

51ST GIRARD CITY COUNCIL  
MONDAY, FEBRUARY 13, 2023  
REGULAR MINUTES/JOURNAL

PLEDGE

ROLL CALL

PRESIDENT OF COUNCIL	MR. REYNALD J. PAOLONE	PRESENT
FIRST WARD COUNCILMAN	MR. KEITH SCHUBERT	ABSENT
SECOND WARD COUNCILMAN	MR. MARK STANDOHAR	PRESENT
THIRD WARD COUNCILMAN	MR. JEFFREY KAY	ABSENT
FOURTH WARD COUNCILMAN	MR. THOMAS GRUMLEY	PRESENT
COUNCILMAN-AT-LARGE	MS. LILY MARTUCCIO	PRESENT
COUNCILMAN-AT-LARGE	MR. JOHN MOLITERNO	PRESENT
COUNCILMAN-AT-LARGE	MR. SAMUEL ZIRAFI	PRESENT

MOTION MOLITERNO SECOND ZIRAFI TO EXCUSE COUNCILMAN  
SCHUBERT AND COUNCILMAN KAY FROM THE MEETING OF FEBRUARY  
13, 2023.

SCHUBERT  
STANDOHAR  
KAY  
GRUMLEY  
MARTUCCIO  
MOLITERNO - 1  
ZIRAFI - 2  
PASSED 5 YES VOTES

PRESENTATION

Mayor James J. Melfi and Ms. Lily Martuccio presented a Proclamation to Mr. and Mrs. Bernard Paulock, owners of the Avon Oaks Ballroom, located at 1401 N. State Street, Girard, Ohio 44420, in recognition and appreciation of their investment in and commitment to our community.

COMMUNICATIONS

NONE

ADDITIONS & DELETIONS

**51-51**

A RESOLUTION AUTHORIZING THE SALE BY INTERNET AUCTION DURING CALENDAR YEAR 2023 OF MUNICIPALLY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, PURSUANT TO OHIO REVISED CODE SECTION 721.15(D).

**MOTION MOLITERNO SECOND ZIRAFI TO ADD ORDINANCE 51-51 TO THE FEBRUARY 13, 2023 AGENDA FOR FIRST READING.**

SCHUBERT  
STANDOHAR  
KAY

GRUMLEY  
MARTUCCIO  
MOLITERNO - 1

ZIRAFI - 2  
PASSED 5 YES VOTES

**51-54**

AN ORDINANCE AMENDING ORDINANCE 8354-22, PREVIOUSLY AMENDED BY ORDINANCE 51-50, TO INCREASE THE COST OF THE PREVIOUSLY AWARDED CONTRACT FROM \$302,415.00 TO \$307,995.00 DUE TO A REM AREA CALCULATION ERROR IN THE AWARDED SCOPE OF WORK.

**MOTION MOLITERNO SECOND ZIRAFI TO ADD ORDINANCE 51-54 TO THE FEBRUARY 13, 2023 AGENDA FOR FIRST READING.**

SCHUBERT  
STANDOHAR  
KAY

GRUMLEY  
MARTUCCIO  
MOLITERNO - 1

ZIRAFI - 2  
PASSED 5 YES VOTES

**51-55**

AN ORDINANCE AMENDING ORDINANCE 8354-22, PREVIOUSLY AMENDED BY ORDINANCE 51-50 AND BY ORDINANCE 51-XX, TO CHANGE THE PAYMENT TERMS FOR THE IMPORT AND PLACEMENT OF CLEAN FILL AND INCREASE THE COST OF THE PREVIOUSLY AWARDED CONTRACT FROM \$307,995.00 TO \$308,745.00 DUE TO THE AVAILABILITY OF A CLEAN FILL CERTIFIED SITE IN LOCATION TO ACCESSIBLE SCALES AND ACCOUNT FOR ADDITIONAL VOLUMETRIC FILL CALCULATED.

**MOTION MOLITERNO SECOND ZIRAFI TO ADD ORDINANCE 51-55 TO THE FEBRUARY 13, 2023 AGENDA FOR FIRST READING.**

SCHUBERT

STANDOHAR  
KAY  
GRUMLEY  
MARTUCCIO  
MOLITERNO - 1  
ZIRAFI - 2  
PASSED 5 YES VOTES

MOTION MOLITERNO SECOND ZIRAFI TO DELETE 51-53 AND FIRST  
READING FROM THE BOTTOM OF PAGE 2 ON THE FEBRUARY 13,  
2023 AGENDA.

SCHUBERT  
STANDOHAR  
KAY  
GRUMLEY  
MARTUCCIO  
MOLITERNO - 1  
ZIRAFI - 2  
PASSED 5 YES VOTES

ACCEPTANCE OF THE AGENDA

MOTION GRUMLEY SECOND ZIRAFI TO ACCEPT THE AGENDA OF  
FEBRUARY 13, 2023 AS AMENDED.

SCHUBERT  
STANDOHAR  
KAY  
GRUMLEY - 1  
MARTUCCIO  
MOLITERNO  
ZIRAFI - 2  
PASSED 5 YES VOTES

APPROVAL OF THE MINUTES

MOTION MOLITERNO SECOND MARTUCCIO TO APPROVE THE MINUTES  
OF JANUARY 23, 2023 AS WRITTEN.

SCHUBERT  
STANDOHAR - ABSTAIN  
KAY  
GRUMLEY  
MARTUCCIO - 2  
MOLITERNO - 1  
ZIRAFI  
PASSED 4 YES VOTES

### CITIZEN COMMENTS

**MR. COGGINS:** Nic Coggins, I'm here representing the Trumbull County Planning Commission working with the City of Girard on the Leatherworks project.

So I wanted to talk about Ordinance 51-50, 51-54 and 51-55. These were all change orders for the Leatherworks project. The first one being an addition of \$3,515.00 due to -- they have to hand dig around the existing gas well on the site, so it's going to cost additional labor, instead of just coming in here with an excavator and ripping it out. So that is going to increase the labor costs according to the contract.

51-54 will increase \$5,580.00. This was a REM area calculation in the scope of work. REM is a remediation area, one of the areas that they need to dig the dirt out. We had left the zero off. It was a typo. So to increase based on the tonnage that was agreed to for cleaning the remediated areas out, that needs to be adjusted for that \$5,580.00.

And then the last one is a little bit -- because the clean fill that has to come onto the site, you have to have -- based on EPA regulations -- a certain amount of clean fill from a certified site. The certified site that they had identified originally cannot be used because there is a project going on. They were going to use it when they broke ground to start building. Well, that project to build has been delayed several months, so they had to find a new certified clean-fill site. Where this new one is located at, it is cost prohibitive to drive from that site to a weigh station, get a tonnage ticket and bring it to the site.

So in order to accommodate the new clean-fill site, we are going to change it from a tonnage for those weight tickets to a lump sum amount so that they don't have to go to the scales and it will be based on volumetric fill, the minimum required -- at least the minimum required by the US EPA to clean these remediation areas with clean fill. And turn it into a lump sum. So it's going up an additional \$750.00 here. Again, that's for that remediation area. Once they take dirty dirt out they have to put clean dirt in. And again, we left the zero off. So that's going to go up \$750.00 for a lump sum fee for that one. So those were the three.

And if you drive by that site right now, they are done with the north side. They drained a clarifier, completely crushed it, filled three lagoons, and graded that area. And they are ready to move on to the south side of the creek on the Leatherworks. If you drive down North State Street I personally think that it looks a

million times better than it did before on the north side of that creek.

MR. PAOLONE: Thanks for coming, Nic.

MR. COGGINS: Thank you.

MR. PAOLONE: Go ahead, Mayor.

MAYOR MELFI: I think it's important to know that we have been waiting a long time. Obviously not just specifically with the litigation with the Leatherworks. The City of Girard, in a very short time, is going to have 27 acres that the city controls -- the city council controls for development. And we've never had that before. We've never had a light industrial site with that kind of acreage to attract business, recreation. I think it's just going to be the start of good things to come.

MR. PAOLONE: Anyone else? Mayor, you have the floor.

REPORTS OF OFFICERS AND DIRECTORS OF THE CITY

MAYOR JAMES J. MELFI PRESENT

MAYOR MELFI:

Thank you, Mr. Chairman. Only one item this evening: I need an executive session to discuss real estate.

MR. PAOLONE: Will that be okay between the legislation and adjournment?

MAYOR MELFI: Whatever you see fit, Mr. Chairman.

MR. PAOLONE: Will you be taking any action?

MAYOR MELFI: No action will be taken. I would like the law director there and council and the president of council.

MR. PAOLONE: I need a motion, gentlemen, for executive session -- go ahead, Brian.

MR. KREN: Technically, you only have to take a vote when you go into executive session.

MR. PAOLONE: You don't have to add it to the agenda?

MR. KREN: You'll have to add it to the agenda, and I say this every time, and everybody says yes, yes, yes. And we get to the point and nobody follows through. We have to state what the reason is when we make the motion.

Either litigate more real estate. Real estate isn't one of --

MR. PAOLONE: So we need different verbiage.

MR. KREN: I'm assuming it's for possible litigation.

MAYOR MELFI: No, possible purchase.

MR. PAOLONE: We don't need to add it?

MR. KREN: Correct.

MR. PAOLONE: Thank you. Questions for the mayor?

COMMENTS: No comments.

SAFETY/SERVICE DIRECTOR                      JERRY LAMBERT                      PRESENT

MR. LAMBERT:

Just one thing: I don't have anything on streets yet from any of the council members. If you would go through your wards and just see what you would like and we can compare a list when it's all done. I would like to get this out to bid as soon as possible.

MR. STANDOHAR: I was going to do it under my committee report but it's fine now. If council can check or the clerk can get back to me regarding how we're looking, say before the next meeting or the first meeting in March, to have a Street Committee meeting.

MR. PAOLONE: On the 27th we only have a 6:30 finance meeting.

MR. STANDOHAR: Can we meet at 6:00 o'clock?

MR. PAOLONE: How much time do you need? A half-hour? 15 minutes?

MR. STANDOHAR: Probably a half-hour.

MR. PAOLONE: 6:00 o'clock on the 27th?

MR. STANDOHAR: In Jerry's office.

MR. PAOLONE: Would you rather go the 13th of March at 6:30?

MR. STANDOHAR: That's too late.

MR. PAOLONE: Okay. 6:00 o'clock on the 27th there will be a Street Committee meeting in Jerry's office.

MR. MOLITERNO: Prior to that meeting, Mark, the auditor will have a number for you as to what we have to expend for this year. That's an important number, just so you have some idea of how many streets you'll be able to pave.

MR. STANDOHAR: Thank you, Madame Auditor.

MR. PAOLONE: Questions for Jerry?

Brian, you have the floor.

COMMENTS: No comments.

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LAW DIRECTOR                                      BRIAN KREN, ESO.                                      PRESENT

MR. KREN:

Thank you. I think I included in the council packet -- I emailed that. After the last meeting and Councilman Moliterno requested funds revolving -- continuing the revolving loan fund I started thinking of all these questions that I need to address and I know we'll get through with it.

The former loan program, because it had CDBG money and that really played an issue in how we structured things. And we are not starting with city funds. We have a little more flexibility. But I want to make sure that we have everything flushed out so there is no issues in the future with what we're doing.

MR. MOLITERNO: And I appreciate that. Item 51-46 stayed

postponed for this evening only for that reason. And I do agree, Brian. I think it's much neater and cleaner if there is no CDGB money involved in it. Then we'll determine how we can empty this account before we start that next one.

MR. PAOLONE: You want to move that date. It can stay postponed but you have to move it to the next meeting.

MR. MOLITERNO: I'll do that.

MR. PAOLONE: Any questions for Brian?

COMMENTS: No comments.

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AUDITOR JULIE COLEMAN PRESENT

MS. COLEMAN:

I have no report.

MR. PAOLONE: Questions for Julie?

COMMENTS: No comments.

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TREASURER MARK ZUPPO PRESENT

MR. ZUPPO:

Thank you, Mr. Chairman. Collections for the cash period Distribution Period 1, \$594,477.92 versus prior year \$543,339.99. Up \$51,137.93 or 9.41 percent. That concludes my reports.

MR. PAOLONE: Questions for Mark?

Chief, you have the floor.

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FIRE CHIEF JAMES PETRUZZI PRESENT

MR. PETRUZZI:

Thank you. 2023 calls to date are 270. And the only other thing I have is that our sign-ups have started for the upcoming civil service examination. And we're hoping to have a few qualified candidates for a fast approaching vacancy. That's all I have. Thank you.

MR. PAOLONE: Questions for Chief?

COMMENTS: No comments.

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POLICE CHIEF JOHN NORMAN ABSENT

COMMENTS: No comments.

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COMMITTEE REPORTS

FINANCES - MOLITERNO-GRUMLEY-ZIRAFI

MR. MOLITERNO:

I was just going to ask for caucus time at 6:30 prior to this next meeting.

MR. PAOLONE: You got it.

COMMENTS: No comments.

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**ECONOMIC DEVELOPMENT - KAY-MARTUCCIO-MOLITERNO**

**MS. MARTUCCIO:**

I would like to ask for a citywide cleanup in conjunction with administration and council for Earth Day on April 22 and to ask that the ward councilmen work with the city and maybe, perhaps, ask Tom, because he's been doing this for several years, but to do a citywide so that each ward can coordinate a cleanup for their district. It doesn't have to be elaborate but we just want to get the ball rolling and work with administration and see what their needs are.

**MR. PAOLONE:** May I ask suggest getting ahold of Eric Pellegrini at the high school. And maybe National Honor Society. If you need me to him call.

**MS. MARTUCCIO:** Okay.

**COMMENTS:** No comments.

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**BUILDINGS & GROUNDS - SCHUBERT-STANDOHAR-KAY**

**MR. STANDOHAR:**

No report.

**COMMENTS:** No comments.

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**HEALTH & SAFETY - GRUMLEY-MOLITERNO-MARTUCCIO**

**MR. GRUMLEY:**

No report this evening. But on a personal note, I utilized the fire department to help me install -- well, I turned the two seats over to the fire department and they installed two baby seats for me last week. Firefighters Danko, Guy and Womack. They really helped me out. I was getting a little frustrated trying to put those in. And it's a service. They are certified and it's a service. Just one of the other things that our fine safety forces do for us.

**COMMENTS:** No comments.

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**STREETS/SIDEWALKS& EMPLOYEE WELFARE-STANDOHAR-KAY-GRUMLEY**

**MR. STANDOHAR:**

We already had a discussion about the meeting. It's going to be on the 27th of this month at 6:00 p.m. in Jerry's office. And I am encouraging, again, council members to present any streets that they recommend should be considered strongly for the paving program. Thank you, Mr. Chairman.

**COMMENTS:** No comments.

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**UTILITIES - ZIRAFI-SCHUBERT-STANDOHAR**

**MR. ZIRAFI:**

No report.

**COMMENTS:** No comments.

- - -

**ZONING - MARTUCCIO-ZIRAFI-SCHUBERT**

**MS. MARTUCCIO:**

No report, other than there is a block watch meeting at the Girard Library this Thursday the 16th at 6:00 p.m. Everyone is welcome.

**COMMENTS:** No comments.

**MR. PAOLONE:** The ordinances, you all realize we cannot pass anything tonight. Nothing is a third reading. We only have five people. So John will read through these and we'll move on.

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**ORDINANCES**

**51-46** **MOLITERNO** **THIRD READING**  
A RESOLUTION AUTHORIZING THE EXPENDITURE OF UP TO SEVENTY-TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$72,500) OF THE CITY OF GIRARD'S COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND AS PART OF THE ONGOING FY21 USEPA BROWNFIELDS CLEANUP GRANT TO FUND THE REMEDIATION OF CONTAMINATED PARCELS LOCATED ON THE FORMER GIRARD LEATHERWORKS PROPERTY AND DECLARING IT AN EMERGENCY.

**MOTION MOLITERNO SECOND ZIRAFI TO POSTPONE ORDINANCE 51-46 UNTIL MONDAY, MARCH 13, 2023.**

SCHUBERT

STANDOHAR

KAY

GRUMLEY

MARTUCCIO

MOLITERNO - 1

ZIRAFI - 2

PASSED 5 YES VOTES

**51-50** **MOLITERNO** **FIRST READING**  
AN ORDINANCE AMENDING ORDINANCE 8354-22 TO INCREASE THE COST OF THE PREVIOUSLY AWARDED CONTRACT FROM \$298,000.00 TO \$302,415.00 DUE TO ADDITIONAL LABOR AND EQUIPMENT.

**MR. MOLITERNO:** First reading. And again we thank Mr. Coggins for joining us and explaining it tonight. We're sorry but the administration does not have enough people here to be able to vote on it.

**51-51** **MOLITERNO** **FIRST READING**  
A RESOLUTION AUTHORIZING THE SALE BY INTERNET AUCTION DURING CALENDAR YEAR 2023 OF MUNICIPALLY OWNED PERSONAL

PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, PURSUANT TO OHIO REVISED CODE SECTION 721.15(D).

MR. KREN: I forgot to mention it in my report, but this is something that we are supposed to do every year, put our equipment online to action off. We don't always do it every year, but it's something we have to pass once a year.

51-52

MOLITERNO

FIRST READING

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH MURPHY TRACTOR & EQUIPMENT OF HARMONY, PENNSYLVANIA TO PURCHASE A JOHN DEERE 310 P-TIER BACKHOE AT A PRICE NOT TO EXCEED \$145,832.00 PURSUANT TO THE STATE COOPERATIVE PURCHASING PROGRAM AND DECLARING AN EMERGENCY.

MR. LAMBERT: Mr. Chairman?

MR. PAOLONE: Yes, sir.

MR. LAMBERT: On 51-52 we need just a couple of amendments.

MR. PAOLONE: Would you like to do those now?

MR. LAMBERT: I would.

MR. PAOLONE: Okay. Give them to John.

MR. LAMBERT: If you look at Section 2, the purchase of said car should be backhoe.

MOTION MOLITERNO SECOND ZIRAFI TO CHANGE THE WORD CARS IN SECTION 2 TO BACKHOE.

SCHUBERT

STANDOHAR

KAY

GRUMLEY

MARTUCCIO

MOLITERNO - 1

ZIRAFI - 2

PASSED 5 YES VOTES

MR. LAMBERT: The second one is in the same section and it's not going to be street and water. It's just going to be strictly water. So we will make it water and the fund number will be 601-5060-52426. We scratch out 201.

MOTION MOLITERNO SECOND ZIRAFI FOR SECTION 2 TO NOW READ, THE PURCHASE OF SAID BACKHOE SHALL BE FUNDED FROM THE WATER DEPARTMENT, LINE ITEM 601-5060-52426, RESPECTFULLY.

SCHUBERT

STANDOHAR



MOTION STANDOHAR SECOND ZIRAFI TO GO INTO EXECUTIVE  
SESSION TO DISCUSS THE PURCHASE OF REAL ESTATE.

SCHUBERT  
STANDOHAR - 1  
KAY  
GRUMLEY  
MARTUCCIO  
MOLITERNO  
ZIRAFI - 2  
PASSED 5 YES VOTES

MOTION MARTUCCIO SECOND GRUMLEY TO LEAVE EXECUTIVE  
SESSION.

SCHUBERT  
STANDOHAR  
KAY  
GRUMLEY - 2  
MARTUCCIO - 1  
MOLITERNO  
ZIRAFI  
PASSED 5 YES VOTES

ADJOURNMENT

MOTION MARTUCCIO SECOND GRUMLEY TO ADJOURN THE FEBRUARY  
13, 2023 REGULAR MEETING.

SCHUBERT  
STANDOHAR  
KAY  
GRUMLEY - 2  
MARTUCCIO - 1  
MOLITERNO  
ZIRAFI  
PASSED 5 YES VOTES

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REYNALD J. PAOLONE,  
PRESIDENT OF COUNCIL

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KELLY HAASE,  
ALTERNATE CLERK OF COUNCIL