

YOUNGSTOWN SPECIAL CITY COUNCIL MEETING
WEDNESDAY, AUGUST 28, 2024
COVELLI CENTRE, HILTON DOUBLE TREE COMMUNITY ROOM
AGENDA
5:00 PM

COMMUNICATIONS

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| COM-24-177 | 1. | Notice of Special City Council Meeting to be held Wednesday, August 28, 2024. |
| COM-24-178 | 2. | Board of Control meeting was held August 1, 2024. |
| COM-24-179 | 3. | Board of Control meeting was held August 15, 2024. |
| COM-24-180 | 4. | Board of Control meeting was held August 19, 2024. |
| COM-24-181 | 5. | Design Review Committee meeting was held August 6, 2024. |
| COM-24-182 | 6. | Board of Zoning Appeals & Planning Commission meeting was held August 20, 2024. |
| COM-24-183 | 7. | President of JAC Management Group, LLC Eric Ryan letter re: The Covelli Centre, Youngstown Foundation Amphitheatre and Wean Park's 2024 Second Quarter Operational Financial Statement. |
| COM-24-184 | 8. | Mahoning County Commissioners Board meeting was held August 1, 2024. |
| COM-24-185 | 9. | Mahoning County Commissioners Board meeting was held August 8, 2024. |
| COM-24-186 | 10. | Mahoning County Commissioners Board meeting was held August 14, 2024. |
| COM-24-187 | 11. | Mahoning County Commissioners Board meeting was held August 22, 2024. |
| COM-24-188 | 12. | Mahoning Valley Sanitary District Board meeting was held August 28, 2024. |
| COM-24-189 | 13. | Ohio Division of Liquor Control notice re: TFOL to: Adams Mahoning Mart, Inc. LLC, 3212 Mahoning Avenue, 4, Youngstown, OH 44509, Permit # 0053637. From: Uptown Market, INC dba Uptown Shell, 3200 Market St., Youngstown, OH 44507, Permit # 9170567. |

REPORTS

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| REP-24-04 | 14. | Planning Commission Letter recommending approval of ORD-24-346 entitled: "Changing the zone classification of property located at 1268 S. Schenley Ave. (includes addresses 1260 and 1264 S. Schenley Ave.) Parcel 53-161-0-017.01-0, City Lot Number 62217, currently zoned RS-12 Single Family, to MU-C (Mixed-Use Community)." |
| REP-24-05 | 15. | Planning Commission Letter recommending approval of ORD-24-347 entitled: "Changing the zone classification of properties located at 3918 Southern Blvd., Parcel: 53-190-0-230.00-0, City Lot Number 33262; and 3926 Southern Blvd., Parcel: 53-190-0-229.00-0, City Lot Number 33263 currently zoned RS-12 Single Family, to MU-C (Mixed-Use Community)." |

RESOLUTIONS

COUNCIL AS A WHOLE:

- RES-24-22 1. Honoring Rose Modarelli as the Brier Hill Fest 2024 Italian Woman of the Year.
- RES-24-23 2. Honoring Daniel R. Yemma as the Brier Hill Fest 2024 Italian Man of the Year.

ORDINANCES

MAYOR BROWN:

- ORD-24-348 3. Authorizing the Board of Control of the City of Youngstown to approve payment in the amount of \$58,172.90 to Irwin for replacement of all damaged seating components and replenishment of backstock replacement parts, at the City-owned Covelli Centre.
- ORD-24-349 4. Authorizing the Board of Control of the City of Youngstown to approve payment in the amount of \$69,119.00 to Johnson Controls, Inc. to upgrade the building automation system software that controls the HVAC System at the City-owned Covelli Centre.
- ORD-24-350 5. Authorizing the Board of Control of the City of Youngstown to make payment to Marucci and Gaffney Excavating in the amount of \$62,000.00 for the reimbursement of ten (10) light poles and fixtures that were purchased as spares for the SMART2 project.
- ORD-24-351 6. Authorizing the Board of Control of the City of Youngstown to make payment to the City's liability insurance provider, Tokio Marine HCC – PRG, in the amount of \$50,000.00 to satisfy the policy deductible for Claim Number 191448, in the matter of Taron Cunningham vs. City of Youngstown (Multiple Case Numbers).
- ORD-24-352 7. Authorizing the Board of Control of the City of Youngstown to enter into a Professional Services Agreement with a qualified consultant to provide design services, and preparation of bid documents and specifications, for repairs to Commerce Street, East Federal Street and Market Street. Total cost will not exceed \$38,295.00.
- ORD-24-353 8. Authorizing the Board of Control of the City of Youngstown to enter into a contract with the Community Corrections Association, Inc., for an amount not to exceed \$127,008.00, for the provision of two litter removal crews for the period September 1, 2024 through August 31, 2025.
- ORD-24-354 9. **American Rescue Plan:** Authorizing the Board of Control of the City of Youngstown to execute all required contracts and agreements with Flock Safety to finalize the installation of fifty-six (56) Flock Safety Falcon License Plate Reader (LPR) cameras throughout the City of Youngstown, and the maintenance agreement. Terms of the agreement are twenty-four (24) months with \$188,900.00 due the first year, and a recurring annual cost of \$168,000.00.
- ORD-24-355 10. Authorizing the Board of Control of the City of Youngstown to issue a Request for Proposals, and enter into an agreement with a fiscal agent to administer \$8,000,000.00 of American Rescue Plan (ARP) funds.
- ORD-24-356 11. Authorizing the Board of Control of the City of Youngstown to waive the formal bidding process, pursuant to Section 735.051 of the Ohio Revised Code, and make payment to Daniel A. Terreri and Sons in the amount of \$175,000.00 for

emergency stabilization of the north exterior wall of the 7th, 8th, and 9th floors of 20 Federal Place.

- ORD-24-357 12. Authorizing the Board of Control of the City of Youngstown to waive the formal bidding process, pursuant to Section 735.051 of the Ohio Revised Code, and make payment to Pro Quality Demolition in the amount of \$259,700.00 for emergency services during the gas line explosion at the Realty Tower Building.

WHITE:

- ORD-24-358 13. Authorizing the Board of Control of the City of Youngstown to direct the Ohio Edison Company to install one (1) 100W Standard Light with 6' arm on Windsor Ave., in front of Parcel No. 53-069-0-520.00-0 (Pole #20-359). Ohio Edison's estimated "Related Capital Charge" will be \$3,910.25. Approximate monthly operating cost will be \$4.98, subject to change per tariff provisions.

MAYOR BROWN:

- ORD-24-359 14. **American Rescue Plan: Amending Ordinance Number 22-169**, passed by Youngstown City Council on May 18, 2022, which appropriated \$2,261,119.00 under the American Rescue Plan (ARP) Fund, 2701.30_5828, pursuant to the U.S. Department of Treasury Guidance on using American Rescue Plan (ARP) Funds to make necessary engineering, inspection and construction investments to improve water distribution on Eddie Street, Roy Street and Hazelwood Avenue from Vestal Road to Donald Avenue. **The amendment being: to decrease the appropriations from \$2,261,119.00 to \$1,315,272.00** due to the cost being less than the engineering estimates.

- ORD-24-360 15. Increasing appropriations by \$4,722.00 in 1001.09_5109 – Municipal Court, Office Supplies.

- ORD-24-361 16. Removing a Special Assessment from Ordinance 24-186 for costs associated with Whiteway Lighting, that was assessed by the City of Youngstown for the property and amount listed in attached Exhibit "A" (Parcel # 53-121-0-103.00-0 Market St.).

OLIVER:

- ORD-24-362 17. **American Rescue Plan: Authorizing the allocation of American Rescue Plan (ARP) Funds for the First Ward in the amount of \$20,000.00**, per Ordinance 22-103, as passed by Youngstown City Council on April 6, 2022 for specific projects. ARP Funding will be used by Economic Action Group (EAG) for the purchase of a Utility Task Vehicle (UTV) and attachments, for neighborhood clean-up, maintenance, and other related activities in coordination with the City of Youngstown. Further, authorizing the Board of Control of the City of Youngstown to enter into an agreement for said services.

- ORD-24-363 18. **American Rescue Plan: Authorizing the allocation of American Rescue Plan (ARP) Funds for the First Ward in the amount of \$50,000.00**, per Ordinance 22-103, as passed by Youngstown City Council on April 6, 2022 for specific projects. ARP Funding will be used by Youngstown Jubilee Urban Development for renovation of the former South High School Auditorium.

HUGHES:

- ORD-24-364 19. **American Rescue Plan: Authorizing the allocation of American Rescue Plan (ARP) Funds for the Second Ward in the amount of \$50,000.00**, per Ordinance

22-103, as passed by Youngstown City Council on April 6, 2022 for specific projects. ARP Funding will be used by Bess Purpose, Inc. to expand their outreach services at their McGuffey Rd. location to help more women transition from crisis to stability.

RAY:

ORD-24-365 20. **American Rescue Plan:** Authorizing the allocation of American Rescue Plan (ARP) Funds for the Fourth Ward in the amount of \$400,000.00, per Ordinance 22-103, as passed by Youngstown City Council on April 6, 2022 for specific projects. ARP Funding will be used for MAH-Mahoning Ave., PH1 and PH2, PID 112622 and 112623, for pedestrian and safety enhancements along Mahoning Avenue.

ORD-24-366 21. Authorizing the expenditure of \$1,000.00 from the President of Council's Discretionary Fund to support the Fifth Avenue Neighbors 2024 Historic Homes Tour Event in December.

WHITE:

ORD-24-367 22. Authorizing the expenditure of \$2,000.00 from the Seventh Ward Discretionary Fund to be used by the Jericho Project Street Ministry to defray the cost of materials and supplies for the free Back-to-School backpacks event and other community gatherings.

OLIVER:

ORD-24-368 23. **American Rescue Plan:** Rescinding, in its entirety, Ordinance No. 22-336, passed by Youngstown City Council on September 21, 2022, which authorized the allocation of ARP funds in an amount not to exceed \$3,000.00 to support EAG investments in public art, as herein described.

MAYOR BROWN:

ORD-24-369 24. Authorizing the City of Youngstown to accept the right-of-way dedication of a strip of land, a 33.35 foot X 137 foot and 33.13 foot X 369.73 foot rectangular strip of land, 0.384 acres along O.L. 991, for Bears Den Road, as currently laid out, attached as Exhibit "A".

LATES
ORDINANCES

MAYOR BROWN:

ORD-24-370 L-1. **Amending Section 935.20, Rates,** of Chapter 935, Sewer Charges, of the Codified Ordinances of the City of Youngstown, to adopt the sewer rate scheduled herein below, effective January 1, 2025: Increases are as follows: January 1, 2025 – 5.00%, January 1, 2026 – 5.00%, January 1, 2027 – 5.00%, and January 1, 2028 – 5.00%.

RAY:

ORD-24-371 L-2. **American Rescue Plan:** Authorizing the allocation of American Rescue Plan (ARP) funds for the Fourth Ward in the amount of \$600,000.00, per Ordinance 22-

103, as passed by Youngstown City Council on April 6, 2022 for specific projects. ARP Funding will be used for 2024 City Parks Rehab and Improvement, for rehabilitation and improvements to Borts Field and MVSD Playground.

RESOLUTION

MAYOR BROWN, OLIVER, KELLY, & RAY:

- RES-24-24 L-3. Approving the application for creation of the Downtown Youngstown Designated Outdoor Refreshment Area (DORA) pursuant to Ohio Revised Code Chapter 4301.82, and declaring an emergency.

PUBLIC HEARINGS

- ORD-24-346 “Changing the zone classification of property located at 1268 S. Schenley Ave. (includes addresses 1260 and 1264 S. Schenley Ave.) Parcel 53-161-0-017.01-0, City Lot Number 62217, currently zoned RS-12 Single Family, to MU-C (Mixed-Use Community).”

PUBLIC HEARING SET FOR SEPTEMBER 27, 2024 AT 2:30 P.M.

- ORD-24-347 “Changing the zone classification of properties located at 3918 Southern Blvd., Parcel: 53-190-0-230.00-0, City Lot Number 33262; and 3926 Southern Blvd., Parcel: 53-190-0-229.00-0, City Lot Number 33263 currently zoned RS-12 Single Family, to MU-C (Mixed-Use Community).”

PUBLIC HEARING SET FOR SEPTEMBER 27, 2024 AT 2:35 P.M

ADJOURNMENT