

**MINUTES OF COUNCIL MEETING**  
**April 30, 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 Timmons, Villamagna, DiLoreto, Dressel, Hahn, Paul, & Petrella.

Also present; City Manager Jim Mavromatis, Law Director Costa Mastros, Police Captain Ken Anderson (Acting Police Chief), Fire Chief Carlo Capaldi, Finance Director Dave Lewis, Utility Supervisor Lisa Knight, Engineering Director Mike Dolak, Urban Projects Director Chris Petrossi, Utility Director Chuck Murphy, Water Superintendent Jim Jenkins, Parks and Recreation Director Lori Fetherolf, Linda Harris from the Herald Star, & WTOV9.

**APPROVAL/CORRECTION OF MINUTES**

Minutes were approved by Mrs. Hahn for April 23, 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. 2019-41 – BY COUNCIL AS A WHOLE**

**A RESOLUTION PROCLAIMING MAY 15, 2019 AS PEACE OFFICERS MEMORIAL DAY.**

Mrs. Haley – “Resolution No. 2019-41. A resolution proclaiming May 15, 2019 as Peace Officers Memorial Day. Whereas, Peace Officers Memorial Day is held annually in the United States on May 15<sup>th</sup> in honor of federal, state and local officers killed or disabled in the line of duty and it is observed in conjunction with Police Week; and whereas, it is important that all citizens know and understand the duties, responsibilities, hazards and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression, and whereas, the men and women of the law enforcement agency of the City of Steubenville unceasingly provide a vital public service. Now, therefore, be it resolved by the Council of the City of Steubenville, County of Jefferson, State of Ohio: Section 1: That this Council calls upon all citizens of the City of Steubenville and upon all patriotic civic and educational organizations to observe the week of May 12 – May 19, 2019 as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in doing so, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens. Section 2: That this Council does further call upon all citizens of the City of Steubenville to observe Wednesday, May 15, 2019 as Peace Officers Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty and let us recognize and pay respect to the survivors of our fallen heroes. Section 3: That this Council does hereby designate May 15, 2019 as Peace Officers Memorial Day, with federal law (P.L. 103-322) directing that all flags be flown at half-staff on that date in honor of fallen officers and their families. Section 4: That this Council extends an invitation to all citizens of Steubenville to attend a special law enforcement memorial service to be held at the amphitheater at the Old Fort Steuben on Wednesday, May 15, 2019 at 9:00 a.m. Section 5: That the Clerk of this Council shall present a certified copy of this Resolution to the Steubenville Police Department. Section 6: 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.”

Mr. Villamagna made a motion to adopt Resolution No. 2019-41 by roll call. Second by Mr. Paul. Roll Call. All ayes. So moved Resolution No. 2019-41 is duly adopted declared Mayor Barilla.

Mr. Villamagna – “Captain Anderson. Captain Anderson of behalf of the City and behalf of City Council and especially on behalf of myself because I’ve had the honor of working with you and you’ve always been a good officer. I can’t think of another person I would like to see receive this than you.”

Captain Anderson – “Thank you sir.”

Mr. Villamagna – “Thank you very much for your work in the department for us.”

Captain Anderson – “Thank you.”

**NO. 2019-42 – BY COUNCIL AS A WHOLE**

**A RESOLUTION PROCLAIMING MAY 2019 AS MOTORCYCLE SAFETY AWARENESS MONTH.**

Mrs. Haley – “Resolution No. 2019-42. A resolution proclaiming May 2019 as Motorcycle Safety Awareness Month. Whereas, spring is in full swing and around the country, motorcyclists are returning to the road after a

long winter. But with a sudden spike in the number of motorcycles on the road, it's a good time to remind all motorists, whether on two wheels or four, to keep a special lookout for motorcyclists; and whereas, that's why May is recognized as National Motorcycle Safety Awareness Month, a time for drivers to be reminded to share the road with motorcycles, and riders to be reminded to make themselves more visible to others; and whereas, motorcyclists travel the roads, streets, and highways in their regular work and school commutes, and in their weekend adventures and vacation rides; and whereas, motorcyclists have all the same rights and privileges as any motor vehicle driver on the roadway; and whereas, motorcycles are fuel efficient, reduce urban traffic and parking congestion, and tread lightly on the overworked road system and transportation infrastructure for which they help provide funding; and whereas, the vast majority of the members of the motorcycling community are genuinely committed to upholding safe and sane policies and procedures for themselves and their passengers, and certainly also for their fellow motorists with whom they share the highways and roads of our city; and whereas, since motorcycles lack the protective armor of trucks and automobiles which increases the risk of serious accidental injury and death for motorcyclists, all motorists need to operate with caution near motorcycles; and Whereas, the month of May enjoys special status as Motorcycle Safety Awareness Month at the national and state level. 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 proclaim the month of May 2019 as Motorcycle Safety Awareness Month. Section 2: That this Council urges all our citizens to be aware of and support the various motorcycle awareness events throughout our state during the month of May. 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."

Mr. Villamagna made a motion to adopt Resolution No. 2019-42 by roll call. Second by Mr. DiLoreto. Roll Call. All ayes. So moved Resolution No. 2019-42 is duly adopted declared Mayor Barilla.

Mr. Villamagna – "It's a pleasure to have Cory Thomas with us; everybody knows his family Pam and Harry and I've known him since he was born. He's a good kid; he's a member of Booze fighters Motorcycle Club from down Wheeling and I've rode with those guys it's a good group of guys and they have a lot of fun and they're pretty safe guys too so it was an honor to give this to you Cory."

Cory Thomas – "Thank you Bob. I appreciate it. Thank you very much."

## REPORT OF COMMITTEES

Mr. Timmons – No Report

Mr. Villamagna – "One thing Mayor on May 14<sup>th</sup> I'd like to call an Economic Development Committee Meeting. Through the efforts of the Mayor he hooked me up with a guy who runs the Wheeling Centre Market down there; Kurt Zende and I know him. I didn't even know that he was the one that did that and I contacted him and he's excited about our project and he's going to come forward on May the 14<sup>th</sup> to tell us some things to do some things not to do and he's pretty excited about coming up and explain it to us; 6:30 on May the 14<sup>th</sup> and that's all I have Mayor thank you."

Mr. DiLoreto – "Okay I think he's from Steubenville isn't he Bob? (All inaudible)."

Mr. Villamagna – "Pardon?"

Mr. DiLoreto – "He's from Steubenville He was here once before I think."

Mr. Villamagna – "Yeah. Yeah."

Mr. DiLoreto – "Yeah I read the Herald Star tonight as usual and I noticed the Chamber has a committee on gas and oil and it seems like there's a lot of money coming in this county. So I think we should have some representation on that particular committee. We do belong to the Chamber I think. Right Mr. Mavromatis? We pay our dues."

Mr. Mavromatis – "Yes."

Mayor Barilla – "Yes."

Mr. DiLoreto – "And I want to make sure that we (all inaudible). We are the City; County location; we're one-third of the population. We also agreed that the Port Authority to reduce our number of appointees so (inaudible) from that aspect so I think we should be going to their meetings; keep us in touch what is happened. Either Bob, or Dave or the Mayor appoint somebody to go to those meetings and keep us up to date to see what is happening. We just want to be a good neighbor and want to know what's happening and if there's any money out there we get our fair share because we are one-third of the population and you know if we don't ask for it we're not going to get it. Thank you."

Mr. Dressel – "One thing the sanitation ordinance; Bernie sent out the new draft today; everybody got it in their e-mail but it was late in the day. It's done and then there was feedback from Dave Lewis and Bob Baird that they weren't recommending any changes to the fee schedule for the various size trucks that we're picking up under commercial but they did want to add a penalty for not re-registering every year on time right?"

Dave Lewis – "Yeah."

Mr. Dressel – "That was \$51.00 based on what Pittsburgh is doing. Most (inaudible) they've found either don't have those fees or they're similar so that's what they're recommending is leaving it the way it is. If anyone objects to that they can let us know otherwise we'd like to sunshine it at the next meeting and get it finally in place. We may have to delay ending commercial service because we have to give them a full month after it's actually in action notice so could end up being the end of July right? So anyway so if there's no objection then we'll sunshine that next week."

Mr. DiLoreto – “What’s the ballpark number that we’re going to save if we do away with commercial? Two hundred and something thousand dollars?”

Mr. Dressel – “It will still be approximately the 50,000 that Dave presented.”

Mr. DiLoreto – “Ballpark number now.”

Mr. Dressel – “So \$50,000 roughly. You know that doesn’t mean that necessarily; we’re still going to have the same amount of staff and stuff because they’ll just be doing other things instead of that. So they should allow us more freedom to do more other things and not have to concentrate on that part of the business.”

Mr. DiLoreto – “Thank you.”

Mrs. Hahn – “Actually wasn’t it an \$110,000 savings plus the \$50,000 for not buying more dumpsters every year?”

Dave Lewis – “No the net was 50,000.”

Mrs. Hahn – “Then that (all inaudible).”

Dave Lewis – “It was a; it would save on some dumping fees and then it will save over some cost that we identified as directly related to dumpster service so the net was; the net that we talked about was 50,000 to the sanitation.”

Mr. Dressel – “Okay so that along with removing demolitions from the sanitation budget then will allow us; this fall we’re budgeting it to make a better determination for the rest of the future of that (inaudible).”

Mrs. Hahn – “Okay so I got a couple things about Parks and Recreation. This coming Saturday is going to be the first Meet Me at the Marina Event; it’s the fishing day. Lori was able to secure a number of different grants and so we’ll be able to have 30 fishing poles available so if people have their fishing poles that can certainly bring them and have some of the bait that; if you don’t have a fishing pole you can still come. We’re hoping this is an opportunity for people who love fishing to share it with their kids, grandkids, nieces, nephews, other people that might be interested. Terrance Rainbow is actually a certified fishing instructor and so he’s going to be there he can explain how to do it; where to do it; we’ve handled the safety concerns about being up to the edge and that’s going to be under Lori’s guidance. It will also have a safety person there in case there’s any difficulties. It includes a free lunch. It begins at ten in the morning and goes till three in the afternoon. It includes a free lunch and the first 50 people will get a free t-shirt so it really should be a lot of fun and even if it’s lightly raining that’s not bad for fishing so I hope people will come out. The second event is June 8<sup>th</sup>. We’re going to try our first ever Paddle Fest and this is including kayaks and canoes. So if you own a kayak or canoe and have not registered it with the State of Ohio I’ll get the details we’ll post it on the Parks and Recreation website. You do need to get a number to be on the Ohio River with your kayak or canoe but we’ll have a time designated where we’re going to take a photo that (inaudible) especially the kayaks are very colorful and it’ll be a lot of fun and we’ll try to find a way even to advertise in the surrounding area. Our Dick’s out at the mall sell a great number of kayaks every single year and so anyway it should be a lot of fun. That’s June 8<sup>th</sup> and finally on August 10<sup>th</sup> we’re going to have our first ever Battle of the Bands at the Marina. So you come to the Marina to hear music and this is after the kids have already been to band camp. We have a commitment from both Big Red and Catholic Central and we’ve sent invitations out to another 8 or 9 area high schools. It will be a little bit of a fundraiser because we’ll do the dollar in the bucket equals a vote and so they’ll play and then we’ll vote. We’ll name a winner but then we’ll put all the money in one pot and divide it evenly among the schools that participate so it’ll be some kind of a fundraiser for each school and we’ll know more details as it develops and hopefully we’ll get some food trucks down there; some other things that will interest people as well maybe they’ll bring something as a fundraiser you know the various bands but it should be a lot of fun. Okay so thank you very much.”

Mr. Paul – No Report

Mr. Petrella – No Report

## **REPORT OF ADMINISTRATIVE OFFICERS**

Mr. Mavromatis – “Thank you Mayor. I’d like to let Council and the rest of the audience here know that we’ve ordered our contract for the 2019 Street Hot-Mix resurfacing improvements. It went to NLS Paving Inc. in Saint Clairsville. The bid was \$145,900 and that was the lowest bid we had so they got awarded the contract. We’ve been doing a lot work; our water department Jimmy Jenkins and his crew throughout the city. Just to give you a little bit of an idea this same time frame in 17 our weekly production of water was 26.7 million. This same time now in 19 is 25.36 and it’s getting lower. (All inaudible from coughing) we’re locating more of these leaks throughout the city but make no mistakes we still have a lot of leaks in places we don’t know yet and we’re tracking them down but the valve exercise program is working like it should be. We’re finding a lot of valves that don’t work; we try to test them they snap; they end up fixing them but this is the nature of the beast and again we’re going to stay on this until this gets fixed. We’re hoping by June we should have some resolution with the Ohio EPA on our consent decree. I want to get this (inaudible) and it has to be; when I say locked in I’m not signing anything till I know we can live up to that and again protect us also from unknown things that could happen down the road. Our contractor that we have so far has been excellent for us working with us on the documentation. So I want to at least let Council know we are proceeding with is and I will not sign anything until Council is briefed on this and they understand where we’re at. So that’s all I had tonight Mayor. Yes mam?”

Mrs. Hahn – “I have a question on you know we got the boil orders and I know they’ve been posted in the paper and probably mentioned on television but I’ve been getting calls from people because people aren’t getting the

messages some of them haven't paid much attention because they buy bottled water so they assumed that the boiled water; you know that the boil order might not matter but they're not thinking about the fact that their making coffee and tea with it, they're cooking with it, they're mixing it in soups and of course if they're not boiling it long enough they're in danger of getting sick. What I wanted to ask was going back to our major crisis in the downtown a year and a half ago."

Mr. Mavromatis – "Yeah?"

Mrs. Hahn – "We came to the understanding that we could do reverse 911 and I wanted to ask could we do this when we've got the boil orders so that we're sure people you know we're definite; I want to demonstrate to people that we're not only solving the problem by working on it quickly which you all have been and it's great how it is working but at the same time you know I would just really like to request can we do a reverse 911 in those areas affected."

Mr. Mavromatis – "Again what I will do is contact the director there. They control that and we don't and one is the boil order considered an emergency? That I don't know and only they can make that determination."

Mrs. Hahn – "Okay."

Mr. Mavromatis – "But the short answer is yes I can ask them. The other thing is I've been working with our; we have a sergeant in our department here that's pretty well versed with dealing with social media and one of the things he's been working on and again I have not put this out until I absolutely get the commitment from Facebook; another avenue is the City's creates their Facebook page but it's for read only; not social interacting but read only and that's another footprint we could have that people wake up in the morning; what's on the city's webpage. Whatever the issue is. The department heads have filtered to me what we can put on there and (all inaudible) but I'll get that answer for you."

Mrs. Hahn – "Okay."

Mr. Mavromatis – "Then we know."

Mrs. Hahn – "And I; because we're doing the valves it's an unusual number of boil orders."

Mr. Mavromatis – "Right."

Mrs. Hahn – "(All inaudible)"

Mr. Mavromatis – "And again most of the time and again Jimmy if you have a better statistical data please give me the input. Most of the times it's a precautionary measure until we get the test of the water. But again we still can't take the chance so that's why we put the boil order."

Jim Jenkins – "Yeah the boil advisory is a precautionary measure. The water is still safe presumably."

Mrs. Hahn – "Yeah."

Jim Jenkins – "We just have to test it to be 100% sure. The other thing is we do send every boil advisory to 911. So it's their; it's in their hands it just whether they do it or not. I know whenever we had the Lawson Street break; the Lawson Ave. break I physically had to call them and say we need to do a reverse 911 so me and Jim's been talking so Jim is going to talk to Mr. Herrington and find out..."

Mrs. Hahn – "Yeah (all inaudible)."

Jim Jenkins – "What constitutes it. Do we have to make a phone call every single time to get it narrowed down to see what's going on?"

Mrs. Hahn – "And if it becomes too difficult maybe write on the first page of our website maybe that's where we could post current boil orders."

Jim Jenkins – "Absolutely."

Mrs. Hahn – "And then just say to people; just in the morning you know when you're checking your weather just check that out."

Jim Jenkins – "The other; they are being posted on the website. All the boil advisories are being posted. We're working with our IT department to where once we post the lifted notice the original boil advisory comes down."

Mrs. Hahn – "Yep."

Jim Jenkins – "So we've had a little bit of confusion and with that one of the lifts for Rosslynn and Canterbury didn't get posted for some reason so we got to work on that tomorrow but that boil advisory has been lifted a while ago but there's a little bit of confusion so we're just trying to iron out the detail."

Mr. Mavromatis – "I'll get you that answer."

Mrs. Hahn – "Great. Thank you so much."

Mayor Barilla – "Mr. DiLoreto."

Mr. DiLoreto – "Jim on Slack Street (all inaudible) down there now as far as the library is concerned at all? Is all the construction; all the (inaudible) lines checked because I don't want to get that thing paved and we got to tear it back up again."

Mr. Mavromatis – "As far as I know the construction is done there."

Mr. DiLoreto – "Okay. So I appreciate (all inaudible). (All inaudible) extra left; Mike if you have any extra asphalt go up South 7<sup>th</sup> Street extension also Dresden Ave.; extension Dresden Ave. I think I've promised that this year before I retire; that's my final campaign promise to my constituents."

Mike Dolak – "Okay."

Mr. DiLoreto – "I'll even help you carry the asphalt. Thank you."

Mr. Villamagna – "Mayor?"

Mayor Barilla – "Yes Mr. Villamagna?"

Mr. Villamagna – "Jim do we have; are we still in negotiation with the Health Department? Are they close or?"

Mr. Mavromatis – "We are Bob. The contract they have the attorneys are looking at it and again once; then I'll brief Council on it."

Mr. Villamagna – "Okay."

Mr. Mavromatis – “Yes.”

Mr. Villamagna – “Thank you.”

Mr. Mavromatis – “Yeah.”

Mr. Mastros – “Thank you Mayor. I’ve been working with our outside counsel in Columbus regarding our Health care lawsuit. I’ve received some information and documentation today that I’m going to review; reviewing. I’m hoping to brief you on that prior to the meeting of the 14<sup>th</sup>. On the meeting of the 14<sup>th</sup> I’ve set up a conference call with our outside lawyer that we will hold in executive session as we need to start making decisions. This settlement agreement will not settle the case in full it’ll settle part of it. There are now some deadlines or some loose deadlines that have been given to us so we have to start making decisions so he needs to brief you as well so I’m going to request that we go into executive session on the 14<sup>th</sup> to have a conference call with our outside counsel. Also on the 14<sup>th</sup> we’re going to need to go into executive session on three other matters. One is just to clean up the last appropriation case but I think we’ve basically cleaned that up. The other was a matter that I’ve briefed you on in executive session for (inaudible) litigation with some water issues and I’ve been working with Mr. Jenkins and Mr. Mavromatis and the lawyer representing an individual regarding that and that’s going to come to a head as well and the last will be two complaints that were filed; two fair housing complaints that were filed against the city. I thought I had one dismissed the House Civil Rights Commission backtracked on that after that second one was filed. The reason why that’s important is that these two complaints could impact our conservation districts. So I will brief you all in executive session on the 14<sup>th</sup> on all of that. Thank you.”

## MISCELLANEOUS REPORTS

Mayor Barilla – “No one signing in under miscellaneous.”

## PUBLIC FORUM

Mayor Barilla – “We’ll move onto public forum and signing in this evening we have with us Joe Smarrella. Mr. Smarrella will you please step forward and state your name and address.”

Joe Smarrella – “Yes my name is Joe Smarrella 112 Starkdale Road. I’m here representing the Valley One community Federal Credit Union. We had some water damage to our building and the water; I immediately called Chuck when he was still the water and sewer man. He came out; had pictures; well that water was tremendous and we had almost five offices that were totally under water from the water way down. I immediately told him I was going to file a complaint with the city because we did nothing wrong. I have the letter here from the lady that has the insurance. I wanted to make sure I had the actual ruling from her that she said that they don’t have no responsibility. The insurance that the city has. It’s awful funny that our insurance from (inaudible) the big national people of the credit union paid; our insurance that we carry they paid \$7,059.98; our insurance that we carry. How come they can have insurance and their person that represent our insurance people from the city; she’s claiming a 50 year study and a couple other things here. I came down as the financial officer of the credit union and I think that our insurance from the city that we have should pay at least what they did. She’s claiming they have no responsibility. Our insurance paid and if you know we’ve bought that property from the credit union up (all inaudible) Bob; we spent almost 20,000. Cut them trees; bringing in dirt; we are a good business for the City of Steubenville; we did our part. I’m just here to say that if you sit down with this person that has our insurance that they explain it and I’d like to be there and I was treated with all respect in the world when I came down; I’ve been down here about 5 or 6 times on this because we damaged 5 offices out there and Leslie Shaffer I think she worked here.”

Mr. Mavromatis – “Yes.”

Joe Smarrella – “She explained everything to me. She was a very good you know; she had everything; I’m done I just wanted to let the Council know that they should look at this maybe in a different light because of the situation. We did get some insurance from our insurance people but we were denied by the city insurance. But this company is One Beacon Insurance Group if yins happen to sit down and have a meeting with them I’d just like to be there to see why they denied it. That’s all. That’s all I have Mr. Mayor.”

Mayor Barilla – “What was the estimate for repair for all that?”

Joe Smarrella – “The total repair; Smitty’s did it we had three estimates. Smitty’s did all the offices including we were down for like 3 or 4 days in the office; the total bill was over \$20,000. Our insurance paid like I said \$7,059.88 and I came down and talked to Chuck immediately; he’s got the pictures. I documented everything from (inaudible) stand point and I still think that they should respect the other insurance company; I’m asking at least they should pay what our insurance did. They should of (all inaudible) because we did get flooded and the sewers on Johnson Road worked; they worked it wasn’t them. It was the idea there was so much and when we reported that all that water came down at one time but our insurance still paid. This insurance we have with the city One Beacon her name is Lydia Craver. I just thought (all inaudible) all this (inaudible) I worked with Chuck but he’s no longer the head of Water and Sewer I think Jim you are ain’t you?”

Jim Jenkins – “Just water. I’m over water. He’s over (inaudible from Joe Smarrella starting to talk).”

Joe Smarrella – “Yes well he was at the time this happened. It was October I mean; it was October that this happened and it was a big rain fall but our insurance paid their; I thought maybe the city should have insurance too. She’s claiming they have no responsibility. (All inaudible) if it goes any further I’d try a settlement. I think they should pay at least what our insurance paid. If they don’t we’ll have to go from there. I just wanted to come down and represent on; I’m the secretary treasurer of Valley One Community Federal Credit Union right there on (inaudible). Thank you. Thank you Council.”

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

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

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