

YOUNGSTOWN CITY SPECIAL COUNCIL MEETING
WEDNESDAY, AUGUST 17, 2016
AGENDA

COMMUNICATIONS

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| COM-16-139 | 1. | Notice of Special City Council meeting for August 17, 2016. |
| COM-16-140 | 2. | Board of Control meeting was held July 21, 2016. |
| COM-16-141 | 3. | Special Board of Control meeting was held July 28, 2016. |
| COM-16-142 | 4. | Board of Control meeting was held August 4, 2016. |
| COM-16-143 | 5. | Special Board of Control meeting was held August 10, 2016. |
| COM-16-144 | 6. | Mayor McNally press release re: WaterCare Assistance from the EPA. |
| COM-16-145 | 7. | City Planning Commission meeting was held July 19, 2016. |
| COM-16-146 | 8. | City Planning Commission meeting was held August 16, 2016. |
| COM-16-147 | 9. | Human Relations Commission meeting was held August 9, 2016. |
| COM-16-148 | 10. | Covelli Centre letter re: 2 nd Quarter 2016 Operating Financials. |
| COM-16-149 | 11. | Mahoning Valley Sanitary District Board meeting was held July 20, 2016. |
| COM-16-150 | 12. | Mahoning County Commissioners' Board meeting was held July 14, 2016. |
| COM-16-151 | 13. | Mahoning County Commissioners' Board meeting was held July 19, 2016. |
| COM-16-152 | 14. | Mahoning County Commissioners' Board meeting was held July 26, 2016. |
| COM-16-153 | 15. | Mahoning County Commissioners' Board meeting was held August 4, 2016. |
| COM-16-154 | 16. | Mahoning County Commissioners' Board meeting was held August 9, 2016. |
| COM-16-155 | 17. | Eastgate Regional Council of Governments resolution amending bylaws. |
| COM-16-156 | 18. | Letter from Rufus Hudson resigning from the MVSD effective July 20, 2016. |
| COM-16-157 | 19. | Letter from citizen Clarence Boles re: Charter amendments. |
| COM-16-158 | 20. | Letter to Sec. Anthony Fox, USDOT from the Mayor re: disappointment in not receiving 2016 TIGER Grant award. |
| COM-16-159 | 21. | Ohio Division of Liquor Control re: TRFO: From TR51 LLC dba Big's Sports Bar, 1 st Fl. & Patio, 1597 Mahoning Ave., Youngstown, OH 44509 to SRP Management, LLC dba Kelly's, 1 st Fl. & Patio, 1597 Mahoning Ave., Youngstown, OH 44509. |
| COM-16-160 | 22. | Ohio Division of Liquor Control re: STCK: Walgreen Co. dba Walgreens 10519, 2864 McCartney Rd., Youngstown, OH 44505. |
| COM-16-161 | 23. | Ohio Division of Liquor Control re: NEW: Sehaj, Inc. dba Logan Gas & Food Mart, 1704 Logan Ave., Youngstown, OH 44505. |
| COM-16-162 | 24. | Law Director Martin Hume is unable to attend City Council meeting on Aug. 17, 2016. |
| COM-16-163 | 25. | President of Council Charles P. Sammarone appointment of Councilman Julius T. Oliver to the Tax Incentive Review Commission on July 26, 2016. |

REPORTS

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| REP-16-18 | 26. | Planning Commission recommendation for approval for ORD-16-194 entitled: "Changing the zone classification of the property located at 2615 Cherry Hill Avenue, Youngstown, Ohio 44509, City Lot Numbers 21620, 21621, 21622, 21623, and 21625 currently zoned RT-5.5 (One and Two Family Residential) to: IG (Industrial Green)." |
| REP-16-19 | 27. | Planning Commission recommendation for approval to amended ORD-16-195 entitled: "Changing the zone classification of properties located between Oak Street, N. Fruit Street, Himrod Avenue and the Madison Avenue Expressway from RT-5.5, One and Two Family Residential and properties located between Himrod Avenue, S. Pearl Street, Rose Street and S. Lane Avenue from RM-1.5, Multi-Family Residential |

to: IG (Industrial Green).” Amended to only include the properties between Oak Street, N. Fruit Street, Himrod Avenue and the Madison Avenue Expressway.

RESOLUTIONS

COUNCIL AS A WHOLE:

- RES-16-22 1. Honoring Aniello “Neil” Buzzacco as the 2016 Brier Hill Italian Fest Man of the Year.
- RES-16-23 2. Honoring Claire and John Maluso on their contributions to the Brier Hill Italian Fest.
- RES-16-24 3. Supporting Ohio’s Energy Efficiency Resource and Renewable Portfolio Standards to create jobs, save consumers money and protect public health, and urging Governor Kasich and the Ohio General Assembly to reinstate these standards.

MAYOR McNALLY:

- RES-16-25 4. Declaring the official intent and reasonable expectation of the City of Youngstown on behalf of the State of Ohio (The Borrower) to reimburse its Public Works Capital Projects Fund for the WWTP Improvements – Electrical System Upgrade. OPWC Project Number CF01T with the proceeds of tax exempt debt of the State of Ohio.

ORDINANCES

MAYOR McNALLY:

- ORD-16-269 5. Authorizing the Board of Control of the City of Youngstown to negotiate and enter into a Professional Services Agreement for the N. Fruit Street Waterline Project at a cost not to exceed \$65,000.00.
- ORD-16-270 6. Authorizing the Board of Control of the City of Youngstown to advertise for bids and enter into a contract with the lowest and best bidder for the asbestos abatement and demolition of bleachers and accessory structures at various City of Youngstown Park and Recreation sites. Cost is not to exceed \$300,000.00.

RAY:

- ORD-16-271 7. Authorizing the Board of Control of the City of Youngstown to advertise for bids and enter into a contract with the lowest and best bidder responsible for the Meridian Road Rehabilitation Project Phase I. Total cost is estimated at \$3,700,000.00.

MAYOR McNALLY:

- ORD-16-272 8. Authorizing the Board of Control of the City of Youngstown to enter into an emergency agreement for the filling and capping of the Wean United site. The cost of the project will not exceed \$1,750,000.00.
- ORD-16-273 9. Authorizing the Board of Control of the City of Youngstown to enter into a media consulting agreement with Youngstown State University at an amount not to exceed \$100,000.00 to engage the services of Youngstown State University’s staff and student body for the purpose of providing design and consulting services for the “City of You” campaign.
- ORD-16-274 10. Authorizing the Board of Control of the City of Youngstown to expend an amount not to exceed sixty-five thousand dollars (\$65,000.00) to Shot Spotter, Inc., 7979 Gateway Blvd., Suite 210, Newark, CA 94560, for the annual renewal of the Shot Spotter gunshot location and detection system maintenance agreement. Further authorizing the BOC to execute all required contracts and agreements.
- ORD-16-275 11. Authorizing the Board of Control of the City of Youngstown to approve the purchase of three (3) new police vehicles from multiple vendors awarded to the State of Ohio Cooperative Purchasing Contract of vendors who will match pricing. Total combined cost will not exceed \$90,000.00.

- ORD-16-276 12. Authorizing the Board of Control of the City of Youngstown to enter into a lease agreement for the next four (4) years with Century Equipment for the leasing of a Reelmaster 5410-D Rough Mower for the Henry Stambaugh Golf Course. The annual lease payment will be \$15,310.56.
- ORD-16-277 13. Removing a special assessment for costs associated with the demolition, grass cutting, and boarding up that was assessed by the City of Youngstown for the properties and amounts listed in Exhibit "A".
- ORD-16-278 14. Levying a special assessment for costs associated with the demolition, grass cutting, and boarding up that was assessed by the City of Youngstown for the properties and amounts listed in Exhibit "A".
- ORD-16-279 15. Authorizing the acceptance of funds in the amount of \$750.00 donated by United Health to the Youngstown City Health District for the Local Office on Minority Health.
- ORD-16-280 16. Authorizing the acceptance of the I.T. Subsidy in the amount of \$15,000.00 awarded to the Youngstown City Health District by the Ohio Department of Health for Public Health Accreditation I.T. Support.
- ORD-16-281 17. Authorizing the acceptance of the Air Pollution Control Core Program Asbestos Funds in the amount of \$22,434.40.
- ORD-16-282 18. Authorizing the acceptance of the Minority Health Grant in the amount of \$52,500.00 awarded to the Youngstown City Health District by the Ohio Commission on Minority Health for the grant period July 1, 2016 through June 30, 2017.
- ORD-16-283 19. Increasing the appropriation to Fund 2405.30__5802 Minority Health by \$750.00 to various line items.
- ORD-16-284 20. Increasing the appropriation to Fund 2411.30__5802 Health Clinic Services, Management Capacity by \$15,000.00.
- ORD-16-285 21. Appropriating and making available for expenditure the sum of \$22,434.40 in the Air Pollution Control Core Program Funds (HAPC FFY 2016).
- ORD-16-286 22. Appropriating \$52,500.00 into Fund 2405.30__5802, Minority Health.
- ORD-16-287 23. Appropriating \$90,000.00 to the Police Safety Enforcement Project Fund 2106.30__5205, Equipment Enforcement Project Fund 2106.30__5205, Equipment.
- OLIVER:**
- ORD-16-288 24. Authorizing the Director of Finance to transfer the amount of \$200.00 from the First Ward Discretionary Fund 1001.01.001__5107, Operating Services into Litter Control Fund 2903.30 to purchase supplies to clean up 90 homes off of Market Street during the Annual United Way Day of Caring.
- ORD-16-289 25. Authorizing the Director of Finance to transfer the amount of \$250.00 from the First Ward Discretionary Fund 1001.01.001__5107, Operating Services into Federal Plaza Project, 1006.30__5816, Federal Plaza 2016 Event Grants.
- DAVIS:**
- ORD-16-290 26. Authorizing the expenditure in the amount of \$150.00 from the Sixth Ward Discretionary Fund to New Bethel Baptist Church to defray costs for summer camp.
- ORD-16-291 27. Authorizing the expenditure in the amount of \$200.00 from the Sixth Ward Discretionary Fund to defray operating costs for the annual National African American Wellness Walk.
- ORD-16-292 28. Authorizing the Director of Finance to transfer the amount of \$300.00 from the Sixth Ward Discretionary Fund 1001.01.006__5107, Operating Services into Litter Control

Fund 2903.30 to purchase supplies to clean up 90 homes off of Market Street during the Annual United Way Day of Caring.

RODGERS:

- ORD-16-293 29. Authorizing the expenditure in the amount of \$500.00 from the Second Ward Discretionary Fund 1001.01.002_5107, Operating Services to the Bryn Mawr Blockwatch for neighborhood beautification.
- ORD-16-294 30. Authorizing the expenditure in the amount of \$500.00 from the President of Council Discretionary Fund 1001.01.008_5107, Operating Services to defray costs for the annual National African American Wellness Walk.
- ORD-16-295 31. Authorizing the expenditure in the amount of \$500.00 from the Second Ward Discretionary Fund 1001.01.002_5107, Operating Services to the EB Family Life Center for their summer camp program.

L. McNALLY:

- ORD-16-296 32. Authorizing the expenditure in the amount of \$250.00 from the Fifth Ward Discretionary Fund 1001.01.005_5107, Operating Services to defray costs for the annual National African American Wellness Walk.

OLIVER:

- ORD-16-297 33. Authorizing the City of Youngstown to provide for the vacation of the portion of Kimmel Street between Sunshine Avenue and Woodside Avenue, a 60 foot right-of-way, a length of approximately 253 feet.

MAYOR McNALLY:

- ORD-16-298 34. Amending Ordinance Number 15-152, passed by City Council on May 20, 2015, which authorized the Board of Control of the City of Youngstown to enter into all necessary design services related to the Wick Avenue Rehabilitation Project. The amendment being to change the cost of work for the design services for the City of Youngstown from not to exceed \$480,000.00 to **not to exceed \$916,615.00** to account for additional construction.

OLIVER, DAVIS & ADAMCZAK:

- ORD-16-299 35. Amending the Codified Ordinances of the City of Youngstown: **Enacting Section 509.16, Prohibition of Obstructing Sidewalks, Streets or Public Places.**

COUNCIL AS A WHOLE:

- ORD-16-300 36. Providing that an amendment to the Charter of the City of Youngstown shall be submitted to the electors of the City of Youngstown, for adoption or rejection, at the General Election to be held on November 8, 2016, pursuant to Section 120 of the Charter of the City of Youngstown and Article XVIII, Sections 8 and 9 of the Constitution of the State of Ohio, to **Amend Section 18, Salaries, of the Charter of the City of Youngstown.**
- ORD-16-301 37. Providing that an amendment to the Charter of the City of Youngstown shall be submitted to the electors of the City of Youngstown, for adoption or rejection, at the General Election to be held on November 8, 2016, pursuant to Section 120 of the Charter of the City of Youngstown and Article XVIII, Sections 8 and 9 of the Constitution of the State of Ohio, to **Amend Section 24, Department of Finance, of the Charter of the City of Youngstown.**
- ORD-16-302 38. Providing that an amendment to the Charter of the City of Youngstown shall be submitted to the electors of the City of Youngstown, for adoption or rejection, at the General Election to be held on November 8, 2016, pursuant to Section 120 of the Charter of the City of Youngstown and Article XVIII, Sections 8 and 9 of the

Constitution of the State of Ohio, to **Amend Section 83, Division of City into Wards, of the Charter of the City of Youngstown.**

- ORD-16-303 39. Providing that an amendment to the Charter of the City of Youngstown shall be submitted to the electors of the City of Youngstown, for adoption or rejection, at the General Election to be held on November 8, 2016, pursuant to Section 120 of the Charter of the City of Youngstown and Article XVIII, Sections 8 and 9 of the Constitution of the State of Ohio, to **Amend Section 85, City Planning Commission, of the Charter of the City of Youngstown.**

SECOND READING

- ORD-16-237 Authorizing the Board of Control of the City of Youngstown to negotiate terms and enter into necessary agreements with Odyssey Motion Pictures, LLC and Alpha Pictures to provide a float loan for an amount not to exceed \$2 million.

MOVED TO 3RD READING

THIRD READING

- ORD-16-224 Amending the Codified Ordinances of the City of Youngstown: **Enacting Section 509.14, Prohibition of Improper Conduct in the Central Business District.**

DEFEATED

PUBLIC HEARINGS

- ORD-16-194 Changing the zone classification of the property located at 2615 Cherry Hill Avenue, Youngstown, Ohio 44509, City Lot Numbers 21620, 26121, 21622, 21623 and 21625, from RT-5.5, One and Two Family Residential to: IG (Industrial Green).

PUBLIC HEARING WAS HELD JULY 28, 2016 @ 2:00 P.M.

- ORD-16-195 Changing the zone classification of properties located between Oak Street, N. Fruit Street, Himrod Avenue and the Madison Avenue Expressway from RT-5.5, One and Two Family Residential and properties located between Himrod Avenue, S. Pearl Street, Rose Street and S. Lane Avenue from RM-1.5, Multi-Family Residential to: IG (Industrial Green). **Amended to only include the properties between Oak Street, N. Fruit Street, Himrod Avenue and the Madison Avenue Expressway.**

PUBLIC HEARING SET FOR SEPTEMBER 7, 2016 AT 2:00 P.M.