

REGULAR MEETING
January 8, 2020
Struthers, Ohio 44471

The Regular Meeting of the Council of the City of Struthers, Ohio, was held on Wednesday, January 8, 2020 at 7:00 p.m. in Council Chambers with the following members present at Roll Call: Baluck, Bayus, Bigley (absent), Burnside, Carcelli, Greenwood, Pingley. (Mr. Rudzik announced that Mr. Bigley will be right back he had to attend a funeral real quick, so we don't need to excuse him.)

President of Council, Joseph N. Rudzik was present at the Meeting.

President of Council, Joseph N. Rudzik asked everyone to stand for the Pledge and for the gentlemen to remove their hats.

Pledge was recited.

President of Council, Joseph N. Rudzik thanked everyone for coming this evening.

President of Council, Joseph N. Rudzik recognized the invited guest in attendance at the Regular Council Meeting: Mayor Catherine Cercone Miller, Safety Service Director, Robert (Bob) Norris, Auditor, Christina Bohl, and Law Director, John N. Zomoida Jr. (Judge Dominic Leone, Tax Commissioner, Ryan Rogalski and Treasurer, Robert D. Carcelli, III—not present.). Also present: Mr. Tim Daley, Street Department Foreman, Chief of Police, Tim Roddy, First Man, Mr. Miller and MS Consultant Architect, Mr. Diorio.

President of Council, Joseph N. Rudzik, asked for a motion to dispense with the reading of the minutes of 2nd Regular Meeting dated Monday, December 23, 2019 and Special Meeting Minutes dated Thursday, January 2, 2020 and to accept the minutes. Do I have a motion? A second?

Carcelli moved seconded by Pingley to dispense with the reading of the minutes of 2nd Regular Meeting dated December 23, 2019 and Special Meeting Minutes dated January 2, 2020 and accept them as prepared by the Clerk.

Roll Call: Voting yea: Baluck, Bayus, Bigley (absent), Burnside, Carcelli, Greenwood, Pingley.

Motion carried 6-0.

Meeting minutes accepted by 6-0 vote.

President of Council, Joseph N. Rudzik, asked the clerk to read the 3 pieces of communications.

COMMUNICATIONS

- 1) **LETTER RECEIVED FROM LAW DIRECTOR, JOHN N. ZOMOIDA JR., SENT TO MAYOR MILLER REGARDING APPOINTMENT OF CRYSTAL D. WARD ON JANUARY 2, 2020.**
- 2) **LETTER RECEIVED FROM SAFETY SERVICE DIRECTOR, ROBERT M. NORRIS SENT TO ALL DEPARTMENTS REGARDING DISPOSITION OF PROPERTY ON JANUARY 3, 2020.**
- 3) **LETTER RECEIVED FROM THE LAW DIRECTOR, JOHN N. ZOMOIDA JR. TO MR. RUDZIK REGARDING ZARYL BUSH V. CITY OF STRUTHERS, ET AL CASE NO. 4:19-CV-768 UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF OHIO.**

President of Council, Joseph N. Rudzik., asked for a motion to receive and file the communications.

Bayus moved seconded by Burnside to receive and file said communications.

Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli, Greenwood, Pingley.

Motion carried 7-0.

Communications accepted and received by 7-0 vote.

MAYOR'S REPORT (On Audio)

Mayor Catherine Cercone Miller was present at the meeting and had a verbal report for Council this evening. Mayor Miller announced the changes in the Employees as follows:

1. Michelle Ray, Mayor's Secretary
2. Mr. Robert M. Norris, Safety Service Director
3. Maggie Beniston, Litter Control Coordinator
4. Ryan Rogalski, Tax Commissioner
5. Barb Tesyk, Part-Time Deputy Tax Commissioner
6. Stan & Mike Senior Van Drivers
7. Bob Clyde & Mike Leko Park Employees
8. Frank Vaio, Building Maintenance (Chief)
9. Cindy Delsander, Police Secretary

Remarks/Comments:

Mr. Dallas A. Bigley asked if Barb Tesyk will be brought back specifically to help with the transition until Mr. Ryan Rogalski comes or will she be brought back to work Part-Time as an Employee?

Mayor Miller stated that she has been brought back as the Part-Time Deputy Tax Commissioner and she hasn't made up her mind as to how long she would be staying, but I know that she doesn't want anything more than Part-Time.

Mr. Bigley stated that Barb is a huge asset to the Tax Office, so that's why I was just curious. I hope that she plans on staying with us. That's all.

REPORT OF STANDING COMMITTEES (On Audio) Wednesday, January 15, 2020

Dallas A. Bigley, Chairman of the Finance & Legislation Committee scheduled a meeting for Wednesday, January 15, 2020 at 6:15 p.m. in Council Caucus Room. The purpose of the meeting is to discuss pending Legislation. (Called for during the Regular Meeting of Council.)

Robert D. Burnside, Chairman of Annexation, Zoning & Industrial Business Committee scheduled a meeting for Wednesday, January 15, 2020 at 6:30 p.m. in Council Caucus Room. The purpose of the meeting is to discuss the IWORQ's Software. (Called for during the Regular Meeting of Council.)

ANYONE WISHING TO ADDRESS COUNCIL ON PENDING LEGISLATION

There were no remarks or comments under Addressing Council on Pending Legislation.

President of Council, Joseph N. Rudzik asked the clerk to read the 1 piece of legislation.

LEGISLATION

20-001

AN ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH MS CONSULTANTS, INC. FOR ENGINEERING SERVICES FOR CALENDAR YEAR 2020 AND DECLARING AN EMERGENCY.

Carcelli moved seconded by Bigley that the rules of Council be suspended and the ordinance be placed upon its passage.

Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli, Greenwood, Pingley.

No Remarks.

Carcelli moved seconded by Bigley that the ordinance be passed as read.

Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli, Greenwood, Pingley.

No Remarks.

Motion Carried 7-0.

Legislation passed by 7-0 vote.

UNFINISHED BUSINESS

There were no remarks or comments under Unfinished Business.

NEW BUSINESS

There were no remarks or comments under New Business.

REPORT OF LAW DIRECTOR (On Audio)

Law Director, John N. Zomoida, Jr. was present at the meeting and had no said report for Council this evening. He stated that he gave his report to Council in Caucus, but wanted to say that last year the City was being sued by Zarly Bush all edging that his Constitutional Rights were violated when he was arrested for the incident that happened a few years ago suing the City for 33 Million Dollars. He stated that he is happy to report that he was able to get that case dismissed. He went on to say that Council had enough confidence in him to allow him to handle the case myself and Attorney Jay Macejko. He stated that we did not have to send this case through the Insurance Carrier and keep the Insurance Premiums where they were. It cost us Attorney Macejko, who gave us a break on his fees and ended up costing us \$645.00 dollars to defend against the 33 Million Dollar lawsuit. It is done and over with and hopefully not to be heard from again. That's all he had. Thank you, Mr. President!

Remarks/Comments:

Mr. Dallas A. Bigley stated that if you wouldn't have handled that yourself, we have insurance for that, correct?

Mr. Zomoida stated yes!

Mr. Bigley continued by saying that if you didn't handle that then it would have been turned into Insurance and our premiums would have rose from that, correct?

Mr. Zomoida said correct!

Mr. Bigley said the normal protocol would be to push it on to the Insurance but you felt comfortable in handling the case, correct?

Mr. Zomoida said correct!

Mr. Bigley said Thank you!

Mr. Zomoida said Welcome!

(Went out of order Safety went before the Auditor)

REPORT OF SAFETY SERVICE DIRECTOR (On Audio)

Safety Service Director was present at the meeting and had no report for Council this evening.

There were no remarks or comments for the Safety Service Director.

REPORT OF AUDITOR (On Audio)

Auditor Christina Bohl was present at the meeting and had no said report for Council this evening. Auditor Bohl stated that she didn't have a formal report but had a few things she wanted to say as follows: She wanted to piggy back off of what Dallas said that just with one occurrence it would have been a \$5,000.00 dollar deductible for that case so that was a huge savings to the City and we appreciate Attorney Zomoida and Attorney Macejko for their efforts there. She went on to say that her Office is busy closing out for year 2019 and starting to estimate receipts going forward into planning the 2020 Budget with Mayor Miller. She wanted to say a few words about Linda Clyde, who was the Clerk in my Office that she worked closely with for the last 20 years and she retired at the end of December and she is very sad to see her go but very happy for her. For over 20 years, you get to know somebody they're your friend and then they feel like a family member so I am very happy for her and wish her the best in her retirement and future endeavors. She stated that she adopted the Mayor's Stocker's Secretary, Shirley Sepesy. She is very happy to have Shirley in her office and won't have nearly as much training with her. She stated again that the office is just trying to wrap up the year and pretty close to where we thought we would be. She also stated that she should be able to give Council some hard numbers by next Council Meeting. If anyone should have questions or concerns , as always I am available for you. Thank you!

There were no remarks or comments for the Auditor.

**...PRESIDENT OF COUNCIL ANNOUNCED AGAIN THAT THOSE WISHING TO SPEAK BEFORE COUNCIL PLEASE STAND, COME FORWARD, STATE YOUR NAME AND ADDRESS FOR THE RECORD. PLEASE ADDRESS COUNCIL-WILL GET 3 MINUTES...
THANK YOU!**

ADDRESSING OF COUNCIL

(On Audio - These minutes are a summarization of the Regular Meeting and not verbatim.)

There were no remarks or comments under Addressing Of Council.

President of Council, Joseph N. Rudzik announced the Committee Meetings scheduled for Wednesday, January 15, 2020 is as follows:

Finance & Legislation Committee Meeting at 6:15 p.m. The purpose of the meeting is to discuss pending Legislation.

Annexation, Zoning & Industrial Business Committee Meeting at 6:30 p.m. The purpose of the meeting is to discuss the IWORQ's Software.

ADJOURNMENT

Bayus moved seconded by Carcelli that the meeting be adjourned.

Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli, Greenwood, Pingley.

Motion Carried 7-0.

Meeting Adjourned.

President of Council, Joseph N. Rudzik declared the meeting be adjourned and thanked everyone for coming.

CLERK OF COUNCIL

PRESIDENT OF COUNCIL