

**MINUTES OF COUNCIL MEETING**  
**February 12, 2019**

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

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

Also present; City Manager Jim Mavromatis, Law Director Costa Mastros, Police Chief Bill McCafferty, Fire Chief Carlo Capaldi, Finance Director Dave Lewis, Utility Supervisor Lisa Knight, Engineering Director Mike Dolak, Urban Projects Director Chris Petrossi, Water Superintendent Jim Jenkins, Sanitation Supervisor Bob Baird, Parks and Recreation Director Lori Fetherolf, Linda Harris from the Herald Star, & WTOV9.

**APPROVAL/CORRECTION OF MINUTES**

Minutes were approved by Mrs. Hahn for February 5, 2019. Second by Mr. Timmons. 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.”

Mayor Barilla – “Thank you Madam Clerk.”

**ORDINANCES AND RESOLUTIONS**

**NO. 2019-9 – BY THE FINANCE COMMITTEE**

**Messrs. Paul, Dressel, Timmons**

**AN ORDINANCE TO AMEND CHAPTER 191 OF THE CODIFIED ORDINANCES OF THE CITY OF STEUBENVILLE REGARDING MUNICIPAL INCOME TAX.**

Mayor Barilla – “Mr. Mastros.”

Mr. Mastros – “Thank you you’re Honor. (All inaudible) the court. Thank you Mr. Mayor. As you all know from the e-mail traffic that you all received today; there was a little bit of confusion and I made maybe a couple of assumptions and for any confusion or assumptions I made I apologize. I didn’t realize two weeks ago when this was placed on the ordinance; placed on the agenda but tabled; did not realize that you did not receive a copy of it. We were having some issues with it. It’s a long ordinance about 50 pages the attachment is; three hands were in it myself, my assistant, and Mr. Lewis. Finally got a hold of RITA so but two weeks ago I asked you to table it so we could confirm somethings with RITA; at that point I didn’t realize you didn’t get it. It came off the table last week; we had the first reading but then we started hearing I didn’t get a copy of it. So you guys never officially received a copy. So what I’d like to do is this; there are other things we can do but the simplest thing to do is this I’m going to ask you to vote to withdraw 2019-9. I gave Mr. Paul a newly revised version to sunshine this evening. That will go into your packets; the full ordinance, the cover ordinance and the attachments will go into your packets next week. There’s no time crunch on this but we do need to pass it so I think it’s the cleanest way to do it and again whatever miscommunication there was between myself, the clerk, and my office it’s my fault I apologize. We’ll get that squared away. I think the best thing to do is because you guys did not have it is to withdraw it and start over again. Thank goodness there’s not a time crunch. I think that’s the cleanest way to go.”

Mayor Barilla – “So we have a motion to withdraw Ordinance No. 2019-9?”

Mr. Paul made a motion to withdraw Ordinance No. 2019-9. Second by Mr. Petrella. Roll Call. All ayes. So moved motion carried declared Mayor Barilla.”

**NO.2019-13 – BY THE FINANCE COMMITTEE – 2<sup>nd</sup> reading**

**Messrs. Paul, Dressel, Timmons**

**AN ORDINANCE REPEALING THE EXISTING TABLE OF ORGANIZATION OF THE CITY OF STEUBENVILLE, OHIO AND NOW ENACTING A TABLE OF ORGANIZATION FOR ALL EMPLOYEES OF THE CITY.**

Mayor Barilla – “You’ve heard the second reading of Ordinance No. 2019-13. The third and final reading will be next week February 19, 2019.”

**NO. 2019-14 – BY THE PUBLIC UTILITIES COMMITTEE – 2<sup>nd</sup> reading**

**Messrs. DiLoreto, Dressel, Timmons**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR PROFESSIONAL ENGINEERING AND/OR DESIGN SERVICES FOR THE CITY OF STEUBENVILLE SECURITY CAMERAS AND WIRELESS BACKHAUL PROJECT, SUBJECT TO THE RIGHT TO REJECT ANY AND ALL PROPOSALS, AUTHORIZING THE CITY MANAGER**

**TO ENTER INTO A CONTRACT WITH THE MOST QUALIFIED ENGINEERING OR DESIGN CONSULTING FIRMS AND AUTHORIZING PAYMENT OF THE SAME.**

Mayor Barilla – “You’ve heard the second reading of Ordinance No. 2019-14. The third and final reading will be next week February 19, 2019.”

**NO. 2019-15 – BY THE PLANNING COMMITTEE – 2<sup>nd</sup> reading**

**Messrs. Villamagna, Hahn, Petrella**

**AN ORDINANCE GRANTING AN EASEMENT TO COLUMBIA GAS OF OHIO FOR THE PURPOSE OF INSTALLING AND MAINTAINING A NEW GAS PIPELINE TO SERVICE THE RESIDENCES IN THE BUENA VISTA AREA.**

Mayor Barilla – “You’ve heard the second reading of Ordinance No. 2019-15. The third and final reading will be next week February 19, 2019.”

**NO. 2019-16 – BY THE PLANNING COMMITTEE – 1<sup>st</sup> reading**

**Messrs. Villamagna, Hahn, Petrella**

**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 Barilla – “You’ve heard the first reading of Ordinance No. 2019-16. The second reading will be next week February 19, 2019.”

**NO. 2019-17 – BY COUNCIL AS A WHOLE – 1<sup>st</sup> reading**

**AN ORDINANCE AMENDING SECTION 111.25, SUBSECTION (B) OF THE ADMINISTRATIVE CODE.**

Mayor Barilla – “You’ve heard the first reading of Ordinance No. 2019-17. The second reading will be next Tuesday February 19, 2019.”

**REPORT OF COMMITTEES**

Mr. Dressel – No report

Mrs. Hahn – “Yes the Parks and Recreation meeting will be at the clubhouse tomorrow night at 7:00 p.m. and Lori Fetherolf will be leading that. I believe almost the entire board if not the whole board will be there and feel free to come with questions or concerns. If you want to do a rental for any of the facilities I believe you need to bring; need to come in and actually do that publicly so if you’re thinking about doing a rental for some event tomorrow night is your next opportunity and then it’ll be a month before the (all inaudible).”

Mr. Paul – “Yes you’re Honor. I have; I have a; I have the ordinance that we were talking about earlier; it’s under finance and it’s an ordinance to amend Chapter 191 of the Codified Ordinances of the City of Steubenville regarding the municipal income tax and that’s referring to Costa spoke about earlier in the meeting and we just voted the other ordinance down. Second this is a resolution as Council as a whole and it is a resolution in honor of Mr. Isaiah Culbreath during this month of February in accordance with Black History Month. Mr. Culbreath was a the coach of the Biggio’s girl softball team and he was instrumental in getting a lot of black musician to come in town; Smokey Robinson just to name a few and I have more of the ordinance and I’ll give it to our Council Clerk. I think I already e-mailed it to her. Okay and then I make a motion that we go into executive session after public forum to discuss the City Manager’s contract and I want just Council and you want Jerry?”

Mrs. Hahn – “I think we were using just...”

Mr. Paul – “You want Jerry or just all seven council members?”

Mr. DiLoreto – “No difference to me. (All inaudible). Jerry do you want to come?”

Mayor Barilla – “That’s fine with me.”

Mr. Paul – “Okay. So it’ll be all eight of us. Okay? We’ll discuss that. That’ll be public forum; or not public forum executive session after public forum. Do I have a second on that?”

\*Mr. Paul made a motion to go into executive session to discuss the City Manager’s contract. Second by Mr. DiLoreto. Roll Call. All ayes. So moved motion carried declared Mayor Barilla.

Mr. Petrella – No report

Mr. Timmons – No report

Mr. Villamagna – No report

Mr. DiLoreto – “Yes I think; I think Bob you got a meeting next week 6:00 don’t you?”

Mr. Villamagna – “Yes sir.”

Mr. DiLoreto – “Okay well (inaudible) first off the utilities meeting at 6:30 to discuss sanitation and we want Mr. Baird here. Any councilmen has any questions (all inaudible) give Bob a little bit of time to research some

of the questions that we have; what we need; and what we want so we don't catch him flat footed and he has to go back again check everything out and we'll get the answer the next day. I think (all inaudible) and I think you very much."

Mr. Villamagna – "Mr. DiLoreto I think you might of said the time wrong. I'm not 100%."

Mr. Mastros – "It is. It's backwards."

Mr. Villamagna – "Yeah."

Mr. DiLoreto – "What 6:30?"

Mr. Villamagna – "I'm not sure."

Mr. Mastros – "Yonk I believe utilities is at 6:00 and planning was at 7:00 I thought."

Mr. Villamagna – "6:45 or 7:00 something like that."

Mr. Mastros – "Yeah I believe that was it."

Mr. DiLoreto – "(All inaudible)."

Mrs. Haley – "Planning's at 6:00."

Mr. DiLoreto – "A meeting a six?"

Mrs. Haley – "Planning's at 6:00. Utilities at 6:30."

Mr. DiLoreto – "That's what I thought last week."

Mr. Villamagna – "Alright."

Mr. DiLoreto – "I could be wrong once in a while."

Mr. Mastros – "I thought it was backwards I'm sorry."

Mr. Paul – "Utilities 6:30."

Mr. DiLoreto – "Okay Bob you're first then."

Mr. Villamagna – "I'm number one Yonk."

Mr. DiLoreto – "You're always number one in my books."

Mayor Barilla – "Before we move on from our standing committees reports you have with you a letter from the Mayor recommending Richard Beal for reappointment to the Regional Transit Planning Board. Could somebody entertain a motion for that?"

Mr. Villamagna – "Yes Mayor I'd like to accept your nomination for reappointment to the Transit Board of Richard Beal." Second by Mr. Paul. Roll Call. All ayes. So moved motion carried declared Mayor Barilla.

## **REPORT OF ADMINISTRATIVE OFFICERS**

Mr. Mavromatis – "Thank you Mayor. Where I'm going to go with this; for this specific room here; I'd like Council to look we got a spot here and we have over here. I've already had a contractor in here and it was very difficult when it was raining to find out where it's coming from let alone repair it. But I had an e-mail from the Judge he's very concerned with this and rightfully so. My concern is the ceiling is going to come down. This room here 5 days a week is utilized as well as other offices too but this problem here with the amount of work here and again with the future plans of what Council wants to do with this building then I'd like to get a bid; good estimate what it's going to cost to replace this roof. Now we have other roofs in our system in other buildings that we need to get replace also. So what I'm going to do is get a whole estimate on all of this and see if we might get a better deal of going with all of this together but we can prioritize what we want done first but this is my biggest concern right now dealing with these two issues. We have another leak that's down our community service and where our computers are for the Police which will eventually be moved; we have that covered with a tarp but we have a leak there that has not come back up again so that's something; we need to address this as soon as possible. I was approached by a business person this week; it goes to First Friday; another thing they would like to try to do was close off the 200 block of North 4<sup>th</sup> Street so they could have 3 on 3 basketball and where people can park their cars in the parking lot there at North and 4<sup>th</sup> Street. So this is something that I will bring up with my department staff. We have to look at issues because Washington is a major (all inaudible) when we divert traffic. One of the request they came with already they want to close 4<sup>th</sup> and Market off; if we do that we have to move traffic either over to Adams and Washington not to mention we got traffic coming off our bridge that will either go to Adams or Washington if they're heading west into the City but again it's just the initiative that they want to try to get something out for the First Fridays that may work out. So again we have more and more business people that are approaching to participate in the First Fridays. We have already indicated if we do go with the basketball proposal they have (all inaudible) and everything and that they have to cover what they're going to do there so I wanted at least Council to know up front this; we're starting to get more and more requests on this First Friday and again based on last year's results it was very successful again a lot of them don't know is when we start closing off such as 4<sup>th</sup> and Market that requires a lot more work from the City blocking off streets and manpower that we have to put into this and next week I would like to brief Council on our year for 2018 on how our departments did. I have a highlight from each of the department heads but I will give all of you a copy of that next week and I'll brief Council on this. That's all I have tonight Mayor."

Mr. Mastros – "Just briefly Mayor. Mrs. Hahn asked me to give you just a little brief on where we are in terms of requesting the Ohio EPA and the Attorney General's office of possibly (inaudible) some of our oil and gas revenue to other departments mainly or maybe our water and sewer departments. I have been in contact with him; Mr. Lewis's office has prepared the financial documents that they have requested and that is in the order. They have sent me a model trust agreement. I read it. I'm not understanding a lot of how the pieces move

together yet and I have to have a clean copy of it as well. I probably have to schedule a meeting with the AG's office so they can run me through the model and how it works. That has been going on for a while. There are other things that we have to talk about. I'm probably going to have to brief Council in executive session next week. We're heading up on a turning point in the OPEC lawsuit; I've been (inaudible from coughing) and talking; telephone conferences with our attorney in Columbus; this is coming to a head and it won't; what we might be doing we'll not resolve the case in full but it will resolve a large chunk of it but you need to be briefed on that and the remaining issues before we make decisions and I think that's coming to a head very soon and I'll probably have to brief you in executive session next week. Thank you."

## MISCELLANEOUS REPORTS

Mayor Barilla – "We'll now move onto miscellaneous reports and tonight we have two signing in starting with Mr. Villamagna."

Mr. Villamagna – "Yes Mayor. Two weeks ago on this Council floor you vetoed an ordinance and there's some criticism of what you did and I'm going to read something about what you did. First off veto power has been around since 1777. Veto is a qualified one not an absolute one. The Mayor vetoed something he has to offer a reason for the rejection and then we as a Council can override it by 2/3 of a vote. It's designed to limit powers of Council. It's a political tool which allows the Mayor to slow down or kill legislation. Now I'm going to stop there for a second because I think your intent was to slow it down and make us think; not to kill the legislation. That is what I believe."

Mayor Barilla – "That's correct."

Mr. Villamagna – "The bottom line we want the Mayor to be energetic and involved and he is and I congratulate you on that (all inaudible) because (inaudible from coughing) is I sat here is the first time I voted out of frustration just to get it over with and done and you slowed it down and it's being reintroduced again; the proper way that it should be. It's a tool given to the President, it's given to Governors, it's given to Mayors against legislation that he opposed. It's not absolute. If enough of Council wants to oppose it we can. We can over turn it and nobody made a motion to overturn the veto. That's politics; whether or not we like it that's a different story. The political climate; that's your power. We clearly didn't understand what was going on by the Mayor vetoing the ordinance gave everyone a chance to look at it and it was reintroduced. I truly believe it was not an attempt by you Mayor to silence anyone and I thank you for being active in this Council. Thank you."

Mayor Barilla – "Thank you. Mr. Timmons?"

Mr. Timmons – "I had a question. I was contacted by Ross Ivkovich; he approached me; do we have a City flag? We have a City seal but he was suggesting you know it might be something that the high schools could get involve with kind of come up with something. I know several other cities and municipalities have it so I just want to see what everybody thought about that?"

Mr. Mavromatis – "I'll have to double check I have two flags that are in my office. One is an old American flag and I believe the other one is a City seal flag."

Mr. Villamagna – "If I can address?"

Mr. Mavromatis – "Yes."

Mr. Villamagna – "If I can for a second Mayor?"

Mayor Barilla – "Yeah."

Mr. Villamagna – "There's actually an ordinance in the book; there was a flag there I remember the flag being made. What happened to it? I got no idea but it was made by a club of something they made it. So in the book Eric if you look there is a; I just was reading it because I often wondered that myself; there is a City flag and it's adopted by ordinance. It has all the dimensions of it and what the seal is and everything so maybe kids from school or something like that it could be a project?"

Mr. DiLoreto – "Design."

Mr. Timmons – "That's what he was kind of saying you know just something; try to get a..."

Mr. Villamagna – "I'll get with you. I'll look that up. I'll tell you where it is."

Mr. Timmons – "You know if everybody; I don't know if anybody disagrees but I could talk to Ross maybe get something looked at and..."

Mr. Villamagna – "(All inaudible) I remember clearly it flew in front of the City building."

Mayor Barilla – "We need a flag pole first."

Mr. Timmons – "Yeah but we; you know in front of the fort there's a bunch of flags and it might look good there."

Mr. Villamagna – "I agree with you."

Mr. Dressel – "(All inaudible)."

Mr. Timmons – "That's all I had."

## PUBLIC FORUM

Mayor Barilla – “We have no one signing in this evening under public forum so I’m going to ask the audience to clear the chamber here so we can go into executive session.”

Council Chambers were cleared for Executive Session.  
Council Chambers were reopened for adjournment.

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

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_  
MAYOR