

**MINUTES OF COUNCIL MEETING**  
**May 27, 2008**

The Regular Meeting of City Council was called to order at 7:30pm by Mayor Domenick Mucci, Jr. who presided. The meeting was opened with a silent prayer followed by the Pledge of Allegiance. Present were Councilmen Stasiulewicz, Chanoski, DiLoreto, Fortunato, Lalich, Metcalf, and Perkins. Also present were City Manager Bruce Williams, Law Director S. Gary Repella, Police Chief Bill McCafferty, Parks and Recreation Director Dwan Johnson and Recreation Supervisor Luke Bringingstool, Urban Projects Director Chris Petrossi, Finance Director Mike Marshall, Accounting Administrator Alyssa Kerker, M&R Superintendent Joe DeSantis, Water/Wastewater Superintendent Rocky Augustine, and Building Inspector Jim Ferris, also Fire Chief Terri English.

Roll call was taken. All present and accounted for declared Mayor Mucci.

**APPROVAL/CORRECTION OF MINUTES**

Mr. Chanoski moved that the minutes of May 13, 2008, and May 20, 2008 be accepted as written. Second by Mr. Lalich. Roll call. All ayes. So moved minutes accepted.

**PETITIONS AND COMMUNICATIONS**

None

**ORDINANCES AND RESOLUTIONS**

Mr. Chanoski moved that the rule requiring all ordinances and resolutions to be read in their entirety be suspended and that all ordinances and resolutions be read by caption only. Second by Mr. Lalich. Roll call. All ayes. So moved rule suspended.

**2008-41 – BY THE PLANNING COMMITTEE – 2<sup>nd</sup> reading**

**Messrs. Fortunato, Perkins, DiLoreto**

**AN ORDINANCE AMENDING ORDINANCE NO. 1992-20, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF STEUBENVILLE, OHIO BY REZONING PROPERTY OWNED BY ALBERT MOTORS, INC. LOCATED AT 1629 PERSHING AVENUE (NORTH PART), STEUBENVILLE, OHIO, FROM R-1, LOW DENSITY RESIDENTIAL DISTRICT TO B-2, COMMUNITY COMMERCIAL DISTRICT.**

Mayor, “you heard the second reading of Ordinance No. 2008-41, the third and final reading by City Council will be held on July 8<sup>th</sup>, a Public Hearing is scheduled for July 7<sup>th</sup> of the Steubenville Planning and Zoning Commission.”

**2008-42 - BY THE PLANNING COMMITTEE – 2<sup>nd</sup> reading**

**Messrs. Fortunato, Perkins, DiLoreto**

**AN ORDINANCE AMENDING ORDINANCE NO. 1992-20, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF STEUBENVILLE, OHIO BY REZONING PROPERTY OWNED BY JEFFERSON METROPOLITAN HOUSING AUTHORITY LOCATED AT PARKVIEW CIRCLE, STEUBENVILLE, OHIO. FROM R-2, MEDIUM DENSITY RESIDENTIAL DISTRICT TO P, PUBLIC & SEMI-PUBLIC DISTRICT.**

Mayor, ““You heard the second reading of Ordinance No. 2008-42, its third and final reading will be two weeks hence on May 27<sup>th</sup> and the Public Hearing for the Zoning and Planning Commission will be July 7<sup>th</sup> and the third and final reading will be July 8<sup>th</sup>.”

**2008-48 – BY THE COUNCIL AS A WHOLE**

**A RESOLUTION APPROVING THE DRAFT SOLID WASTE MANAGEMENT PLAN OF THE JEFFERSON-BELMONT REGIONAL SOLID WASTE AUTHORITY.**

**Mr. Metcalf** moved that Resolution No. 2008-48 be adopted by roll call. Second by Mr. Fortunato. Roll call. All ayes. So moved Resolution No. 2008-48 duly adopted declared Mayor Mucci.

**Mr. DiLoreto** – “I don’t know what this means, but I know one thing, I got a big, big illegal dump in my ward, its been there about ten years on Main Street so as soon as this gets passed I hope that I get some help from somebody.” **Mr. Williams**, “Won’t help. This has to do with recycling.” **Mr. DiLoreto**, “Well I got tires down there, tires and cans.”

**2008-49 – BY THE PLANNING COMMITTEE**

**Messrs. Fortunato, Perkins, DiLoreto**

**AN ORDINANCE DECLARING THE BUILDINGS AND STRUCTURES LOCATED AT 732 NORTH FOURTH STREET, 410 MADISON AVENUE, 1529 STATE STREET, 1520-1522 AND 1522 REAR EUCLID AVENUE AND 1528 EUCLID AVENUE, STEUBENVILLE, OHIO, TO BE UNSAFE STRUCTURES 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 STRUCTURES, AND DECLARING AN EMERGENCY.**

**Mr. Fortunato** moved that the rule requiring an ordinance to be read on three separate occasions be suspended and that Ordinance No. 2008-49 be given its second and third reading tonight for this bodies passage or rejection. Second by Mr. Perkins. Roll call. All ayes. So moved rule suspended. The Clerk read the ordinance. Mayor Mucci asked if anyone wished to speak on Ordinance No. 2008-49 and there was no one. Mr. Lalich called question. Roll call. All ayes. So moved Ordinance No. 2008-49 duly adopted declared Mayor Mucci.

**2008-50 – BY THE FINANCE COMMITTEE**

**Messrs. Lalich, Fortunato, Metcalf**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE REPAIR OF THREE (3) FINAL CLARIFIERS AT THE STEUBENVILLE WASTEWATER TREATMENT PLANT, SUBJECT TO THE RIGHT TO REJECT ANY AND ALL BIDS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE LOWEST AND BEST BIDDER, AUTHORIZING PAYMENT THEREFOR, AND DECLARING AN EMERGENCY.**

**Mr. Lalich** moved that the rule requiring an ordinance to be read on three separate occasions be suspended and that Ordinance No. 2008-50 be given its second and third reading tonight for this bodies passage or rejection. Second by Mr. Fortunato. Roll call. All ayes. So moved rule suspended. The Clerk read the ordinance. Mayor Mucci asked if anyone wished to speak on Ordinance No. 2008-50 and there was no one. Mr. Lalich called question. Roll call. All ayes. So moved Ordinance No. 2008-50 duly adopted declared Mayor Mucci.

**2008-51 – BY THE SERVICE COMMITTEE**

**Messrs. Fortunato, Lalich, Perkins**

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR THE REPAVING BY THE METHOD OF HOT-MIX ASPHALT OVERLAY OF STREETS AS DESIGNATED BY THE CITY ENGINEER FOR THE FOLLOWING STREETS: IVA WAY FROM BRAYBARTON BOULEVARD TO LINDUFF AVENUE, JEANNETTE AVENUE FROM ESTELLE AVENUE TO GIRARD AVENUE, GIRARD AVENUE FROM JEANETTE AVENUE TO BROADWAY BOULEVARD, ROSSLYN BOULEVARD FROM JOHN SCOTT CONNECTOR TO BUENA VISTA BOULEVARD, WILMA AVENUE FROM OPAL BOULEVARD TO SUNSET BOULEVARD, ALLEY WAY FROM OPAL BOULEVARD TO BRAYBARTON BOULEVARD, ABERDEEN ROAD FROM EFTS LANE TO BRYDEN ROAD, STARKDALE ROAD FROM ABERDEEN ROAD TO SUNSET BOULEVARD AND CONCRETE PATCH REPAIR FRO ST. ANDREWS DRIVE FROM SCIOTO DRIVE SOUTH TO SOUTH TERMINUS, SUBJECT TO THE RIGHT TO REJECT ANY AND ALL BIDS, AUTHORIZING THE ENTERING INTO OF A CONTRACT WITH THE LOWEST AND BEST BIDDER, AUTHORIZING PAYMENT THEREFORE, AND DECLARING AN EMERGENCY.**

**Mr. Fortunato** moved that the rule requiring an ordinance to be read on three separate occasions be suspended and that Ordinance No. 2008-51 be given its second and third reading tonight for this bodies passage or rejection. Second by Mr. Lalich. Roll call. All ayes. So moved rule suspended. The Clerk read the ordinance. Mayor Mucci asked if anyone wished to speak on Ordinance No. 2008-51 and there was no one. Mr. Lalich called question. Roll call. All ayes. So moved Ordinance No. 2008-51 duly adopted declared Mayor Mucci.

**2008-52 – BY THE COUNCIL AS A WHOLE**

**A RESOLUTION IN RECOGNITION OF THE BIRTHDAY OF THE U.S. ARMY.**

Mr. Stasiulewicz moved that Resolution No. 2008-52 be adopted by roll call. Second by Mr. Metcalf. Roll call. All ayes. So moved Resolution No. 2008-52 duly adopted declared Mayor Mucci.

**REPORT OF COMMITTEES**

Mr. Stasiulewicz – no report  
Mr. Chanoski – no report  
Mr. DiLoreto – no report  
Mr. Fortunato – no report

Mr. Lalich – “Under Safety, we’ve had a rash of fires lately around our area and even tonight there were a mother and a son killed in a fire and we had a bad fire on North 4<sup>th</sup>. St. last week and it seems that they’ve been going on in our area around the valley and I’d like the Chief to make a comment on the safety of fire alarms in the home.”

Chief Terri English, “The biggest problem I’ve got is people not having working fire detectors in their homes or smoke detectors, that would save a lot more lives with early morning fires and some people who do have detectors in their homes take the batteries out so they’re not working any longer. Lowes recently gave the fire department some smoke detectors and if anybody can’t afford the eight or ten dollars that one costs they can go to headquarters station on North Street to a smoke detector. But its real important, the State Fire Marshall will recommend now one in each bedroom and one in each level in your home and a CO detector which is a little bit more pricey its about thirty dollars (inaudible) we keep saying safety but not everybody listens.”

Mr. Lalich continued, “This evening I would like to introduce Ed Looman as the new Progress Alliance Director, he was just recently installed into our community but he is a native of our community and he grew up in Steubenville, Ohio and we want to welcome him back to the community and I’m sure he’s going to do a fine job for our economic development of Jefferson County and for the City of Steubenville.”

Mayor, “Ed on behalf of the citizens of our community and of course this Council and Administration, we want to welcome you back home and wish you well in the job. As you well know economic opportunity for our citizens is a high priority for all of us so lets get moving with it and hopefully great things will come here in the near future. Would you like to address this Council?”

Mr. Looman, “I would just like to say I haven’t been in this room since the early seventies when I was a reporter for the Herald Star covering Municipal Council and its great to be back and I look forward to working with Council and I want to thank you for your support. Hopefully from this point forward I’ll be here on a regular basis giving you some reports on what we’ve been doing at Progress Alliance and hopefully bring you some jobs to Jefferson County. So thank you again for your support, thank you Mr. Lalich for that introduction, I appreciate your support.”

Mayor, “Thank you Mr. Looman for attending tonight’s Council Meeting. I know Council appreciates your attendance.”

Mr. Metcalf – no report

Mr. Perkins – “No report but I would like to request a meeting for Recreation Committee of Council at 6:00 p.m. next Tuesday.”

#### **ADMINISTRATIVE OFFICERS**

Mr. Williams – no report

Mr. Repella – “Down on Vapor Jet’s site they started today I believe so they are starting to take that away so hopefully by the end of the week it’ll be cleaned up.”

#### **MISCELLANEOUS REPORTS**

Mr. Chanoski – “Your Honor, Council, I’d like to just for a second talk to Council and bring up something that I’d like to look into as a City and I’m not exactly sure if it goes under Finance Committee, Service Committee, Planning or if its under Bruce Williams himself I know exactly where to address this. But I’d like to look into the City having some kind of competitive advantage for companies that base themselves out of Steubenville, Ohio. Companies that have their officers here in Steubenville, pay their City taxes and run their work out of Steubenville. Its my understanding that there are communities that have that type of competitive advantage built in to their Council and I’d like to see if we can do kind of the same thing maybe some kind of five percent or something so that the people in Steubenville, the contractors, the businesses, the people who live in our community, spend their money here in our community would have some type of advantage when it comes to the competitive bidding process. Thank you.”

#### **PUBLIC FORUM**

Mayor, “Is there anyone wishing to speak to City Council on City business please come forward and state their name and address.”

Perty Portis, 15260 Sinclair Ave. – “On the 29<sup>th</sup> of April my 8<sup>th</sup> Amendments Rights were violated on the stand by Officer Jim Marquis. He swore under oath to tell the truth, the whole truth, nothing but the truth, but he, only one thing that he said was right, he did not give me a breath analyzer test on the 15<sup>th</sup> when I was coming to City Council meeting. I hope those cameras were working out there so they could see exactly what was going on cause he came in on the stand and it was different then what I remember about is so the audio from the court’s log to tell the truth if anybody can listen to it or maybe send it to the NAACP or some of them. I don’t

know if the tape is available or changed or what but I would like that tape to be released so I could clear my bill and my credit report. The police have been making up stories about me and there have been people stealing from me stole my checkbook, my credit card ran up charges on it and then the police say there's no evidence I (inaudible). But there's so many lies and bad credit. I'm walking around, I don't drive anymore because the police always do me wrong. I just want to straighten this all out somehow. So if I could have that audio to me or send it to somebody else."

Mr. Repella, "Perry what you have to do is you have to go to Judge Spahn's court and make the request from him because he's has those tapes there, that's the proper place to do that."

Mr. Portise, "I did I asked the balif he's got the audio system or something I asked him about it they come back and say Mr. Williams ask him about it."

Mr. Repella, "No, that's, you go to him. Mr. Williams doesn't have the authority to release that, that deals with the Municipal Court in Steubenville."

Mr. Portise, "I know, the balif said that he has to have permission to release that audio tape it all comes back to Mr. Williams."

Mr. Williams, "No sir it doesn't."

Mr. Repella, "Like I said, he has no authority over the court, period. It's Judge Spahn that sits there and it's Judge Spahn's authority so you should go see Judge Spahn."

Mr. Portise, "I'm making it public right now I'm getting the run around again I'm not going to get any satisfaction about it."

Mayor, "I don't think your getting the run around I think your getting direction from our Law Director and he's indicating to you to go to Judge Spahn."

Mr. Fortunato moved to adjourn the meeting. Second by Mr. Lalich.  
Roll call. All ayes. So moved meeting adjourned declared Mayor Mucci.

Pamela L. Orlando  
Clerk of Council

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

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