

**MONDAY, JULY 10, 2023
REGULAR MINUTES/JOURNAL**

PLEDGE

ROLL CALL

PRESIDENT OF COUNCIL	MR. REYNALD J. PAOLONE	PRESENT
FIRST WARD COUNCILMAN	MR. KEITH SCHUBERT	PRESENT
SECOND WARD COUNCILMAN	MR. MARK STANDOHAR	PRESENT
THIRD WARD COUNCILMAN	MR. JEFF KAY	PRESENT
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. SAM ZIRAFI	PRESENT

COMMUNICATIONS

ADDITIONS & DELETIONS

51-75

AN ORDINANCE DETERMINING TO PROCEED WITH SUBMISSION TO THE ELECTORS THE QUESTION OF LEVYING A RENEWAL OF A TAX IN THE FORM OF A FIVE YEAR, 0.8 (EIGHT-TENTHS) MILL LEVY TO PROVIDE FUNDS FOR THE COLLECTION AND DISPOSAL OF GARBAGE OR REFUSE IN THE CITY OF GIRARD, OHIO.

MOTION MOLITERNO SECOND ZIRAFI TO ADD 51-75 TO THE AGENDA OF JULY 10, 2023.

SCHUBERT
STANDOHAR
KAY
GRUMLEY
MARTUCCIO
MOLITERNO 1
ZIRAFI 2
MOTION PASSES 7-0

ACCEPTANCE OF AGENDA

MOTION MARTUCCIO SECOND GRUMLEY TO ACCEPT THE AGENDA OF JULY 10, 2023 AS AMENDED.

SCHUBERT
STANDOHAR
KAY
GRUMLEY 2
MARTUCCIO 1
MOLITERNO
ZIRAFI
MOTION PASSES 7-0

APPROVAL OF THE MINUTES

MOTION SCHUBERT SECOND MARTUCCIO TO APPROVE THE MINUTES OF JUNE 26, 2023 AS WRITTEN.

SCHUBERT 1 Abstain
STANDOHAR
KAY
GRUMLEY
MARTUCCIO 2
MOLITERNO
ZIRAFI
MOTION PASSES 6-0

CITIZENS' COMMENTS

REPORTS OF OFFICERS AND DIRECTORS OF THE CITY

MAYOR

JAMES MELFI

ABSENT

COMMENTS:

SAFETY/SERVICE DIRECTOR

JERRY LAMBERT

PRESENT

Mr. Lambert said he had a couple of things. The sealer is going to be delivered tomorrow. Mr. Lambert said Tommy will start on Trumbull hill and on Churchill. While they are doing those two roads, they are going to also assess the side roads and then water holes will be done as well. They will be starting that tomorrow. Lambert continued, he would like to have, and Sam is not aware of this, he'd like to schedule some kind of utility committee meeting to meet with him in regard to some possible projects for next year through Eastgate. They have a couple of recommendations, and he would like to run them by the committee before he brings them to council. The pump money, he is going to wait until Julie does her report to talk about some ordinances and then the two of them will address some of their concerns with regard to the pump money because right now they feel that with some minor modifications and some repairs to the pumps themselves they could last at least another two years and they'll know more about that once they have the committee meeting and they come to an agreement on what they want to send to Eastgate for projects for this year and next year. Mr. Lambert said they can get into that later. There is no rush on that either. As far as the legislation with regards to the dam is concerned, they don't know what is going to happen if they don't pass it. It is kind of vague as to what will happen. It could be that they will just give us a violation of Ohio law, they could send us some fines, they could issue a notification to breach the dam. There could be a lot of things that could go wrong. Lambert said they do not know specifically. He said he will have more on that, hopefully, by the next meeting because they have to approve this, if they are going to approve this they have to approve it by August 1st to get the money to reimburse.

COMMENTS:

Councilman Zirafi asked if they don't need this passed tonight? Mr. Lambert asked, the dam? Mr. Zirafi said yes and Lambert said no. Zirafi said then they can go the full three readings.

Councilman Grumley asked if Mr. Lambert could get them to send them something prior to the next meeting. Mr. Lambert said yes. They were trying to get something before this meeting and it was kind of ambiguous what they were telling them. Lambert said he will have something good for them by the next meeting, yes.

AUDITOR

JULIE COGGINS

PRESENT

The auditor said she wants to start with dam. Mrs. Coggins said she wants to make sure that everyone is aware that of that \$195,400 the City's portion is only \$68,000 that they are paying. It is not that full amount and she thinks they have until the end of July to go forward with the survey and like Jerry said, he will get more information about what could happen and what could not happen, but the possibility of it being breached and then we getting charged the full \$195,400 plus, if they have it breached, whoever they bring in, we would get billed for that also. Mrs. Coggins said it is just something to think about. What he is saying about the pumps, they have \$250,000 set aside for the water pumps that they may not need. Looking at the streets and the salt barn, the streets were higher than what she thought they would be. Coggins said the original budget was \$450,000 for street projects. The salt barn was obviously a lot higher because it has been put off for so many years that everything is a lot more expensive. With that being said, she guesses during the finance meeting they could discuss more about this but, looking at the budget, the budget said, obviously for reasons, they started with a lower beginning balance, over \$600,000 in the street funds this year. They rely a lot on the camera money which last year it was lower. That allows us to do a lot of the projects and then also they get the big check every August that has been declining since 2019. Coggins said she does not know what that will be but in comparison to 2019 last year was about \$265,000 less, so they know that there is less revenue coming in so that is why she set the budget at \$450,000 this year. With that being said, looking at the salt barn, she knows that there are two different ones that are listed in here, looking at the big one, \$300,000 would come out of street funds and a quarter of that is going to be used for the water department so she would be able to use \$100,000 out of the water fund, so it would be \$300,000 out of streets, \$100,000 out of the water fund. Coggins continued, so they would have to shave streets off, but talking to Jerry over the past couple of days last week, if they were to use that \$250,000 for the pumps they could do the larger salt barn, do every street,

the full \$317,000 and still have money to use towards the Keefer Road project, the \$88,000 without using any extra money.

COMMENTS:

Councilman Schubert asked with regard to the pumps, is she saying they are not going to replace any of the pumps. Mr. Lambert said not at this time, but they found out that the ones at Churchill, the ones at Tibbetts Wick and once they got into it pretty deep it is going to need a new generator, it is going to need a good sum of electrical work and that particular thing, so the price, he'll have it broken down at the next meeting, but that's going to be one of the projects they hope they can put on next year though Eastgate. The second one that they were talking about was the Mosier Road bridge and they have guestimates as to what they would cost right now. Lambert said if they can do one or the other next year and they are going to push for Mosier Road because that would be the lesser of the two, it will give us a chance to get the water from Niles, there is more to that too, the Niles water across Mosier Road bridge and would be supplying Parkwood with a lot more of the Niles water. The other one, the pump station at Tibbetts Wick that would just increase all the capacity coming in, but the whole thing has to be done. That is a big number, but if they can get the Mosier Road bridge on the list for next year and then put the big one on the list for two years from now than they would be able to accomplish everything. Schubert asked if all five pumps are currently running? Mr. Lambert said everything is running that should be running right now, let's put it that way. Lambert continued, with he talked today, if they need minor modifications, like right now they are not going to be hurting if something happens up there. There are going to be backups for everything. What they were trying to impress on them since they immediately do not need the \$250,000 like Julie was saying, if you, he knows they felt that they were about \$75,000 short of doing all the streets on that list, and if they took \$75,000 from the pumps, Keefer is \$88,000, so that is about \$150,000, so then they could go on and spend the last \$100,000 towards the big salt barn they would be ok with that. Schubert said he does not want to speak for everyone, but he thought they prioritized the pumps. Again, he doesn't want to speak for everyone else but he'll speak for himself and his constituents, they have paved a lot of streets in the last three, four years, put the salt barn off, he thinks the pumps should be top priority. That's his opinion.

Councilman Grumley said he had two questions for Julie. The \$195,000, what she said, with the discount of \$68,000 is that guaranteed? The auditor said yes. Mr. Gumley asked if it was absolutely guaranteed, and the auditor said it was absolutely guaranteed their portion was \$68,000 of that \$195,000. Grumley said he wanted to follow up with Keith prior to his statement, but, he doesn't want to turn into finance meeting tonight, but at their next finance committee meeting but, obviously by changing this around, changing the pumps and moving it around to streets and so forth, they are looking at using more ARP money towards streets which they didn't want to do. Grumley asked the auditor if she could just give them at the next finance committee meeting a total breakdown on what of the ARP monies are being spent on the streets and salt barn. Mrs. Coggins said she could put something together and if anybody has to get ahold of her from now until the next finance meeting with any questions or personal concerns of their own reach out to her and she will make sure she has everything for them at the next finance meeting.

Councilman Zirafi said his question has been answered. They are diverting all of the money from ARP that was going to go to pumps to other projects, correct? The auditor said it would be spreading it, basically if you are looking at the \$400,000 salt barn, the biggest one, and the streets its \$167,000 over the original budget. Bringing up that money, it could be spread out to get all of the projects done.

Councilman Moliterno said that he knows that Tom has already asked for some of the information, his way of thinking they may need even more than a half hour for the next finance committee meeting because every number they have talked about and approved for the first part of this year has already changed. Everything has changed, so based on what he has heard tonight he cannot vote on anything until he understands better where they are at and where they are going. Moliterno asked Jerry where are they at with Niles? They keep hearing this about Niles. Now we are talking about using Niles water for the Parkwood area. Have they made a decision? Do they have an agreement with them? Mr. Lambert said they had their first meeting with them and he thought it went very well. Moliterno asked if it looked like they would be reasonable in the conversations? Lambert said he would say yes and that's just from their first meeting. Like he said it went very well. Lambert said there is some more information he has to get for them because he thinks what is going to happen, and Bob is there he has to watch what he is going to say, but a lot is going to happen in regards to is there going to be additional volume. What they are working on right now is trying to get a guestimate as to how much additional water would be used by doing the Mosier Road bridge and ... Moliterno said he doesn't want him to give up negotiating positions in any of this, but if it is moving well, it was a little frightening the first time they heard this about what was going to happen but now it sounds like it has evolved into a more reasonable conversation. Mr.

Lambert said let's just leave it at that. Lambert continued, one of the projects, he can give them a rough idea of what this is, this Mosier Road bridge is key to get the water to Parkwood and with everything that has to be done what they are planning on doing is, if council would agree to make this the top of the list for Eastgate for next year. That way they can start in July, but the total cost of that is going to be like, they have a guestimate of about \$486,000 because they can't hang it on the bridge, they have to go under 80. By their figures right now on how many points they can get for doing something like this, it would only cost the city about \$230,000 for the whole job. Lambert said they should be pretty guaranteed that that job could be the number one job for them that would be funded next year on the water fund.

Councilwoman Martuccio said back to the salt barn, if they go with the smaller version of it, would a quarter of the water department still fund it and the street department? The auditor said yes. Martuccio said it is her understanding that they still don't know the total cost because they have to bid out the cement and all of the underlayment, right? Mr. Lambert responded that they had said that it would be about \$400,000 and the 60 footer would be about \$300,000 and the bigger one would be \$400,000. Lambert said it is just like today, now they are getting that machine in tomorrow, the sealer, and they have no place to put it so the big barn, of course, would solve all of their problems with any kind of equipment they would need. Martuccio asked if they could build the smaller salt barn strictly for the salt barn and then a separate garage maybe doesn't need all of that underlayment that you need for salt barns because there are certain criteria for salt barns that they have to have so much concrete for the floor and everything whereas if they put a separate bay somewhere, a garage for the equipment, it would be less than the \$100,000. Mr. Lambert said he doubts it. He thinks the most economical way is to do the 100 footer.

Councilman Grumley addressed the auditor and said that he thinks she needs to look at the smaller salt barn, he doesn't think is going to absorb 25% of the water items because they plan on putting sand, gravel and their equipment so he doesn't think that with the smaller building there is going to be enough space for 25% of the water. Grumley said he could be totally wrong. The auditor said she can have more discussions about it. They said the water department would occupy ¼. Grumley said he doesn't want anyone to be misled because he doesn't think that will work. That's his own personal opinion at this point.

LAW DIRECTOR

BRIAN KREN

PRESENT

The law director said that the service director basically gave his report in that they met with Niles and he will have to say that their service director was probably the most informed and did the most homework out of anybody in the room on either side which made the discussions a lot easier so he has to give credit where credit is due. Kren said in a minor housekeeping matter, he was contacted by the county tax map department, and it appears that the city may have vacated a street off of Gordon in the 50s or 60s and there is reference to this ordinance on the tax map but it has never been recorded. Attorney Kren said honestly he will review it with the service director. He spoke to the clerk and it is beyond our records that we have because we lost a lot of them. They were destroyed on microfilm. If it turns out that they need to revacate it he wanted to give council advance notice to clean this up for the citizens there are trying to do some stuff.

COMMENTS:

Councilman Schubert said he had one question with regard to the Penza building that they tried to tear down. He asked where they are with that? Attorney Kren said the repairs have been made. They had filed the injunction to prevent the city from proceeding with the demolition. Their repairs have been inspected and approved by our building inspector. The framework of the building is up to code, but nobody is putting a business in there anytime soon. There are a lot of zoning and occupancy issues that still need to be addressed. The city can still enforce those. Schubert thanked him.

TREASURER

MARK ZUPPO

PRESENT

No report.

COMMENTS:

FIRE CHIEF

JAMES PETRUZZI

PRESENT

Chief Petruzzi said their calls year to date is 1,248. Their newest life pack 15 heart monitor was placed into service today. The department, with that piece of equipment, is now up to date with the industry standard in cardiac care.

COMMENTS:

POLICE CHIEF

JOHN NORMAN

ABSENT

COMMENTS:

COMMITTEE REPORTS

FINANCES-MOLITERNO-GRUMLEY-ZIRAFI

Councilman Moliterno asked for caucus time prior to the next meeting at 6:15.

COMMENTS:

ECONOMIC DEVELOPMENT-KAY-MARTUCCIO-MOLITERNO

No report. Councilman Kay said he wanted to ask Brian or Jerry about the vacant property next to, what they tore down there. Do they now own that or is that still in court? Kren said it is still in court. He filed the motion for summary judgment against the property owners and lienholders which nobody has responded to and he thinks the court has it set for a hearing in a couple of weeks. Kay then asked about the theater. If they owned that yet? Is there something on that as well? Attorney Kren said that is still, the title work and stuff is still being done on that. Councilman Kay thanked Attorney Kren.

COMMENTS:

BUILDING & GROUNDS-SCHUBERT-STANDOHAR-KAY

No report.

COMMENTS:

HEALTH & SAFETY-GRUMLEY-MOLITERNO-MARTUCCIO

No report. Councilman Grumley said they met earlier and had a tour of the fire station. Grumley said he once again wanted to thank the men and women at the fire department and also the police department for all they do.

COMMENTS:

STREETS SIDEWALKS & EMPLOYEE WELFARE-STANDOHAR-KAY-GRUMLEY

Councilman Standohar said Jerry and the auditor both spoke towards the streets and sidewalks issue, paving for 2023. Standohar said he thinks he is going to probably call a meeting though with his committee members and Jerry just to come to some sort of understanding as a committee as an alternative if the full amount is not going to be awarded. He said they have to be prepared to go to plan b and scale that back. Councilman Standohar said they will be discussing that before the next meeting.

COMMENTS:

UTILITIES-ZIRAFI-SCHUBERT-STANDOHAR

No report. Councilman Zirafi said according to Jerry's request he would like to have his committee members, Jerry wants to meet with the three committee members. He wants a caucus in his office. Zirafi said he needs times and dates what is best for you two gentlemen. Zirafi asked them to get a hold of him and he would get a hold of Jerry.

COMMENTS:

ZONING-MARTUCCIO-ZIRAFI-SCHUBERT

Councilwoman Martuccio said she wanted to mention the Mt. Carmel Festival at the IFH is taking place July 12-16 with fireworks on Sunday night. There is a block watch July 20th, Thursday at 6:30 at the Girard Library and the citywide garage sale is taking place July 20th-23rd so put your stuff out to the curb.

COMMENTS:

ORDINANCES

51-69

SECOND READING

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH J.S. BOVA EXCAVATING, LLC, OF STRUTHERS, OHIO FOR THE KEEFER ROAD WATERLINE PROJECT FOR A PRICE NOT TO EXCEED ONE HUNDRED NINETY-THREE THOUSAND FIVE HUNDRED SEVENTY AND NO/100 DOLLARS (\$193,570.00).

51-70

SECOND READING

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH CLEARSPAN STRUCTURES OF GLASONBURY, CONNECTICUT, FOR THE ENGINEERING, DESIGN, MANUFACTURING, AND SHIPPING OF A 40 X 100 FOOT SALT BARN FOR A PRICE NOT TO EXCEED EIGHTY-FIVE THOUSAND AND FORTY-FOUR AND NO/100 DOLLARS (\$85,044.00).

51-71

SECOND READING

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH CLEARSPAN STRUCTURES OF GLASONBURY, CONNECTICUT, FOR A 40 X 60 FOOT SALT BARN (MATERIAL ONLY) FOR A PRICE NOT TO EXCEED SIXTY THOUSAND NINE HUNDRED TWENTY-NINE AND NO/100 DOLLARS (\$60,929.00).

Councilman Kay said he wanted to clarify the wording of these two ordinances. One says manufacturing, shipping, design and all that the other one just says material only. Are they the same? They are reading different.

Attorney Kren said it was not clear to him when the ordinances were requested either, but when the engineer sent him the information the smaller one stressed that that was just the price for the material. Kay asked no shipping? No anything? Kay said so it's not going to be \$60,000. It is going to be more than that. Mr. Lambert said it is basically the same thing as the 100 footer. It was just miswritten when Brian asked about the difference between the two. Kay said as long as they are getting the same thing for the smaller one and bigger one. President of Council said we are getting the material, engineering, design and shipping? Attorney Kren said he will verify that. Paolone said that would be something very good to verify. Good question.

51-72

SECOND READING

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH VERDANTAS, LLC OF ST. CLAIRSVILLE, OHIO FOR PROFESSIONAL ENGINEERING SERVICES FOR PHASE 1 STUDY OF THE UPPER GIRARD LAKE DAM FOR A PRICE NOT TO EXCEED ONE HUNDRED NINETY-FIVE THOUSAND FOUR HUNDRED DOLLARS (\$195,400.00).

51-74

SECOND READING

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH LINDY PAVING, INC., 1807 SHENANGO RD., NEW GALILEE, PA 16141, FOR THE PAVING OF CERTAIN STREETS FOR A PRICE NOT TO EXCEED THREE HUNDRED SEVENTEEN THOUSAND TWO HUNDRED FIFTY-THREE AND 75/100 DOLLARS (\$317,253.75).

51-75

FIRST READING

AN ORDINANCE DETERMINING TO PROCEED WITH SUBMISSION TO THE ELECTORS THE QUESTION OF LEVYING A RENEWAL OF A TAX IN THE FORM OF A FIVE YEAR, 0.8 (EIGHT-TENTHS) MILL LEVY TO PROVIDE FUNDS FOR THE COLLECTION AND DISPOSAL OF GARBAGE OR REFUSE IN THE CITY OF GIRARD, OHIO.

Councilman Moliterno asked the law director what he wanted them to do with this. Attorney Kren said he wasn't sure what council's intent was with the levies but they have until August 9th or so so it can wait until next meeting.

NEW LEGISLATION

Councilman Grumley said that Councilman Zirafi under utilities was planning to have a meeting pertaining to garbage and when that meeting was. Councilman Zirafi said that there were some things that have come up that they need to do some due diligence on and they need to put some research in and when that happens and he has some more answers then he will schedule it. Councilman Grumley said that before they have to pass any legislation pertaining to garbage they will have those answers? Councilman Zirafi said yes they will have the answers but they are not stopping any legislation from being passed, put to the voters to pass.

ADJOURNMENT

MOTION SCHUBERT SECOND MARTUCCIO TO ADJOURN THE MEETING OF JULY 10, 2023.

SCHUBERT 1
STANDOHAR
KAY
GRUMLEY

MARTUCCIO 2
MOLITERNO
ZIRAFI
MOTION PASSES 7-0

MONICA URBANIC, CLERK OF COUNCIL

REYNALD PAOLONE, PRESIDENT OF COUNCIL