

## Warren, Ohio

### MINUTES

#### REGULAR MEETING WARREN CITY COUNCIL

May 27, 2009

- CALL TO ORDER** The regular meeting of Warren City Council was called to order by Pro-Tem President of Council Robert L. Dean Jr. in Warren City Council Chambers at 7:30 PM, 141 South St. SE, Warren, Ohio.
- INVOCATION/PLEDGE** The meeting opened with prayer lead by Superintendent Pastor Melvin Howard of St. James Church of God in Christ and was followed by the Pledge of Allegiance.
- ROLL CALL** MEMBERS PRESENT: Flask, Pugh, Hartman, Crouse, Rucker, Dean, Dippolito, Novak, Barkley, Morn
- OFFICIALS PRESENT** Mayor O'Brien, Law Director Hicks, Treasurer Homlitas, Director Franklin
- DEPARTMENT HEADS** Captain Bowers for Chief Mandopoulos, Chief Nussle, Gary Cicero, Bob Pinti, Frank Tempesta, Bill Totten, Mike Keys, Chris Stephenson, Sal DiLiello, Tom Angelo, Renee Cicero, Lisa Mazzochi, Tom Gaffney  
ABSENT: Tom Gaffney
- MOTION-ACCEPT PREVIOUS MINUTES** Motion Novak, second Dippolito to accept the minutes of the last meeting but dispense with reading of the same. VIVA VOCE: Yes; 0 No. Motion passed.

#### REPORTS

- MAYOR** MAYOR O'BRIEN: Thank you Mr. President, Members of Council; I just wanted to give you an update. I had a conversation with Engineer Bill Totten earlier today and give you an update on the progress of Market Street and most importantly as it relates to the not only Market Street but also as important as it relates to the downtown area. The concentration right now is getting the crosswalks in the intersections and the different closures of intersections. So if you see on Elm Road and Market, there is one lane closed. I you see on Vine and Market, if you're traveling north on Vine from Franklin Street you'll see that that whole intersection is closed. This is of course for the brick inlays on the north and south and east and west intersections and those are again Main and Market, Park and Market, High and Market, Vine and Market, Elm and Market and Chestnut and Market. Monday will begin the top course of asphalt on the east side of Market Street meaning the eastern boundary of Market Street by, well by Up-A-Creek and they'll progress west in to town. It will be three-quarters of an inch mix, so I know a lot of the Council Members have received calls themselves that the Market Street project is complete. Of course it's not and there's about three-quarters of an inch rubber mix that goes on top and they'll start at Up-A-Creek and go all the way to Chestnut. Now again, that's because the brick inlays on the east on north and south and east and west that construction will be going on at the same time. When that top course is complete and those intersections are complete with the brick inlays then they'll do the top course in the downtown area. This project will probably take about two more months, but the end result will be a beautiful, resurfacing project, beautiful brick inlays for all those intersections and I mentioned zero cost to the general fund. Zero cost to the general fund. That's through the coordination of the Engineering Department under Bill Totten.

The next issue I have Mr. President is the Warren City Board of Health had their monthly meeting today. Board Members are Peggy Scott, Charles Ohlin, Lillie Brooks, Hortense Woods and of course and myself. Normally they may have 8 to 10 houses that they have hearings on, condemnation hearings or demolition hearings. As an effort to keep in mind the Neighborhood Stabilization Funds for

the demolition of homes, to eliminate blight, we have at our meetings, as a matter of fact, today's meetings was a lighter agenda, there were 43 cases and I would say maybe a dozen or two more will be added to the normal agendas for a Board of Health meeting of members that are volunteers. It's coordinated with Bob Pinti, to the degree that if someone contacts after they receive their registered mail, if they contact the Board of Health we have those more or less contested issues first and then we go through the regular hearings, but it's pretty lengthy and it was absolutely lengthy, but keep in mind the goal is to eliminate blight in the city. And again, at no cost to the general fund.

The other issue Mr. President I have is, the City of Warren was a recipient of 1.4 million dollars of Clean-Ohio money. That of course is for Mahoningside. The 1.4 million dollars, some of the costs will the money will be spent to seal off the pipes in the channels that are leading to the river; dispose of any left contaminated soil; and demolish the two structures that are still on the sight, demolish those structures. Fill the wholes, cap the total area with two feet of topsoil and there is about 510,000 dollars of a match that we're providing and most, if not all of that is in-kind services. Some is through our wastewater treatment plant, some are on donations from companies providing the fill. So hopefully, that is the last of the projects on Mahoningside and that's probably if you total the funds it's probably, Mike, close to-

MR. KEYS: Six million, we're getting there.

MAYOR O'BRIEN: Yeah, close to six million dollars on that particular sight. And I wanted to emphasize this to Members of Council and specifically Mr. Dippolito who's had an awful lot of concern over there as everyone I'm sure.

Earlier today, at 10 o'clock this morning, I was a guest at the ground breaking and the announcement of the Community Victory Gardens on the Horace Mann School property. Council Member Pugh was there, Director Franklin was there and there was one other Mary Ann Franklin, a person that's often at city council meetings and they received an awful lot of interest from the neighbors. I will be having one particular plot of land myself, but there's applications that you can pick up and it's 15 by 30 feet plots of land for raising a garden. And this type of activity goes throughout the entire country and it's another extension of neighborhood organizations. We're, we appreciate all the neighborhood organizations we have in our community and this is another great example of neighborhood organizations.

The last thing I want to mention is the Trumbull County African-American Achievers Association annual festival is June 5<sup>th</sup>, 6<sup>th</sup>, and 7<sup>th</sup>. It's 11 AM to 11 PM in Courthouse Square and Mr. Don Emerson this year is the grand marshal. So Mr. Emerson is the grand marshal for the Trumbull County African-American Achievers Association Festival and probably Mr. Keys will be driving his car. Thank you Mr. President.

**LAW**

MR. HICKS: Thank you no report.

**AUDITOR**

MR. GRIFFING: Thank you. As AI indicated in the back, we will begin the process of the 2010 budget with the tax budget that I'll be bringing to Council at the next Council meeting. Thank you Mr. President.

**TREASURER**

MR. HOMLITAS: Thank you. No report.

**DIRECTOR**

MR. FRANKLIN: Thank you Mr. President. No report this evening.

**DEPARTMENT HEAD REPORTS**

**WATER POLLUTION CONTROL**

MR. ANGELO: Thank you Mr. President, Council Members, Citizens; I haven't talked in a long time. I want to talk real briefly about heroes. As Americans seem to have a lot of different reasons for calling people heroes, sometimes it's a sports figure who makes a good touchdown, it's the safety forces, obviously it's a military person, ambulance person. But we also have some silent heroes and we had some silent heroes just over the last couple weeks. We had about six people from Water Pollution Control and about four people from Operations most of which have been displaced as a result of the layoffs and everything else, working

5-27-09

in lesser jobs. The amphitheater, the log cabin area, the Kinsman House, everything was overgrown, it didn't look good. These young men and women went down and busted their cans and got everything in place and it looks wonderful. I encourage you to go down and look at all those areas in time for Memorial Day and the opening of the amphitheater. And the one fellow here I really want to call everybody's attention to is a gentleman by the name of Jim Rodgers. Jim was an Equipment Operator I, he was the guy who was talking care of the amphitheater and Kinsman House. He's now a Laborer II as a result of the layoffs. He is still talking care of the amphitheater and the Kinsman House with as much enthusiasm if not more than what he had when he was getting a higher pay. And I think those are the silent heroes that we don't ever hear about and shame on me and some of our other department heads included that we don't really bring to attention some of these extra ordinary efforts. And in my opinion, extra-ordinary efforts also gives an opportunity for the word 'hero'. So if you do get a chance, go down, give them a pat on the back and congratulate for doing what I believe is a wonderful job. Thank you very much.

**May 27, 2009**

## **SUMMARY OF CORRESPONDENCE**

C-015-09 Received from the Environmental Services Department:  
5-27-09

The 2008 Annual Report.

REF: All Council Members

### **THIS CORRESPONDENCE IS ON FILE IN THE CLERK OF COUNCIL OFFICE.**

PRESIDENT PRO-TEM DEAN: At this time we'll call for our public speaking. I would remind those who are speaking to please exhibit the highest level of courtesy and respect and you'll notice the clerk on my right who is testing the three-minute buzzer. You will have three minutes in which to make your presentation. Please step to the microphone and state your name and address.

### **PUBLIC SPEAKING 7:43 PM**

**ROBERT WEITZEL, 1133 Raymond St, Warren, Ohio:** Thank you. My name is Robert Weitzel, 1133 Raymond St. NW, Warren, Ohio. I'm the chairman of the board of directors for the Northwest Neighborhood Association and I'm here on behalf of that association tonight to talk about the sexual orientated businesses which are coming in to Warren and especially on the northwest side of Warren. We used to just have one that was up by the old Mary M's, then after that we had another one that came down called Summit News. Now we have another one on Parkman Road called the Paradise Massage and it seems like it just keeps growing and coming in to the northwest side of Warren. We know the city needs jobs, but we don't need these jobs. We don't need this kind of thing here in our city. And so we did a little research because every time I bring this up people have told me, well they have a right to have a business, we can't stop them, there's nothing we can do. So a member Mr. Oswald went on the internet and we found this on the internet which controls the sexually oriented businesses in Warren. And I agree with this, there's not much we can do, so we went on further because everybody said, show us something. Here's another piece of paper, it's quite lengthy, it's from Solon, Ohio. Solon, Ohio has no sexually oriented businesses. They have nothing like this because of this. In here there are regulations on the type of lighting that can be in a room. It has to be lit like this room. If they have the little peep shows like they have at Summit Lounge, it can't have no doors on them. They have to be lit; they have to be able to be seen when you walk in that you can see what's going on in those little rooms. So here is a roadmap that other cities have looked at in Solon, Ohio. We're going to give this to you later. Ken's going to talk more about this. So we hope that Warren City Council will not only look at what's happening on the northwest side of Warren, but will look at what's happening throughout the City of Warren. We don't need these kind of businesses here. We don't want them here. I know a few years ago they tried to put one out on Youngstown Road and it was stopped. When we asked about Summit Lounge, well we didn't know

5-27-09

what they were doing, we thought it was going to be a newspaper place. And the little rooms that they put in with the little mirrors and the little (inaudible) glass, hell we thought those were reading rooms. Now it didn't take a rocket scientist to look at that blueprint and realize what was going on there and understand there are things that need to be done. So we're asking city council to please when this is turned over to you to look at it and see if we can't do something in the City of Warren such as these other cities have done to restrict this. Thank you Mr. President.

**KEN PURRINE, 856 Tod Ave. N.W., Warren, Ohio:** Thank you Mr. President, Council, Mayor; I want to thank you for this opportunity. Just to set the record straight, it's Mr. Purrine. I actually want to talk about the sexually oriented businesses in this city. I've not been a resident of this city all my life. I've actually only been here for about eleven years but what I have seen over the last eleven years is this city continue to go down, go down hill. I was here; I just moved in to the city when the demolition of the Mahoningside was taken down. I was probably only here for two months when that building was taken down. That's in my backyard. Also in my backyard is the Summit News Business. The city attracts the types of businesses we attract. The Summit News stand on Summit Street is a disgrace to this community. How many of you are aware of the rainbow flag that is standing in front of that business and what it signifies? It signifies that they are gay friendly business. We all know that there is freedom of speech, but if you allow this then you allow any other discriminatory flag to be flown any where in this city. Is that really what we want?

The so-called oriental spa and massage parlors that are scattered throughout this city do not reflect the type of positive businesses that we need here. The managers talked about the possible conclusion of the Mahoningside to hopefully have a developer come in and develop that. And I'm here to say this today, I doubt that you can find a developer that will want to develop a business there when you have sexually oriented businesses directly across from that. It's going to be very, very difficult. I've heard councilmen, I've heard city officials, I've heard police officers and neighbors make jokes about these establishments. It's time for the jokes to stop. We need to be serious about changing the image of this city and this would be a good place to begin. Is our city so desperate that you would invite any dirty business endeavor in that area? And are you aware that these businesses are advertising in Cleveland, Youngstown, and the Ravenna newspapers? The types of people visit these establishments aren't the kind of people we want invited in to this city.

I spoke today with Mr. William (inaudible) for the city of Solon. Solon, as Bob indicated, does not have one SOB which is the sexually oriented businesses. (Timer goes off)

PRESIDENT PRO-TEM DEAN: Thank you Ken.

MR. PURRINE: Can I have thirty seconds?

PRESIDENT PRO-TEM DEAN: No.

MR. PURRINE: Thank you.

**LYNN PARKER, 1816 Irene NE, Warren, Ohio:** I am Lynn Parker. I live at 1816 Irene Avenue NE in the great city of Warren. I want to talk about our license fee that's being proposed and possible be voted on tonight. At last night's meeting I held up a lottery ticket and it was a winner so I turned it in for twenty bucks today, so I don't have that ticket tonight. But for a five dollar ticket, piece of paper to play the lottery, is all that this city's asking for to be added on to this license plate fee. I don't think five dollars is a whole lot for one time a year. We only get our license once a year. I think it's forty-six dollars now so another five dollars will take it up a little bit. I'm not sure, I can't remember what I paid for license last year, but I don't think five dollars is a lot to ask for us to pay to get our tags renewed. The money is going to be sued for matching funds to get money to fix our streets and from they way it was explained to me it could be a 50/50, we could get three times our investment to keep our streets fixed. Driving through the streets of Warren there's a lot of car parts laying around, along the side of the road. I hit a few bumps and I look behind to see if I left a hubcap, a bumper or just ran over somebody.

This money, the little bit of money we're getting for these is important. It gives us a way to get matching funds that right now we don't get and if we don't get the matching funds, we can't do other projects like we got on Market Street that don't cost out of our general fund a lot of money. I think it would be a good idea, I don't see a whole lot of problem with it. Some of the people I talked to complain about five dollars, but they're standing right at Sheetz with me buying that piece of paper that I loose almost every single week on. So I'll put that five dollars that I spent on that one lottery ticket away for my license plates that I have to buy next month. Thank you very much.

5-27-09

**TOM BATOR, 1533 Larchmont, Warren, Ohio:** My name is Tom Bator. I live at 1533 Larchmont. What you see in the pictures there is an accident. They guy had a blow out and minimal damage is what the Tribune said that is. Now Linda and I pretty much sit every day, 10 o'clock, 10:30 when that happened. I wouldn't be here today if it wasn't for her being California and me looking after her house. One of the pictures you see is a dragster, an old school dragster painted on the front of my house across the street from that accident. I have not completed it yet. It's going to say Larchmont speedway and the shoes. Are you going to take care of that Mr. Safety Director of should I?

**DIRECTOR FRANKLIN:** Actually we, those lines belong to Ohio Edison and we'll have to contact Ohio Edison.

**MR. BATOR:** Would you like me to call them or would you call them?

**DIRECTOR FRANKLIN:** We'll call them.

**MR. BATOR:** Okay. Well thank you very much. I don't know how we can solve that problem short of seeing as how we have no more police, no fire and short of cameras, which I'm sure if you put cameras up there, Sunrise would leave, but I don't know who's going to win first, me or the Sunrise, amazing. Thank you.

**LARRY DUEBER, 1747 Estabrook NW, Warren, Ohio:** Thank you Mr. President. Larry Dueber, 1747 Estabrook, northwest side of Warren. In September of 2007 Council approved the hiring of the Poggemeyer design group which is a city planning corporation that began working with the city what we now call Warren's comprehensive plan. The Mayor appointed a committee of residents and city officials to work with Poggemeyer. We began meeting in January of 2008 collecting data. In April of 2008 we had our first public meeting at Lincoln School. About 75 people came to give their input. We also, that night, voted on our slogan which is 'Warren Celebrating Our History; Creating Our Future'. A lot of information came out of that meeting that was added to our data. Poggemeyer became meeting with city officials, began meeting with, interviewing individuals from the city, key individuals. Also began meeting with neighborhood groups and other community organizations. Began collecting data from them, a series of tours throughout the entire city to get a visual look of what our city really is and what we can do with our city to make it better. Over the last six to eight months that's been going on. We're close to the end of the process now and we decided we are going to have one more public meeting and it's going to be held on Monday, June 8<sup>th</sup> at 7 PM at Harding High School in the cafetorium. I have forms here, flyers, anybody would like them tonight, I'll hand them out to people, you can take them with you, give them to people, put them up. We want to get as many there as possible. We'll have a presentation by Poggemeyer and then we'll break down in to small groups throughout the cafetorium so people can look at pieces of the plan, the tentative plan in the different sections of town and the area that you live. You'll be able to do that. After we complete that, I know councilman Barkley will be calling a Council Strategic Planning Committee meeting for Council to look and give final input into the plan. And then the steering committee, we will meet with Poggemeyer probably the later part of June, early July in which we'll make some final step, we'll go through some final steps to have a final plan, complete plan to present to council some time in July. And I, you know, hope people will come to that June 8<sup>th</sup> meeting.

One final comment, we, we tend to think that the city officials should take care of all of our problems. That we present our money to them and you take care of us. This is not going to work, this plan is not going to work if we expect the city officials to do it. We have approximately 44,000 people in this city. It's going to take 44,000 people to make this community a better place to live whether you're 5 or whether you're 95. Please come June 8<sup>th</sup>, 7 o'clock. Thank you Mr. President.

## **STANDING COMMITTEE REPORTS**

### **FINANCE**

**MR. NOVAK:** Thank you Mr. President. The Finance Committee met yesterday at 3 PM and had review of today's agenda. No recommendations were made. There were quiet a few lengthy discussions especially concerning Draft 2904 and as stated our Auditor, that we are starting a process with the tax budget and I would hope Council Members can let me know on this. I think we need to start discussing this very soon even if it takes an off week Finance Committee meeting. Please let me know all of your availability so we can look. I'd just like to refer to Auditor Griffing. David how soon would next week be too soon for you to sit down and start talking about the tax budget? So if you could check your availability we could schedule a Finance meeting and have that strictly be on the agenda concerning that and our financial status. Thank you Mr. President.

## SPECIAL COMMITTEE REPORTS

### **STRATEGIC PLANNING**

MR. BARKLEY: Thank you Mr. President. I can't think of a nicer guy to steal my thunder than Larry Dueber and I do truly appreciate that you speak so passionately about the comprehensive plan that we've been working on and I'd like to invite Council Members as well to be in attendance on Monday, June 8<sup>th</sup> which is a week from this upcoming Monday at Harding. And what we're going to do there is Poggemeyer will be there to give a brief overview of the draft. This plan is now in draft form and give the community one last chance to look it over and it might be a good opportunity for Council Members to get a look at the draft summary in kind of workshop setting, and my intention is following that meeting, not that night, but following that meeting in some very close timeframe to have some workshops with Council Members to start, to, to look at this plan and the draft of this plan to see where it might need some tweeking from Council Members. I know that when we did this in the committee format, Larry I think you'll agree, it took well over six hours and three meetings, so I'm going to try to find a way to do this that we're not going to use that kind of time. But where we can kind of go through it early and then one thing that we're going to have a very frank discussion on is the implementation of the plan and how we're going to make sure that this plan is followed up and I have some strategies for that and Poggemeyer does as well. So, we're going to talk about that as we get closer to time to counsel about this plan and my friends in their fluorescence shirts will be very happy to hear that the community also agrees with you on sexually oriented businesses or SOB's as we call them and Poggemeyer has handed over to me some, some draft legislation for us so we can consider what they feel could overcome this so-called you know, freedom of speak issue that allows these businesses to operate in the city, and I want to give my commitment to you folks that I won't wait for the plan to be enacted before we start work on that legislation. Councilman Flask has expressed interest in working on it with me and we're going to get to work right away and seeing what we can draft to kind of curve that before we even get to the city plan. So just know that you have my commitment on that. Thank you.

### **POLICE & FIRE**

MRS. HARTMAN: Thank you. On May 22<sup>nd</sup> the Police and Fire Committee met. We discussed the passage of legislation or article that Chief Mandopoulos gave us on revenue generating sources for the Police Department. In that packet the acting chief also recommended the impound fee for the processing of the paper work, the inventory that we currently are doing for our cars that are impounded. This fee is usually, and I anticipate after speaking with the acting chief, that we thought the 75.00 dollar fee that was in that packet that we received was a good and accurate figure based on the hourly of the employees and the amount of time this process takes. That fee last year would have generated over 73,000 dollars to Warren City. Legislation was drafted that was requested at that meeting to be drafted by the Law Department for this fee. Hopefully, it will be here at the next meeting.

The vicious dog ordinance was also discussed at that meeting. Mr. Dean came and gave us a reading from the Ohio Revised Code and basically told us if it looks like a pitbull, it is a pitbull. It's up to the person who owns that dog to determine that it is not if they are charged. Thank you.

MR. DEAN: Captain Bowers, if I could, could I speak to you too a couple minutes after we're finished with our meeting here. Thank you.

MR. FLASK: Yes, thank you Mr. President. I just sort of want to respond to let my colleagues know as far as the sexually oriented businesses, I have already requested legislation for that. It included the Solon piece. It also included recommendations from the state and a few other communities. I took the time to sit down and go through them all, picked out what I believe would be a good starting point for this council and then requested that to the Law Department. Thank you.

MR. NOVAK: Thank you Mr. President. Just referring to the incident that Mr. Bator and Miss Ostrosky are down here about, I'm just wondering if there isn't a way that we can upstart the program that is taking place in Youngstown where they are getting a concerted effort between the Sheriff's Department, the highway patrol, and Youngstown City Police and they're going out and doing this traffic intervention especially in your neighborhoods where you have main arterial streets and this is a major problem because when you lost McKinley School on Elm Road, you lost a 20 mile an hour zone during the day and just on Larchmont alone besides this, we've had two poles that have been hit, one was broken. Two trees that were knocked over in the tree lawns and that's just this year alone, plus on Elm Road, we've had two trees struck along there and also a pole was hit just recently here within the last week, and a lot of these are hit and run. People are taking off; plus unfortunately at night we have when the bars let out, not only that area but people have been calling me about Washington NW and Mahoning Avenue. The motorcycles leave the bars and roar out and I think it's a shame when you've got an issue like this especially where you have the Washington Square Nursing Home and Community Skilled on Mahoning Avenue. And I think we need to look at some quiet zones or some noise enforcement signs and some intervention because people deserve to have quiet at night. It affects their quality of life and I'm sorry magnets, motorcycles, but you know what I shouldn't hear these things a mile away because when people complain about loud music they're just as bad. Thank you Mr. President.

PRESIDENT PRO-TEM DEAN: Mr. Novak, I'd invite you to join with Captain Bowers and I when we're finished with our meeting today and possibly join in on that conversation as well.

**ONE-STOP BLDG.** MRS. RUCKER: Thank you Mr. President. One Stop committee meeting was held last Tuesday. Suggestions were submitted and discussed concerning various city departments. Mr. Bob Stahl gave valuable input on the 418 Main building and I'd like to thank the department heads that were present and gave us an update on their departments and their buildings. We talked about vehicles and equipment also and we will continue to gather information to submit to the administration. Thank you Mr. President.

MR. CROUSE: Thank you Mr. President. Not in the form of a report, but as part of Traffic and Safety Committee and then hearing the Mayor's report about East Market Street, I'd ask Mr. Totten and maybe the Mayor to take a look at the intersection of North Road and Market where the new asphalt is down in the west bound lane. It's already coming apart. Big divots are at the traffic light already. If we're going to top coat that, I think it's going to need some work long before that, so just something to take a look at. Thank you.

**COUNCIL OF GOVERNMENT**

MR. NOVAK: Thank you Mr. President. Just quickly the Council of Government met two weeks ago here in the Council Chambers and we had a very good representation of our surrounding government representatives and administrators. Our Safety Service Director was here and it was basically looking at a northeast Ohio consortium of a purchasing program to save the cost of supplies and related purchases at which the Safety Service Director did sign on to get involved in this program. So I think it behooves us that, you know, we get involved with this because with our financial situation we can save money on minor and major purchases. And I thank our Safety Director for attending that COG meeting. Thank you Mr. President.

**RECOGNITION RESOLUTION**

**DRAFT 2899  
2009 WGH  
VALEDICTORIAN**

A resolution for the purpose of honoring Katherine G. 'Katie' Polenick as valedictorian of the Warren G. Harding High School Class of 2009.

Mr. Barkley requests the clerk to read Draft 2899 in its entirety.

**READ**

Clerk reads same.

**MOTION FOR  
PASSAGE**

Motion Barkley, second Novak to pass Draft 2899.

5-27-09

ROLL CALL YES: Flask, Pugh, Hartman, Crouse, Rucker,  
Dean, Dippolito, Novak, Barkley, Morn

NO: None.

PASSED 10 YES; 0 NO. Motion passed. Draft 2899 is now RES. 4423/09.  
RES. 4423/09

**DRAFT 2900** A resolution for the purpose of honoring Brooke M. Anderson as salutatorian  
**2009 WGH** of the Warren G. Harding High School Class of 2009.  
**SALUTATORIAN**

Mr. Barkley requests the clerk to read Draft 2900 in its entirety.

READ Clerk reads same.

MOTION FOR Motion Barkley, second Dippolito to pass Draft 2900.  
PASSAGE

ROLL CALL YES: Flask, Pugh, Hartman, Crouse,  
Rucker, Dean, Dippolito, Novak, Barkley, Morn

NO: None.

PASSED 10 YES; 0 NO. Motion passed. Draft 2900 is now RES. 4424/09.  
RES. 4424/09

Presentation of the resolutions was made to Katherine Polenick and Brooke Anderson by Andy Barkley and Mayor O'Brien.

### **LEGISLATION FOR FIRST READING**

**DRAFT 2902** An ordinance for the purpose of authorizing the Mayor and the Director  
**MANAGEMENT FOR** of Public Service and Safety to advertise for bids and enter into  
**PARKING DECK** contract(s) for the management of the City of Warren's downtown  
Franklin Street parking deck and declaring an emergency.

Mr. Barkley requests the clerk to read the title on Draft 2902 and place it in first reading.

READ Clerk reads same.

REF: Legislative

**DRAFT 2903** An ordinance for the purpose of authorizing the Mayor and the Director  
**MANAGEMENT OF** of Public Service and Safety to advertise for bids and enter into  
**PARKING WITHIN THE** contract(s) for the management and operation of the city's various  
**BUSINESS DISTRICT** parking operations and parking enforcement operations within the  
central business district and declaring an emergency.

Mr. Barkley requests the clerk to read the title on Draft 2903 and place it in first reading.

READ Clerk reads same.

REF: Legislative

### **LEGISLATION FOR PASSAGE**

**DRAFT 2901** An ordinance for the purpose of authorizing the Mayor and the Director  
**CDBG-RECOVERY** of Public Service and Safety, on behalf of the City of Warren, to accept  
**GRANT** and to administer the Community Development Block Grant-Recovery  
Grant under the American Recovery and Reinvestment Act of 2009 and  
declaring an emergency.

Mrs. Rucker requests the clerk to read the title on Draft 2901.

READ Clerk reads same.

5-27-09

MOTION-SUSPEND THREE READINGS Motion Rucker, second Dippolito to suspend the rule of three readings on Draft 2901.

ROLL CALL YES: Flask, Pugh, Hartman, Rucker, Crouse, Dean, Dipplito, Novak, Barkley, Morn

NO: None.

MOTION PASSED 10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE Motion Rucker, second Hartman to pass Draft 2901.

REMARKS

None.

ROLL CALL YES: Flask, Pugh, Hartman, Rucker, Crouse Dean, Dippolito, Novak, Barkley, Morn

NO: None.

PASSED ORD. 12192/09 10 YES; 0 NO. Motion passed. Draft 2901 is now ORD. 12192/09.

**DRAFT 2904  
MOTOR VEHICLE  
LICENSE TAX** An ordinance for the purpose of enacting a Section 175.026 (Additional Motor Vehicle License Tax) to and within Chapter 175 (Motor Vehicle License Tax) of the codified ordinances of the City of Warren for the purpose of levying an additional annual motor vehicle license tax, in the amount of five dollars, upon all motor vehicles the District of Registration of which is the City of Warren, pursuant to Section 4504.171 of the Ohio Revised Code, and providing for the effective period thereof, the collection thereof, and the purpose thereof.

Mr. Pugh requests the clerk to read the title on Draft 2904.

READ Clerk reads same.

MOTION-SUSPEND THREE READINGS Motion Pugh, second Barkley to suspend the rule requiring three readings on Draft 2904.

ROLL CALL YES: Flask, Pugh, Hartman, Rucker, Crouse, Dippolito, Novak, Barkley, Morn

NO: Dean

MOTION PASSED 9 YES; 1 NO. Motion passed.

MOTION FOR PASSAGE Motion Pugh, second Barkley to pass Draft 2904.

REMARKS

MRS. HARTMAN: I've always been one that told the department heads if you want additional money from me, you need to show me the exact benefit for my ward. When I look at the Engineering Department, they have done that and they have historically done that. I don't think any department in the City of Warren has gotten us a return on our money as this department has given us. I haven't heard Mr. DeChristofaro's presentation. It's gotten rave reviews and from what I read in the newspaper, I think if he's stays the course everyone in Trumbull County is going to be paying fifteen dollars. I do not want to see my residents pay an additional five dollars, sorry and go elsewhere other than Warren City. People have said to me for years, why is Youngstown doing this and Warren is not? Why didn't Youngstown lay off safety forces and Warren did? Youngstown is charging more than we are currently. I'm going to support this.

MR. NOVAK: Thank you Mr. President. As I have expressed since this was first proposed a little over a week ago that I was not in support of this and it has no bearing whatsoever on what would take place if this happens and where that money would go. I chaired the Engineering Committee for fourteen years and Mr. Totten and Gary Machin when he was employed here before he retired, worked very hard with the Issue II board with all the other projects and squeezed every dime they could out of all their money that they got and did a lot of major projects here in the City of Warren that we see now, reconstructive projects that made a big difference and eliminated flooding and increased a lot of neighborhoods, the home values by having these streets in place. But I feel that this is like a horse race that we're trying to race against each other here whether we're going to collect the money or the county's going to collect the money and I think it sends a wrong message to the public. This Council's been accused many times of ramming things through without a lot of public discussion, without a public meeting and that and our economic situation that we're in now. And yes, these' some people that five dollars doesn't mean a lot to them; some people spend money on a lottery; some people spend money on other issues, they play bingo. But to some people five dollars is a lot of money for some people deserve to hear what are we going to do, what are the additional projects? How do we intend to spend this money? And I don't think we've done that. Mr. DeChristofaro did have a very excellent presentation and I commend him on that and I commend him for attending the Finance Committee meeting and this evening's meeting. He, he's putting himself out there in the public and allowing the public to say 'yea' or 'nay' or question him, and we didn't do that. So I will not be supporting this and those are my reasons why. Thank you Mr. President.

MR. BARKLEY: Thank you Mr. President. Well, you know I'm not going to say that five dollars isn't a lot of money because to some folks it is a lot of money and not that it pleases me to ask anyone for an additional sum. This is one of those circumstances where we not only see a benefit from it and the folks that pay it see a benefit from it, but you know this is one of those times where we can multiple that money and do something good with it. Mr. Parker said he spent five dollars to win a twenty dollar lottery ticket, that's gamble that he won that, but we ask residents to pay five dollars; it's not a gamble that we're going to multiple that. And I disagree with Mr. Novak in that he says, what are we going to spend it on. We know what we're going to spend it on. If you go down and visit Mr. Totten I'm certain that he will give you a list of projects that goes well beyond any sum that we could collect right now because we know the conditions of our roads are bad. We know the condition of our budget is bad. It's only going to get worse as we go in to the future. You know as costs increase if we don't create some additional money to match that then actually if you think about it, next year our residents will be spending, if we didn't pass this, will be spending the same amount and probably be getting less for their money because of the increase in costs. So at some point we have to recognize that we're working backwards and we have to correct that. I don't think that five dollars is that painful and we're getting a direct benefit, everyone who's a ward councilman has projects in their ward that have benefited from it, will benefit from this. And I think it's easy to show residents that there's a direct benefit here and everybody gets something for this. So I, I don't think that we're racing the county because if the county decides to pass ten dollars tomorrow there's still a benefit for our residents to pay an additional five dollars and multiple that with state and federal money. So I see this as being beneficial and I hope the rest of you see that as well and will support this. Thank you.

ROLL CALL

YES: Pugh, Hartman, Crouse, Rucker, Dippolito, Barkley, Morn

NO: Flask, Dean, Novak

5-27-09

PASSED  
ORD. 12193/09

7 YES; 3 NO. Motion passed. Draft 2904 is now ORD. 12193/09.

**DRAFT 2905  
APPROPRIATIONS AND  
TRANSFERS**

An ordinance for the purpose of: appropriating from the unappropriated, anticipated 2009 receipts of the Packard Music Hall Fund transferring monies within the general fund; appropriating from the unappropriated, unencumbered 2008 balance of the Water Revenue Fund and declaring an emergency.

Mr. Novak requests the clerk to read the title on Draft 2905.

READ

Clerk reads same.

MOTION-SUSPEND  
THREE READINGS

Motion Novak, second Dippolito to suspend the rule requiring three readings on Draft 2905.

ROLL CALL

YES: Flask, Pugh, Hartman, Crouse, Rucker,  
Dean, Dippolito, Novak, Barkley, Morn

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

MOTION FOR PASSAGE

Motion Novak, second Barkley to pass Draft 2905.

REMARKS

MRS. HARTMAN: Yes, this ordinance kind of concerns me because I don't think there's extra money in that line item or any item in the Police Department. I'm going to pass it because the acting chief said he had no concerns with it. But I will implore you and I understand that you're wearing too many hats right now, but if you don't have the time to deal with the budget, then find someone and designate that to them because if I had been told, if I were Darla for every time I was told it was all a matter of priority, you'd have no one laid off anywhere in the City of Warren. I cannot tell you you're sure you won't ask the priority of that department be as great as yours is and what we've done here tonight is with your blessings regardless of the auditor's recommendation and I don't believe his priorities are 100% the same as yours. So please take time and have someone delegate to this budget because this concerns me. Thank you.

ROLL CALL

YES: Flask, Pugh, Hartman, Crouse, Rucker, Dean,  
Dippolito, Novak, Barkley, Morn

NO: None.

PASSED  
ORD. 12194/09

10 YEAS; 0 NO. Motion passed. Draft 2905 is now ORD. 12194/09.

**DRAFT 2906  
ENVIRONMENTAL  
HEALTH INSTITUTE**

A resolution for the purpose of expressing support for the proposed multipurpose public safety, security, and environmental health institute to be located at Kent State University Trumbull.

Mr. Barkley requests the clerk to read the title on Draft 2906.

READ

Clerk reads same.

MOTION-SUSPEND  
THREE READINGS

Motion Barkley, second Novak to suspend the rule requiring three readings on Draft 2906.

ROLL CALL

YES: Flask, Pugh, Hartman, Crouse, Rucker, Dean,  
Dippolito, Novak, Barkley, Morn

NO: None.

MOTION PASSED

10 YES; 0 NO. Motion passed.

5-27-09

MOTION FOR PASSAGE Motion Barkley, second Novak to pass Draft 2906.

REMARKS

None.

ROLL CALL YES: Flask, Pugh, Hartman, Crouse, Rucker, Dean, Dippolito, Novak, Barkley, Morn

NO: None.

PASSED 10 YES; 0 NO. Motion passed. Draft 2906 is now RES. 4425/09.  
RES. 4425/09

MISCELLANEOUS 8:35 PM

MR. DIPPOLITO Thank you Mr. President. I certainly welcome the news regarding the Summit Street project. As you know that project has been off and on for a number of years and so I'd kind of be a little reluctant to say (inaudible) cut grass there because two and a half years ago at that time I think we were told we'd be cutting grass there that summer. And actually I'm kind of reluctant to, it sounds pretty good now and so we have two down and maybe one to go. It looks like that maybe that's going to happen there. The building up on Parkman Road, which is also in the 7<sup>th</sup> Ward rather than the 1<sup>st</sup> Ward, that seems to be well underway and is cleaned up pretty well, but we have one more left there. The old Pamela Apartments and Guaneri is involved with that one again too, so although there's been some discussions I've talked with Mr. Pinti indicated that there's been some conversations with our chief inspector and there are some legalities involved there and so we'll see and hopefully maybe by next meeting we'll have some good news there too. In the meantime, I'm ready to cut grass on the Summit Street project. Thank you Mr. President.

MR. NOVAK Thank you Mr. President. Yes, Fiore I'll come and help you too. Speaking of grass I'd just like to thank all those unsung heroes that are out there that are cutting in their neighborhoods, cutting the lots, cutting the bankruptcy houses. I mean if we actually knew how many people have been doing this for how long we'd be amazed. And again I think it's kudos to all of them. We have some of those folks here tonight that are out doing that, so kudos to them.

Also I would like to thank our joint 2<sup>nd</sup> and 4<sup>th</sup> ward meeting that I had with Councilwoman Morn at the shelter house. I'd like to thank our Safety-Service Director for attending, Mr. Pinti also Lt. Massucci was there and also thank those Council Members that attended. They were the big help to those folks that we had there. I do believe we probably had about sixty people there and we hope to continue those during the year and it was a great help especially we had just had a very serious situation on Rex Blvd. where an individual almost had his arm cut off by another individual with a knife. So you know we have to deal with those folks up front and let them know what's going on and Lt. Massucci was very helpful with that.

Also too I would hope now that we have the ball rolling that our Mayor and the administration is meeting with all of our bargaining units and all those employees that are in the city. And we know what it's going to take. It's going to take a sacrifice and it's going to take a sacrifice by the elected officials here also when it comes to wages and benefits and it's the only way we can bring our employees back and it's going to have to be for a long period of time. So not to involve a little bit of levity but as Jiminy Cricket used to say at the end of the Walt Disney Hour, Let Your Conscience Be Your Guide. Thank you Mr. President.

MR. BARKLEY

Thank you Mr. President. Just a few brief things, Mr. Dueber has pointed out and I've been remised in letting Council Members know and I think the public should know that a copy of the comprehensive plan draft is on the city's website and the city's website is [www.warren.org](http://www.warren.org). If you look on the right hand side, you'll see a tab and all of the documents are there and please feel free to take a look if you have a minute. It might help move the process along when we sit down too if you've had a chance to review a little bit of that.

Secondly I'm going to call a Legislative Committee meeting in the very near future. We have a number of things that I'd like to do at that committee. The first thing is we need to talk about the parking deck. For those Council Members who indicated to me that they wanted to have more discussion on the deck, I would say to prepare your discussion and we'll have that in Legislative Committee. I promised awhile back that we would review our noise ordinance binds and have some sort of discussion on that and I will prepare that discussion. And then maybe at the same meeting we could just have a quick five minute discussion about this sexually oriented business situation. I could pass out sample drafts. I think it's going to take another full committee meeting to go over that issue, but maybe we could just have some quick discussion during that meeting.

Finally Mr. Tempesta I called down to Operations today, one of my residents had a problem with township kids spraying some graffiti on the roads, some rather vulgar things, and I called down to Operations and within two hours they were down there and had that taken care of and I can't tell you how much I appreciate how speedy they were cause kids play on that street and I want you to pass on if you would for me how much I appreciate how they took care of the problem and how professionally they handled it. I got a call from that resident within two hours and it made me look good and I can't thank you enough for that. So seriously, would you please pass that along? Thank you.

MRS. MORN

Thank you Mr. President. Mr. Novak and I have been working on a project to try to coordinate a city wide clean-up just prior to the care show because there are so many people from out of state coming in to the City of Warren and we want to spruce it up. It's quite an enormous project. So we had talked about inviting members of the neighborhood groups to help us lay this out and so we're going to be calling that meeting. I've had an opportunity to meet with (inaudible) of the southeast side and talk to them a little bit about the clean-up. Now within the next two weeks I believe they told me they're going to be doing a clean-up and they're going to do Niles Road. They're going to start from Thomas Road and move on up and depending on how many people we're getting, they'll just keep going and going and going. They're reaching out to all the residents and seeing if we can get some volunteers. They're going to have things for kids to do. I'm also going to try to get coordination with the county so that they can come in and all the abandoned houses that we have on Niles Road will be cleaned up at the same time. Thank you.

MR. FLASK

Thank you Mr. President. Mr. Barkley for your meeting I will get you a copy of what I had turned in to the Law Department and Director if you would please remember the conversation we had earlier about the business loan on Youngstown Road and its correlation to the church. Thank you Mr. President.

MR. PUGH

Thank you Mr. President. I'd like to make an announcement about the community vigil for Lloyd McCoy that's going to happen on Monday, June the 1<sup>st</sup>, 6 to 8 at Packard Music Hall. We'd appreciate everyone attending and also the African-American Achievers Association. Their festival kicks off June the 5<sup>th</sup> going through the 5<sup>th</sup>, 6<sup>th</sup> and 7<sup>th</sup>, 11AM to 11PM all three days. Appreciate your support and attendance. Thank you Mr. President.

MRS. HARTMAN

Thank you. I too wanted to thank the unions and the administration for meeting and discussion the situation that is going on in Warren. I think this kind of communication if anything is going to help turn Warren City around. I think with all the communication with everyone talking and being on the same page we can get progress without people having the fear that they have now. And there has been sacrifice, everyone may not have taken the huge dollar amounts that some of us would have liked to have seen, but they, everyone who is employed in the City of Warren has had changes in their job description, doing what we're asking them to do. The number of people that they have working with them, the safety issue and changing what they're taking home, what they could have been taking home under this year's contracts. So there has been some change, but there's still a lot of fear of the unknown. So I think getting everyone together on the same page we've taken part of that fear away and I'd like to thank everyone involved in that. Thank you.

MR. CROUSE

Thank you Mr. President. I guess I'd like to thank all the city people who put together a wonderful Memorial Day celebration. For those of you who didn't come or weren't there Monday, the amphitheater was particularly interesting in that the Mayor spoke and there's few people with a microphone and a speech who can do better than the Mayor, but a little eight year old girl came walking up with the Gettysburg Address in her hand and really destroyed you Mr. Mayor. I believe her name was Haley Cool and she lives over on Vonaire NW and it was, it was awesome to see somebody who couldn't see over this podium with a microphone in her hand and read that speech front to back and did a wonderful job and it really put me in a place I haven't been in a long time and it was really interesting. So I don't know if there's something we could do to recognize her for that but standing up in front of hundreds if not whatever people were there that day, a proclamation, I'd be happy to get together with you, whatever. Thank you Mr. President.

MRS. RUCKER

I just echo what he was saying. The Memorial Day celebration was just, it was really nice and the amphitheater couldn't have been more beautiful. One speaker really touched my heart. His name was (inaudible). He was the keynote speaker and it was his first time in the city growing up listening to the Memorial Day celebrations and the recognition for our fallen soldiers and our soldiers that have served, this speaker also included the airmen and he touched my heart, and he was just an awesome, awesome speaker. I'd like to thank him even though I can't remember his name. But I think the people that spectated at the parade site, I think that number grew this year. Every year it seems to be a little bit more and a little bit better so I enjoyed it.

MOTION TO ADJOURN

Mr. President, I move to adjourn.

PRESIDENT PRO-TEM DEAN: Just before you do that Miss Rucker-

LAW DIRECTOR: There's a motion on the floor.

PRESIDENT PRO-TEM DEAN: I'm sorry. There's a motion on the floor, is there a second?

Second Pugh.

PREIDENT PRO-TEM DEAN: Will the Clerk call the roll?

LAW DIRECTOR: Call for a voice vote; yea or nay.

VIVA VOCE: YES; NO NO'S. Motion passed. Meeting is adjourned.

5-27-09

**ADJOURNMENT 8:45 PM**

**MOTION FOR  
ADJOURNMENT**

Motion Rucker, second Pugh to adjourn the meeting at 8:45 PM.  
VIVA VOCE: Yes; 0 No.

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Robert L. Dean Jr., President Pro-Tem of Council

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Darla K. Neugebauer, Clerk of Council, C.M.C.

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