

**44<sup>TH</sup> GIRARD CITY COUNCIL**  
**FEBRUARY 9, 2009**  
REGULAR MEETING MINUTES /JOURNAL

**PLEDGE**

**ROLL CALL**

PRESIDENT OF COUNCIL	MR. REYNALD J PAOLONE	PRESENT
FIRST WARD COUNCILMAN	MR. FRANK J MIGLIOZZI	PRESENT
SECOND WARD COUNCILMAN	MR. LARRY WILLIAMS	PRESENT
THIRD WARD COUNCILMAN	MR. THOMAS J SEIDLER II	PRESENT
FOURTH WARD COUNCILMAN	MR. THOMAS F GRUMLEY	PRESENT
COUNCILMAN-AT-LARGE	MR. JOSEPH P SHELBY	PRESENT
COUNCILMAN-AT-LARGE	MR. BRIAN A KREN	PRESENT
COUNCILMAN-AT-LARGE	MR. MICHAEL A COSTARELLA	PRESENT

**PRESENTATIONS**

NONE

**ADDITIONS AND DELETIONS**

44-66 A (7416A)

Motion Shelby second Grumley add #44-83 to the agenda

MIGLIOZZI

WILLIAMS

SEIDLER

GRUMLEY 2

SHELBY 1

KREN

COSTARELLA

Passed 7-0 vote

Motion Seidler second Williams to add #44-84 to the agenda

MIGLIOZZI

WILLIAMS 2

SEIDLER 1

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

44-65

Motion Miglioizzi second Williams to add #44-65 to the agenda

MIGLIOZZI 1

WILLIAMS 2

SEIDLER

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

Motion Shelby second Grumley to add # 63-2491 to the agenda

MIGLIOZZI

WILLIAMS

SEIDLER

GRUMLEY 2

SHELBY 1

KREN

COSTARELLA

Passed 7-0 vote

Motion Williams second Seidler to add #71-9101 to the agenda

MIGLIOZZI

WILLIAMS 1

SEIDLER 2

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

### **APPROVAL OF THE AGENDA**

Motion Williams second Grumley to accept the agenda

MIGLIOZZI

WILLIAMS 1

SEIDLER

GRUMLEY 2

SHELBY

KREN

COSTARELLA

7-0 motion to pass

### **APPROVAL OF THE MINUTES**

Minutes of January 26, 2009, 2008

Motion Seidler second Williams to change Seidler to Grumley under presentations.

MIGLIOZZI

WILLIAMS 2

SEIDLER 1

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

Motion Williams second Miglioizzi to accept the minutes as amended

MIGLIOZZI 2

WILLIAMS 1

SEIDLER

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

### **COMMUNICATION**

Letter dated 1-21-09 to the Mayor from Superintendent Joe Jezwald concerning safety of students

File with Streets and Sidewalks Committee

**CITIZENS COMMENTS**

**SAM PAGANO 1632 Squaw Creek**

Again gives his opinion on the water department/meter situation.  
Have water bills for people to look at.  
Passes out literature on a portable wireless PA system because the citizens cannot hear what is being said.

**REPORT OF OFFICERS & DIRECTORS OF THE CITY**

**MAYOR: JAMES MELFI**

**PRESENT**

Mailed the councilmen a letter that was sent to him by the director of the planning commission.  
City of Girard is going to receive \$300,000 for neighborhood stabilization from the Federal government. Discussed how the money has to be spent. Upset that the Federal government selected areas where this money was to go. Believes the whole city of Girard should partake in this, not certain tracts or neighborhoods. Certain regulations have to be followed.  
Recycling bins behind City Hall again being left a mess.  
March is Red Cross month. The Red Cross wants all City Councils across America to pass a resolution supporting the Red Cross.

**SAFETY/SERVICE DIRECTOR: JEROME LAMBERT**

**ABSENT**

No report

**LAW DIRECTOR: MARK STANDOHAR**

**ABSENT**

No report

**AUDITOR: SAM ZIRAFI**

**PRESENT**

No report

**TREASURER: JOHN MOLITERNO**

**PRESENT**

Does not have a formal report. The advanced dollars for income tax are in for the month of January.  
Bid openings will take place later on in the week for the renovation of the football stadium. March 10, 2009 will be the formal bid openings for the new high school. Should see activity on permitting fees and construction which should generate income tax.

**POLICE CHIEF**

**ABSENT**

**FIRE CHIEF: KEN BORNEMISS**

**PRESENT**

No report

**COMMITTEE REPORTS**

**FINANCES-MIGLIOZZI, SEIDLER, COSTARELLA**

**MIGLIOZZI:**

Received a call from Paul Marshall of the State Fiscal Commission. Mr. Marshall stated that the water fund is going in the wrong direction. He will be requesting a full fledged recovery plan for the water department. Also discussed the ordinance about the remote meters. City cannot go any further in debt. Goes over figures. Mr. Marshall clearly indicated that he should notify this Council to cease this project immediately. Both the surcharge and the remote meters effective tonight. After speaking with individual council members and meetings we had with the Utilities Committee this was the latest report we received. The information that they have been asking for they are not receiving.

Motion Migliozi second Shelby that Mr. Migliozi send a letter to Paul Marshall at the State Fiscal Commission requesting an investigation into all matters within the Water Department.

MIGLIOZZI 1  
WILLIAMS  
SEIDLER  
GRUMLEY  
SHELBY 2  
KREN  
COSTARELLA  
Passed 7-0 vote

Next meeting will be on 2-23-09 at 6:15 prior to the regular meeting.  
Lengthy discussion on how they were encouraged to go forward with remote metes and now are being told to cease.  
Mayor discussed water fund. If you are delinquent be prepared in the very near future.

**ECONOMIC DEVELOPMENT-SEIDLER, KREN, WILLIAMS**  
SEIDLER

4<sup>TH</sup> Ward Block Watch 2-11-09 6:30 Multigeneration Center  
3<sup>RD</sup> Ward Block Watch 2-18-09 6:30 Girard Library

**BUILDINGS & GROUND-SHELBY, COSTARELLA, GRUMLEY**  
SHELBY

No report  
Ordinance #6324-91, recommends that it be rescinded.

**HEALTH & SAFETY-COSTARELLA, GRUMLEY, SHELBY**  
COSTARELLA

No report

**STREET & SIDEWALK-GRUMLEY, WILLIAMS, MIGLIOZZI**  
GRUMLEY

Discusses letter from superintendent. He'll be contacting committee members to set up a date that they can meet. Spoke with the superintendent and acting police chief.

**UTILITIES-KREN, SHELBY, MIGLIOZZI**  
KREN

Met last Thursday. Jerry Lambert highlighted the collection procedure at the meeting. Explains the collection procedure and payment plan. Talks about assessing delinquent accounts to property taxes.  
Has discussion with Auditor concerning purging tax accounts.  
Lengthy discussion on water delinquencies.

**ZONING-WILLIAMS, SEILDER, KREN**  
WILLIAMS

All the fees changes are what the county would charge.  
Tonight is the 3<sup>rd</sup> reading on the permit fee ordinance.  
Discussion on the fees.  
Mayor makes a suggestion about amending the ordinance

**ORDINANCES- SEIDLER, SHELBY, MIGLIOZZI**

#44-69       MIGLIOZZI       3<sup>rd</sup> Reading

An ordinance requiring the Service Director to collect on all delinquent water accounts by establishing payment plans.

Motion Kren second Seidler to amend ordinance

MIGLIOZZI

WILLIAMS

SEIDLER     2

GRUMLEY

SHELBY

KREN         1

COSTARELLA

Passed 7-0 vote

Motion Kren second Seidler for passage

MIGLIOZZI

WILLIAMS

SEIDLER     2

GRUMLEY

SHELBY

KREN         1

COSTARELLA

Passed 7-0 vote

#44-73       MIGLIOZZI       3<sup>rd</sup> READING

An ordinance rescinding Ordinance No. 7213-02 providing for the assessment of zoning permits and certification fees.

Motion Williams second Seidler to amend

MIGLIOZZI

WILLIAMS    1

SEIDLER     2

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

Motion Williams second Seidler for passage

MIGLIOZZI

WILLIAMS    1

SEIDLER     2

GRUMLEY

SHELBY

KREN

COSTARELLA

Passed 7-0 vote

#44-78       SHELBY           3<sup>RD</sup> READING

An ordinance amending Ordinance No. 3157 to create an additional temporary position of Captain in the police department and fixing the salary.

MIGLIOZZI    YES

WILLIAMS     NO

SEIDLER     2 NO

GRUMLEY     YES

SHELBY YES  
KREN YES  
COSTARELLA 1 NO  
Passed 4-3 vote

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#44-82 MIGLIOZZI 1<sup>ST</sup> READING  
An ordinance making appropriations for the fiscal year 2009 in the city of Girard, Ohio.

#44-83 SHELBY 1<sup>ST</sup> READING  
Neighborhood Stabilization Program  
Motion Seidler second Costarella to suspend 2<sup>nd</sup> & 3<sup>rd</sup> reading.  
MIGLIOZZI  
WILLIAMS  
SEIDLER 1  
GRUMLEY  
SHELBY  
KREN  
COSTARELLA 2  
Passed 7-0 vote

Motion Seidler second Costrella for passage  
MIGLIOZZI  
WILLIAMS  
SEIDLER 1  
GRUMLEY  
SHELBY  
KREN  
COSTARELLA 2  
Passed 7-0 vote

#44-84 SEIDLER 1<sup>ST</sup> READING  
A resolution encouraging the city auditor to transmit the referendum challenging city ordinance No. 7614-08 filed with his office to the Board of Elections for further processing.

#6324-91  
An ordinance for the purpose of repealing Ordinance No. 6053 of the City of Girard.  
Motion Shelby second Seidler to rescind  
MIGLIOZZI  
WILLIAMS  
SEIDLER 2  
GRUMLEY  
SHELBY 1  
KREN  
COSTARELLA  
Passed 7-0 vote

#7197-01  
An ordinance amending Ordinance #7191-01 adopting an electrical code for the City of Girard, Ohio.  
Motion Williams second Seidler to suspend 2<sup>nd</sup> & 3<sup>rd</sup> reading.  
MIGLIOZZI  
WILLIAMS 1  
SEIDLER 2  
GRUMLEY  
SHELBY

KREN  
COSTARELLA  
Passed 7-0 vote

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Motion Williams second Seidler for passage

MIGLIOZZI  
WILLIAMS 1  
SEIDLER 2  
GRUMLEY  
SHELBY  
KREN  
COSTARELLA  
Passed 7-0 vote

#44-65A Ordinance #:7613-08

An ordinance authorizing the Service Director to place a revocable surcharge of \$5.00 (Five Dollars) per month or \$10.00 per billing cycle on all water account customers.

Motion Shelby second Kren to rescind

MIGLIOZZI  
WILLIAMS  
SEIDLER  
GRUMLEY  
SHELBY 1  
KREN 2  
COSTARELLA  
Passed 7-0 vote

#44-66A Ordinance #: 7614-08

An ordinance authorizing the Service Director to enter into an agreement with Neptune Equipment for the purchase of replacement water meters at a cost not to exceed \$1,911,335.00 ( One Million Nine Hundred Eleven Thousand Three Hundred Thirty Five Dollars).

Motion Shelby second Kren to rescind

MIGLIOZZI  
WILLIAMS  
SEIDLER  
GRUMLEY  
SHELBY 1  
KREN 2  
COSTARELLA  
Passed 7-0 vote

### **REQUEST FOR NEW LEGISLATION**

Sam Zirafi

Motion MiglioZZi second Seidler to add an ordinance amending Ordinance #: 7616-08 to the agenda

MIGLIOZZI 1  
WILLIAMS  
SEIDLER 2  
GRUMLEY  
SHELBY  
KREN  
COSTARELLA  
Passed 7-0 vote

Brian

Motion Kren second Shelby to add a proclamation for a fraternal organization in the future.

MIGLIOZZI

WILLIAMS

SEIDLER

GRUMLEY

SHELBY 2

KREN 1

COSTARELLA

Passed 7-0 vote

Motion Costarella second Shelby for RED CROSS

MIGLIOZZI

WILLIAMS

SEIDLER

GRUMLEY

SHELBY 2

KREN

COSTARELLA 1

Passed 7-0 vote

### **ADJOURNMENT**

Motion Kren second Miglioizzi for adjournment

MIGLIOZZI 2

WILLIAMS

SEIDLER

GRUMLEY

SHELBY

KREN 1

COSTARELLA

7-0 VOTE TO PASS

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**REYNALD J PAOLONE**

PRESIDENT OF COUNCIL

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**NANCY L NUZZI**

CLERK OF COUNCIL

**NO FURTHER ENTRIES TO THE MINUTES FEBRUARY 9, 2009**

