we wanted it to go so I know you’re involved with that.”

Mayor Barilla – “Well let me do a little clarification. Since the trees were taken down it was thought with the SRG as to what we might be able to do to enhance or improve the streets scape and the idea of planters being placed on the sidewalks to give a fresh look with flowers arrangements and the planters was an idea that was brought forward. Now that again was just in the very early stages we have to first of all take a look at before we even go to Council; it can first of all see what kind of planters would work there size wise, how many planters would we require and can we afford to buy planters? All those things would have to be addressed first I know we have McCauslen’s is willing to provide the flowers that would go in the planters at no charge so like I said it’s just a preliminary look at what we may be able to do in downtown; needless to say when I was the President of the SRG we put 8 cement planters out here on Market Street and Third; 4 around the court house and 4 around the City Building but what we did prior to that happening asked City Council, asked the County Commissioners for permission to put those on there we’re not going to do anything without the approval of City Council.”

Mr. Villamagna – “I just wanted to make sure because I don’t want to get a bunch of kids to start painting things and then we...”

Mayor Barilla – “Yeah that may happen that may not happen; we may say that we make them all (inaudible) color or what but again this is the early stages of our thinking and so we would definitely be...”

Mr. Villamagna – “Because the way the paper had it; it was like they were doing it and it was a done deal.”

Mayor Barilla – “No no no. Like I said we just jumping; we’re just getting in the car we’re not driving yet.”

Mr. Villamagna – “Okay thank you Mayor for that clarification. Also under Economic Development you know we hear all the time that Weirton is booming; there’s nothing going on in Steubenville; well here’s the thing that I did some checking into. There’s 5 new businesses located at the old Wheeling Pittsburgh Steel site; Straus River Rail including the Pilot gas station and the City obtained a 1 million dollar grant for them for clean up for that area; there’s 3 new restaurants on University Blvd. one is getting ready to open here shortly; there’s a new business on University Blvd. an insurance office; there’s one new building going to be built in the west end of the City to relocate a jewelry store; there’s a 75 million to a 100 million dollar job going on at Trinity West and it’s all brand new construction; there’s a 4 million dollar remodeling at Best Western on University that is taking place as we speak; 7 million dollar new construction on Lovers Lane for the (inaudible) for the sisters that are from Spain; 3 million to 4 million dollar job going on at the Library putting a new addition on; there was a contractor at Wal-Mart at night and he’s working on some remodeling procedures at Wal-Mart; Jefferson County Gas Production which some of it’s (all inaudible) in Steubenville but most of it is outside but what happens in Jefferson County affects us and what happens in Steubenville affects Jefferson County. So Jefferson County gas production grew by 587% there are 103 Utica Shale wells in various stages; it’s 20 wells that are permitted; 18 are being drilled; 30 of them are drilled and 35 are producing; the 4th quarter of 2016 which is the only one that I couldn’t find the report for 17 they are telling me that it’s not public yet but I don’t know for sure; but the 4th quarter of 16 yielded a record high for natural gas production in Jefferson County; then I went to the economic census for 2012 was the last one; there’s 551 businesses in the City of Steubenville with paid employees and there’s 808 businesses in the City of Steubenville without paid employees so that’s 1,359 businesses; I know those people are going to say yeah we don’t have any industry we don’t have that; we don’t but you have to look around there are things happening there’s money being invested in this community which means that somebody thinks positive here or Trinity West would shut down and go somewhere else or sell to

UPMC; I mean they're not; the Library is invested so there's things going on we're not setting any records but we're not just sitting behind. I think that's it."

Mayor Barilla – "There's one restaurant in the Hollywood Shopping Plaza that I don't know if you mentioned or not."

Mr. Villamagna – "No; well there's; the Hollywood Shopping Plaza is a diamond for the City too there's 36; I tried to count them on the other side but I almost wrecked so I stopped doing that; there's 36 businesses in Hollywood Shopping Center itself and they're all occupied; every one of them is occupied so that says something there too there's people waiting to get in if there's a vacancy; that says something and I believe that's all I have under planning and economic development. Thank you Mayor."

Mr. DiLoreto – "I want to add to the planters; 25 years ago Dr. Kuric put those planters in downtown; you were probably around; they're all gone; all they did was take beer cans, pop cans, nobody would cut their grass in them or water them; I think 4 of them were down at the courthouse there was one on 6th Street and there's one of Lincoln Ave. so I think if we're going to do something downtown is probably some of those nutcrackers in those windows and there's also a brand new house going on South 8th Street; I don't know who's building it but it is fantastic; I got some income in my Ward."

Mayor Barilla – "I saw that house it's very nice and by the way on the planters if I may add a footnote. The 8 planters that are outside here on the street; we do maintain those and if planters would ever go back on 4th Street the business owners would take it upon themselves to make sure that they're watered and fertilized and cared for naturally that has to be a paramount part of any kind (inaudible)."

Mr. DiLoreto – "Yeah because we took them all out. Thank you Mayor"

Mayor Barilla – "Thank you."

Mr. Villamagna – "Everybody pitching together that's a good thing but you know I've ran into this with the projects that I was on everybody's like what they want to do the big part but nobody wants to do the manual part; the manual part is watering, cleaning them, making sure there's no weeds in there, making sure there's no cans in there and stuff like that. It took us awhile to get those trees down; they're down and we don't have to rush into this to do it so we can come up with a plan everybody with SRG, the citizens, and this Council to try and figure it out and make sure that it looks nice and can do something to the downtown."

Mayor Barilla – "That's our goal. Thank you Mr. Villamagna."

REPORT OF ADMINISTRATIVE OFFICERS

Mr. Mavromatis – "Thank you Sir. To answer a some questions from Council the bulk pick-up will continue this year it's going to be mid-April to mid-May; it's 6 weeks; it's one day a week for 6 weeks so it will be there; the only reason we don't have exact dates we do still have to follow the weather we've had late winters in March even into April it has snowed it's very rare but (inaudible) but it is going to happen. 1323 Oak Grove was a fire; house torn down and the remains have been there that's being checked out to find out who did the demo work on it and why it's been left that way; a hot tub was left at Oak Grove and Pennsylvania Ave. and they are replacing the windows there but that tub has been there for several months. At Ridge and Wilkins there's a 4x4 pick-up it appears to be a City 4x4 we're tracking down the owner of that to find out why it is on now it's a possibility until I track this down it could've been left by our own City workers there but we'll find out on that. Shirley Circle had a parking issue a lady moved into a house next to a church; it says the parking is causing her issues; she was contacted today by Mr. Dolak and again it was explained to her what the legal issue are with parking; clearly if any vehicle is blocking her driveway that's a towable offense and all she has to do is call the Police and we'll get the tow truck to remove it. AEP; AEP had concerns with our trees on South 4th; the South 100 block; the reason we did the 100 block North because the businesses were there; there were several that this was happening to their business by blocking their windows; the addresses so they were removed. Now we're going to do the 100 block of South 4th; that is a more important issue for AEP because those trees have hampered the power in several of those lights down there; now the other thing Mike; we're having a meeting I know with AEP is there still a chance for the colored poles?"

Mike Dolak – "That is something that we have to discuss with them."

Mr. Mavromatis – "Okay. We got several silver light we add or maybe the brown color like they have up on University (all inaudible) the signs; the street signs that are down there so it's a matter of cost; who's going to pay things like this; the type of lighting; Mike what's supposed to be in the new ones? The LEDs or are they going to be?"

Mike Dolak – "AEP hasn't upgraded anything to LED; all the LEDs that you see around the City are all ours; so all the street lights downtown they're all normal; what is it sodium?"

Mayor Barilla – "Sodium."

Mike Dolak – "Yeah they are all sodium. All the LEDs you see we upgraded those a couple years ago."

Mr. Villamagna- "Can I ask a question about the trees? Can we possibly maybe coordinate with AEP to be there at the same time with AEP because they hire a contractor?"

Mr. Mavromatis – "As far as cutting?"

Mr. Paul – "Aspen yeah"

Mr. Mavromatis – "We've already asked them; if they come in to cut all they're going to do is cut by the lowest line by a foot and it's going to shear it right off."

Mr. Villamagna – "No what I meant was."

Mr. Mavromatis – "AEP with the lighting."

Mr. Villamagna – “No. If AEP is going to come and cut the tree down because I was really impressed with our crew down there that did that.”

Mr. Mavromatis – “They aren’t; they are not coming.”

Mr. Villamagna – “They’re not coming?”

Mr. Mavromatis – “No this is on us.”

Mr. Villamagna – “Okay never mind.”

Mr. Mavromatis – “So that way and again I’ll see their work in other neighborhoods and I do agree with the people that live there and again I understand their side but I got to understand our side more.”

Mr. Villamagna – “I just had some; I was worried that at night when our guys in them wires but I was impressed that they knew what they were doing.”

Mr. Mavromatis – “John with that bucket I don’t know how he did it.”

Mr. Villamagna – “He knew what he was doing.”

Mr. Mavromatis – “John is our electrician he runs the bucket; he was phenomenal going around there so once we get those down; now we’ve had some people that may not have liked it; the majority of people love it especially the business people; now it’s again what do we put back in that; that’s something to be decided as a City to do that and this is just a I guess a forward vision; what I would like to see next year because the way this has gravitated from this nutcracker; we just finished our 3rd year and the amount of people that came to this area to visit that was phenomenal; everybody made out our restaurants made out, our hotels made out, but what I would like to see from Washington to Adams on 4th Street and from 3rd to 5th on Market all the store fronts that we have here whether if it’s occupied or not the owners need to clean the front you can drop a black drop off of the back; just use the front; put lights in it or some type of advertisement whatever you want; the people can walk up and down the streets so hopefully by this year in November December that whole area will be lit up like it should be; it’s done in other communities and it’s starting here and as you walk up 4th Street and see these owners that have businesses there that have cleaned up their fronts and they look like that and talking to some of the store owners business went up during that time frame because we had out of town people here so again back to what you said from the planning committee Mr. Villamagna this is the start and you’re right you’re either part of the solution or part of the problem and that’s the way that we got to approach this and again my hats off to the business people here on 4th Street and Market because they have tried to make it better and again this is a start. Mayor that concludes what I have sir.”

Mr. Petrella – “Hey Jim when you meet with AEP could you ask them about our lighting plan; for our street lights? What they own and where they are located at? Because we have torn down several homes and in their streets that have street lights and there’s nothing there.”

Mr. Mavromatis – “Correct me if I’m wrong Mike. We can identify the poles by numbers all poles are numbered. Do you have a plan? I think you have a plan don’t you on who owns what lights or...”

Mike Dolak – “We as a City own 365 to 380 lights so Councilman I’m not sure exactly where you’re talking about maybe...”

Mr. Mavromatis – “Do you have the address where?”

Mr. Petrella – “There used to be a lighting plan for the entire City where every light is on every street; maybe we can look at that lighting plan and maybe eliminate a few lights and save some dollars.”

Mr. Mavromatis – “Well Chris or Bob may have it because the streets and the electric so.”

Mike Dolak – “Excuse me but you’re talking about City owned lights or AEP?”

Mr. Petrella – “There’s been a comprehensive plan of all the lights; all the street lights in the City of Steubenville; it’s there; we need to look at it to see if we need to shift lights or we can eliminate lights in order to save money.”

Mike Dolak – “Okay I’ll see if I can locate it in my office.”

Mr. Villamagna – “Jim to play off of what he said too. Do we have any information back about that audit from the electric audit? Remember the meeting you had with the people that we’re telling me how you save money.”

Mr. Mavromatis – “No we haven’t got anything back.”

Mr. Villamagna – “Okay but that’s still in play.”

Mr. Mavromatis – “Yes because it was free it does not cost us anything and they’re going to do an assessment of the City on those areas.”

Mr. Villamagna – “Yeah I said audit; assessment.”

Mr. Mavromatis – “Yeah. That’s it Mayor from me.”

Mr. Mastros – No report

MISCELLANEOUS REPORTS

PUBLIC FORUM

Mayor Barilla – “This evening we have signing in under Public Forum Mr. Mike Streaan so Mr. Streaan will you please step forward state your name and address.”

Mike Streaan – “My name is Mike Streaan 652 Longvue Dr. Wintersville, Ohio; we own Mike’s Sweeper Center 147 N. 4th Street. I’m here this evening representing the economic development committee for the SRG; we’d like to get some sort of clarification as far as going back to sidewalk ownership, responsibility, as far as

maintenance goes, the liability if something were to happen; I don't know what the code is; the number; I would like that to begin with but eventually I would like a meeting with Mr. Mavromatis, Mr. Mastros, Mayor, Chris Petrossi to get some sort of clarification on what as a building owner are we responsible for and what is the City responsible for basically that's it."

Mr. Mavromatis – "Mike this is a perfect case of why this works of signing in. When you came in; I get a copy of who signs in so what this (inaudible) me to do is to give you exactly what you've asked for and then the other thing that I would add after you've read this is to meet with myself and Mr. Costa we can come up to the store we can just walk up."

Mike Streaan – "Yeah you can buy something if you come to the store."

Mr. Mavromatis – "I knew you would add that in there. But again this should answer all your questions and again what you had we'll be more than happy to come up there."

Mr. Villamagna – "Jim could you hand that to him too."

Mayor Barilla – "I think Mr. Villamagna did you want to address this as well?"

Mr. Villamagna – "Well I just; cause when you did that; when you said that it does work because when you sent that in I started looking up my codes and everything and the short story is; the sidewalk belongs to us; you're responsible for the sidewalk; liability is yours; cleaning it repairing it and everything it's all in there; it spells it out good just so. We own it you're responsible for it; you have no snow on it; no blocking the drive ways or sidewalk; if its broke and you don't fix it; we'll fix it and send a bill to you; assess your property but it's all in there but the short of it is it's your responsibility."

Mike Streaan – "Okay so after we review this setting up a meeting is okay?"

Mr. Villamagna – "Yeah."

Mayor Barilla – "So liability is also the responsibility of the property owner?"

Mr. Villamagna – "Right someone falls on that sidewalk or it's in disrepair; it's not on us it's the property that's abutted; backed up by the Ohio Revised Code. When you read that Mike you'll understand if you have any questions you got my number you can call me if you have anything."

Mike Streaan – "Thanks Bob."

Mr. Villamagna – "You're welcome Mike."

Mrs. Hahn – "What's the code number in case anybody else wanted to look it up?"

Mr. Villamagna – "Just go to the website and punch in sidewalks and the whole thing will come up."

Mayor Barilla – "Bob so may I asked the question of once the trees; now that the trees are removed and several sections of the sidewalk at least on the west side on North 4th Street have been elevated because of the root system and they're pretty dangerous there for people tripping so that needs to be addressed by the property owner is that what you're saying?"

Mr. Villamagna – "The business?"

Mayor Barilla – "The business there."

Mr. Villamagna – "That sidewalks (inaudible) is responsible for fixing the sidewalk."

Mayor Barilla – "Okay. Any other questions from Council?"

Mr. Villamagna – "You know that's another thing was; when I got up I saw Mike sitting back there. He's actually the only one that can give permission for anybody to put anything on that city right of way that we do have; it has to go through the City Engineer's office which makes sense because Mike is the only one that knows what's probably underneath there and what access we might have to have but that's also too. I found that out the hard way I made the wrong statement on that before."

Mayor Barilla – "So one more question may I ask?"

Mr. Villamagna – "Mayor you can ask me anything you want too."

Mayor Barilla – "Under the building that I own there are 2 coal shoots under the sidewalk."

Mr. Villamagna – "Right"

Mayor Barilla – "The City had come to look at those; examine those and I believe they were to be filled because of possibly new sidewalks being put in so where is that today? Where is that; I should probably sign in for next week to ask that question."

Mr. Villamagna – "Well Mayor I'll give you this copy; you can look at it cause..."

Mayor Barilla – "Most of those buildings have; were coal fired boilers there and they had these coal shoots right on the walk."

Mr. Villamagna – "There's actually a section in there that deals with those old freight elevators that I remember when I was a kid and the coal shoots; there's actually a section in there which I did not read that or print it out because I know we probably don't have any exposed coal shoots."

Mayor Barilla – "No."

Mr. Villamagna – "We possibly may have a couple of those doors left I'm not really a 100% sure but there is actually a code in there that will tell you what the guide lines are for those holes."

Mayor Barilla – "Okay."

Council Chambers were cleared for Executive Session.

Council Chambers were reopened for adjournment.

Mr. Paul – "I would like to sunshine an ordinance authorizing and directing the City Manager to enter into a settlement agreement and purchase agreement for the property owned by St. Stephen's Protestant Episcopal Church and declaring an emergency."

Mr. Paul moved to adjourn. Second by Mrs. Hahn. Roll call. All ayes. So moved; meeting adjourned declared Mayor Barilla.

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR