

YOUNGSTOWN CITY COUNCIL MEETING
WEDNESDAY, NOVEMBER 21, 2018
AGENDA

COMMUNICATIONS

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| COM-18-218 | 1. | Board of Control meeting was held November 8, 2018. |
| COM-18-219 | 2. | Special Board of Control meeting was held November 19, 2018. |
| COM-18-220 | 3. | Letter from Mayor Brown regarding Barbara Hierro to serve as Interim Director of Youngstown Film Office. |
| COM-18-221 | 4. | Design Review Committee meeting was held November 6, 2018. |
| COM-18-222 | 5. | City Planning Commission meeting was held November 20, 2018. |
| COM-18-223 | 6. | Mahoning County Commissioners' Board meeting was held October 18, 2018. |
| COM-18-224 | 7. | Mahoning County Commissioners' Board meeting was held October 25, 2018. |
| COM-18-225 | 8. | Mahoning County Commissioners' Board meeting was held November 1, 2018. |
| COM-18-226 | 9. | Mahoning County Commissioners' Board meeting was held November 8, 2018. |
| COM-18-227 | 10. | Mahoning County Commissioners' Board meeting was held November 15, 2018. |
| COM-18-228 | 11. | Mahoning Valley Sanitary District meeting was held October 24, 2018. |
| COM-18-229 | 12. | John A. McNally, III letter to Liquor Control Commission regarding appeal of Order of September 25, 2018: Permit #2791481, Floyd's Legacy, LLC dba Club De Ja Vu, 2810-12 Market Street & Patio, Youngstown, OH 44507. |
| COM-18-230 | 13. | Ohio Department of Commerce Division of Liquor Control Notice to Legislative Authorities re: Objections to annual renewal of liquor permits. |
| COM-18-231 | 14. | Ohio Division of Liquor Control notice re: STCK – To: Permit # 5205490 Lincoln Knolls NFS, Inc. dba Lincoln Knolls Save a Lot, 2998 McCartney Road, Youngstown, OH 44503. |
| COM-18-232 | 15. | Ohio Division of Liquor Control notice re: NEW – To: Permit # 7373390 Rimpby & Lucky, LLC dba Oil Gas Mart, 2637 Glenwood Ave., Youngstown, OH 44511. |
| COM-18-233 | 16. | Ohio Division of Liquor Control notice re: NEW – To: Permit # 7730857 Santa Rosa, LLC dba Tequila Coyote, 34 W. Federal St., Wick Tower, Youngstown, OH 44503. |
| COM-18-234 | 17. | Ohio Division of Liquor Control notice re: NEW – To: Permit # 4263167 JEF Enterprises, LLC dba Smoothies Bar, 47 E. Federal Plaza, Youngstown, OH 44503. |
| COM-18-235 | 18. | Health Commissioner Erin Bishop is unable to attend the City Council meeting on November 21, 2018. |
| COM-18-236 | 19. | CPED Director Sharon Woodberry is unable to attend the City Council meeting on November 21, 2018. |

REPORTS

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| REP-18-22 | 20. | Planning Commission recommended denial of ORD-18-267 entitled: "Authorizing the City of Youngstown, pursuant to Ohio Revised Code 723.05 and 723.07, to provide for the vacation of a portion of Harvard Street, the area between Clifton Street and Poplar Avenue, a 42 foot X 695 foot right-of-way." |
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- REP-18-23 21. The Planning Committee signed out ORD-18-267 entitled: "Authorizing the City of Youngstown, pursuant to Ohio Revised Code 723.05 and 723.07, to provide for the vacation of a portion of Harvard Street, the area between Clifton Street and Poplar Avenue, a 42 foot X 695 foot right-of-way."

ORDINANCES

MAYOR BROWN & OLIVER:

- ORD-18-303 1. Authorizing the City to enter into agreements with the United States Secretary of Housing and Urban Development for loan guarantee assistance to provide funds necessary to pay costs of constructing an amphitheater adjacent to the existing Covelli Center in the principal amount not to exceed \$4,000,000.00. Authorizing the issuance and sale of Special Limited Obligation Revenue Notes to evidence the loan to be obtained under that Federal Loan Guarantee Assistance Program. This ordinance hereby repeals ORD-18-268 passed by City Council on October 3, 2018.

MAYOR BROWN:

- ORD-18-304 2. Authorizing the Board of Control of the City of Youngstown to enter into a consent agreement with the State of Ohio, Director of Transportation for ODOT Project D04-SP-FY2019 (East), PID 96681. There will be no direct funds involved.

MAYOR BROWN & OLIVER:

- ORD-18-305 3. Authorizing the Board of Control of Youngstown to enter into a preliminary consent and cooperation agreement with the State of Ohio, Director of Transportation for ODOT Project MAH-US 62/VAR-14.60/VAR. PID No. 98425. City's share will be approximately \$206,000.00.

MAYOR BROWN:

- ORD-18-306 4. Authorizing the Board of Control of the City of Youngstown to enter into a Preliminary Consent and Cooperation Agreement with the State of Ohio, Director of Transportation for ODOT Project MAH-US422/SR289/289D, PID No. 96556. City share will be approximately \$413,920.00.

- ORD-18-307 5. 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 repair and replacement of catch basins throughout the City of Youngstown. Cost will not exceed \$150,000.00.

- ORD-18-308 6. Authorizing the Board of Control of the City of Youngstown to waive formal bidding pursuant to Section 735.051 of the Ohio Revised Code, and make payment to Utility Contracting in the amount of \$65,606.64 for emergency repairs to the sewer, manhole and sinkhole on Wychwood Avenue.

- ORD-18-309 7. Authorizing the Board of Control of the City of Youngstown to waive formal bidding pursuant to Section 735.051 of the Ohio Revised Code, and make payment to Marucci and Gaffney Excavating Company in the amount of \$374,166.13 for emergency repairs to the Crab Creek overflow and siphons.

- ORD-18-310 8. Authorizing the Board of Control of the City of Youngstown to make application to operate with the E.P.A. (in accordance with House Bill #152). Estimated cost is \$47,932.00.

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- ORD-18-311 9. Authorizing the Board of Control of the City of Youngstown to approve the purchase of additional 96-gallon trash carts under the National Joint Powers Alliance of Governments and Municipalities Contract 020613-CEI. Cost will not exceed \$30,000.00. **MOVED TO GENERAL IMPROVEMENTS COMMITTEE**
- ORD-18-312 10. Authorizing the Board of Control of the City of Youngstown to enter into an agreement with a salvage yard to hereby dispose of surplus vehicles from the Police and Street Departments, pursuant to such vehicles being declared surplus by the Director of Finance of the City of Youngstown and no longer serviceable for municipal purposes.
- ORD-18-313 11. Authorizing the acceptance of the 2018 Justice Assistance Grant, Award #2018-DJ-BX-0179, in the amount of \$44,235.00.
- ORD-18-314 12. Removing a special assessment in accordance with Ordinance 15-284, Ordinance 16-278 or Ordinance 17-334, for costs associated with the demolition, grass cutting, or boarding up that was assessed by the City of Youngstown for the properties and amounts listed in Exhibit "A".
- ORD-18-315 13. Authorizing the acceptance of the HUB Grant (Infant Mortality Prevention), in the amount of \$129,000.00, awarded to the Youngstown City Health District by the Mahoning County District Board of Health for the grant period of March 20, 2018 through December 31, 2018.
- MAYOR BROWN & OLIVER:**
- ORD-18-316 14. Appropriating \$129,000.00 to Fund 2405.30_5802 for the HUB Grant. Funds will be used to support Infant Mortality Prevention (HMH HUB 2019).
- MAYOR BROWN:**
- ORD-18-317 15. Transferring the listed amounts within CDA Fund: Transfer \$20,000.00 from: Project CDA 43rd YR – 43 CDBG ACTIVITY – COY PARK SMARTS, to: Project CDA 43rd YR – 43 CDBG ACTIVITY – COY PARK IMPROVEMENTS.
- ORD-18-318 16. Appropriating and disbursing of the 2018 HUD Continuum of Care Planning Grant in the amount of \$78,744.00.
- ORD-18-319 17. Releasing the unexpended balance of \$2,037.81 in CDA HUD FY16-C.C., Planning Grant.
- ORD-18-320 18. Appropriating \$40,000.00 into the Municipal Court Probation Services Fund 2903.30_5103, Professional Services.
- ORD-18-321 19. Increasing the appropriation by \$2,208.00 for Federal Plaza to Fund 1006.30_5816, Events.
- OLIVER:**
- ORD-18-322 20. Authorizing the expenditure in the amount of \$200.00 from the First Ward Discretionary Fund 1001.01.001_5107, Operating Services for the Oakhill Neighborhood Association's Harvest Day Youth Party.
- ORD-18-323 21. Authorizing the expenditure in the amount of \$500.00 from the First Ward Discretionary Fund 1001.01.001_5107, Operating Services to First Night Youngstown for the New Year's Eve Festivities.

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RODGERS:

- ORD-18-324 22. Authorizing the expenditure in the amount of \$500.00 from the Second Ward Discretionary Fund 1001.01.002_5107, Operating Services for MLK School for the graduation speaker.

PINKARD:

- ORD-18-325 23. Authorizing the expenditure in the amount of \$300.00 from the Third Ward Discretionary Fund to be used by Love Your Neighbor in support of maintaining the property triangle at Belmont Avenue, Covington Street, and Norwood Avenue.
- ORD-18-326 24. Authorizing the expenditure in the amount of \$500.00 from the Third Ward Discretionary Fund to be used by Kanduthis, Inc. to support the continuation of neighborhood beautification projects.
- ORD-18-327 25. Authorizing the expenditure in the amount of \$500.00 from the Third Ward Discretionary Fund to be used by First Night Youngstown for the annual First Night event.
- ORD-18-328 26. Authorizing the expenditure in the amount of \$500.00 from the Third Ward Discretionary Fund to be used by the Know Your Neighbor Block Watch to maintain the Butterfly Garden and maintain vacant lots in the neighborhood.
- ORD-18-329 27. Authorizing the expenditure in the amount of \$500.00 from the Third Ward Discretionary Fund to be used by the Upper North Heights Neighborhood Association in support of the tree planting project.
- ORD-18-330 28. Authorizing the expenditure in the amount of \$1,000.00 from the Third Ward Discretionary Fund to be used by the Crandall Park South Neighborhood Association, with \$500.00 for the annual historical tour of homes, and \$500.00 for the Good Neighbor Award Program.

DAVIS:

- ORD-18-331 29. Authorizing the expenditure in the amount of \$350.00 from the Sixth Ward Discretionary Fund to be used to help defray costs of the annual Harvest Basket Community Outreach Feeding Event for Thanksgiving.
- ORD-18-332 30. Authorizing the expenditure in the amount of \$750.00 from the Sixth Ward Discretionary Fund to be used to help defray costs of the expansion of the Peace Corner Project to build a stage.

ADAMCZAK:

- ORD-18-333 31. Authorizing the expenditure in the amount of \$150.00 from the Seventh Ward Discretionary Fund to be used to support the 4th Annual Community Dinner at Conroy's Party Shop.

MAYOR BROWN & OLIVER:

- ORD-18-334 32. **Amending Ordinance Number 17-342**, passed by Youngstown City Council on September 20, 2017, which authorized the Board of Control to enter into all necessary agreements for easements, land acquisition and construction to replace the 84" interceptor sewer along the Mahoning River between Hazel Street and South Avenue. The amendment being: **to increase the allowable expenditure for the cost of the project from \$7,200,000.00 to \$8,500,000.00.**

MAYOR BROWN:

- ORD-18-335 33. **Amending Ordinance Number 18-198**, passed by Youngstown City Council on July 31, 2018, which authorized the Board of Control to advertise for bids and enter into a contract with the lowest and best bidder who is responsible for interim disinfection improvements. The amendment being: **to increase the allowable expenditure from \$185,000.00 to \$350,000.00.**

MAYOR BROWN & OLIVER:

- ORD-18-336 34. **Amending Ordinance Number 18-270**, passed by Youngstown City Council on October 3, 2018, which authorized the Board of Control to file necessary applications and enter into a grant agreement with the Ohio Public Works Commission to provide emergency program funding for the emergency sewer repair to the Crab Creek Wet Weather Overflow in the amount of \$350,000.00. The amendment being: **to increase the grant amount from \$350,000.00 to \$500,000.00 for emergency sewer repair at Crab Creek.**

MAYOR BROWN:

- ORD-18-337 35. Authorizing the City of Youngstown to waive the provisions of Ohio Revised Code Section 4117.14(G)(11) and extend the period for the issuance of a Fact Finding Report until March 31, 2019, with regard to labor negotiations with the Youngstown Police Association/Patrol Unit and the Ohio Patrolmen's Benevolent Association (YPA/OPBA).

- ORD-18-338 36. Authorizing the City of Youngstown to accept the dedication of a strip of land, a 50 foot x 30 foot rectangular strip of land, 0.0344 acres along proposed Out Lot Number 1342, a right-of-way for Albert Street, as shown on Exhibit "A".

RODGERS:

- ORD-18-339 37. Changing the zone classification of the property located at 2003 McGuffey Road, City Lot Number 53689; Dryden Avenue, City Lot Numbers 53694, 53695 and 53696; Miami Avenue, City Lot Number 53741 currently zoned RS 7.2 (Single Family Residential) to: RT 5.5 (One and Two Family Residential).

MOVED TO PLANNING COMMISSION

- ORD-18-340 38. Changing the zone classification of the property located on McGuffey Road, City Lot Numbers 41752 and 41753 currently zoned RM 1.5 (Multi-Family Residential) to: MU-C (Mixed Use Community). **MOVED TO PLANNING COMMISSION**

- ORD-18-341 39. Changing the zone classification of the property located at 2023 McGuffey Road, City Lot Number 53689 currently zoned MU-C (Mixed Use Community) to: RT 5.5 (One and Two Family Residential). **MOVED TO PLANNING COMMISSION**

SECOND READINGS

- ORD-18-297 **Amending Section 1 of Ordinance No. 18-32**, passed by Youngstown City Council on April 4, 2018, which established the Master Salary Ordinance for the City of Youngstown. The amendment being **to reduce the number of authorized positions from 30 to 27 for Captain, Grade No. 0312-1720 within the Youngstown Fire Department.**

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ORD-18-298

Amending Section 1 of Ordinance No. 18-32, passed by Youngstown City Council on April 4, 2018, which established the Master Salary Ordinance for the City of Youngstown. The amendment being to **reduce the number of authorized positions from 30 to 28 for Lieutenant, Grade No. 0312-3900 within the Youngstown Fire Department.**

SIGNED OUT OF COMMITTEE

ORD-18-267

Authorizing the City of Youngstown, pursuant to Ohio Revised Code 723.05 and 723.07, to provide for the vacation of a portion of Harvard Street, the area between Clifton Street and Poplar Avenue, a 42 foot X 695 foot right-of-way.

DEFEATED

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