

CITY COUNCIL MEETING
WEDNESDAY, DECEMBER 6, 2023

***MEETING HELD AT MAHONING COUNTY COMMISSIONER'S HEARING ROOM**

CITY COUNCIL CONVENED IN REGULAR SESSION AT 5:30 PM AND WAS CALLED TO ORDER BY PRESIDENT TOM HETRICK. ON A CALL OF THE ROLL, THE FOLLOWING MEMBERS RESPONDED TO THEIR NAMES: BASIA ADAMCZAK, ANITA DAVIS, JIMMY HUGHES, PATRICK KELLY, JULIUS OLIVER, MIKE RAY, SAMANTHA TURNER AND TOM HETRICK, 8. THE MINUTES FROM NOVEMBER 13, 2023 WERE APPROVED. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-23-234 BOARD OF CONTROL MEETING WAS HELD NOVEMBER 16, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-235 BOARD OF CONTROL MEETING WAS HELD NOVEMBER 30, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-236 CHIEF OF STAFF NIKKI POSTERLI EMAIL: JEFF LIMBIAN NO LONGER SERVING AS THE LAW DIRECTOR FOR THE CITY OF YOUNGSTOWN EFFECTIVE NOVEMBER 14, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-237 CITY PLANNING COMMISSION MEETING WAS HELD NOVEMBER 21, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-238 DESIGN REVIEW COMMITTEE MEETING FOR DECEMBER WAS CANCELLED. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-239 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD NOVEMBER 16, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

CITY COUNCIL MINUTES
WEDNESDAY, DECEMBER 6, 2023

COM-23-240 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD NOVEMBER 21, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-241 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD NOVEMBER 30, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-242 MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD NOVEMBER 29, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-243 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: BARRY'S DEN, LLC, DBA CLUB CAFÉ, SUITES A, B, C & PATIO, 2000 CANFIELD RD., YOUNGSTOWN, OH 44511, PERMIT #0491259. FROM: COMMON GOODS STUDIO, LLC, SUITES A, B, C & PATIO, 2000 CANFIELD RD. YOUNGSTOWN, OH 44511, PERMIT #1662850. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-244 HARRY JOHNSON IS UNABLE TO ATTEND CITY COUNCIL MEETING ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-245 MAYOR TITO BROWN IS UNABLE TO ATTEND CITY COUNCIL MEETING ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-246 CHRISTOPHER MATESEVAC, SR. REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-247 KYLE JOHNSON REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-248 SUSIE BEIERSDORFER REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-249 LYNN ANDERSON REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON DECEMBER 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REPORTS

REP-23-27 PLANNING COMMITTEE SIGNED OUT ORD-23-371 ENTITLED: "CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT MCGUFFEY RD., PARCELS: 53-205-0-027.00.0, CITY LOT NUMBER 52857; 53-205-0-028.00.0, CITY LOT NUMBER 52858; 53-205-0-029.00.0, CITY LOT 52859; AND 53-205-0-030.00.0, CITY LOT 52860, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO: MU-C (MIXED USE COMMUNITY)." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-28 PLANNING COMMITTEE SIGNED OUT ORD-23-372 ENTITLED: "CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT GLENWOOD AVENUE, PARCELS: 53-129-0-048.00.0, CITY LOT NUMBER 23821; 53-129-0-049.00.0, CITY LOT NUMBER 23822; 53-129-0-050.00.0, CITY LOT NUMBER 23823; 53-129-0-051.00.0, CITY LOT NUMBER 23824; AND 53-129-0-052.00.0, CITY LOT NUMBER 23825, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO: RT-5.5 (ONE- AND- TWO FAMILY RESIDENTIAL)." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

ORDINANCES

ORD-23-445 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO THE TREASURER OF THE STATE OF OHIO IN THE AMOUNT OF \$25,900.00 FOR THE WASTEWATER TREATMENT PLANT'S NPDES DISCHARGE FEES FROM THE OHIO EPA; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-446 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 LANDFILL DUMPING FEES FOR THE CITY OF

YOUNGSTOWN'S RESIDENTIAL WASTE COLLECTION AND DEMOLITION DEBRIS. CONTRACT WILL BE FOR A TWO-YEAR PERIOD WITH ONE CONSECUTIVE TWO-YEAR RENEWAL OPTION. TOTAL COST WILL NOT EXCEED \$900,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-447 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 SLUDGE HAULING FOR THE CITY OF THE YOUNGSTOWN'S WASTEWATER TREATMENT PLANT. CONTRACT WILL BE FOR A TWO-YEAR PERIOD WITH ONE CONSECUTIVE TWO-YEAR RENEWAL OPTION. COST WILL NOT EXCEED \$1,500,000.00 ANNUALLY; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-448 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 UTILITY CONTRACTING COMPANY IN THE AMOUNT OF \$37,986.79, FOR EMERGENCY SITE RESTORATION DUE TO THE EMERGENCY RELOCATION OF THE SANITARY SEWER ON ANOKA LANE; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-449 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 A.P. O'HORO IN THE AMOUNT OF \$89,030.42, FOR EMERGENCY REPAIRS TO A LEAKING

CONSTRUCTION JOINT AT THE WASTEWATER TREATMENT PLANT; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-450 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT TO SEDGWICK, NOT TO EXCEED \$48,000.00, FOR CALENDAR YEAR 2024 (A 3.25% DECREASE FROM THE 2023 FEE).; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-451 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO EXPEND UP TO \$30,000.00 WITH ROETZEL & ANDRESS, LPA, FOR LEGAL SERVICES REGARDING MICHAEL R. COX VS. YOUNGSTOWN CIVIL SERVICE COMMISSION. ANNUAL SPENDING TO DATE IS APPROXIMATELY \$24,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-452 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) AGREEMENT WITH COMPASS FAMILY AND COMMUNITY SERVICES (COMPASS) FOR THE PERIOD OF DECEMBER 1, 2023 THROUGH SEPTEMBER 30, 2024, WHEREBY COMPASS WILL SERVER AS THE GRANTEE OF THE \$70,495.00 OCJS GRANT (2022-AR-CVI-1155) AND THE YOUNGSTOWN POLICE DEPARTMENT (YPD) WILL PROVIDE SERVICES UNDER THE GRANT AND SUBMIT INVOICES TO COMPASS FOR REIMBURSEMENT; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND

UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-453 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT IN THE AMOUNT OF \$41,047.00 TO ZABEL'S RESTAURANT & EQUIPMENT SUPPLY FOR THE REPLACEMENT AND INSTALLATION OF TWO INDUSTRIAL SIZED ICE MACHINES WITH ICE CARTS AT THE CITY-OWNED COVELLI CENTRE; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-454 APPROPRIATING \$4,032.00 INTO THE MUNICIPAL COURT PROBATION FUND 2904.30_5108, OPERATING SUPPLIES; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-455 APPROPRIATING \$193,498.00 TO FUND 2903, LITTER CONTROL, TO ESTABLISH THE 2024 BUDGET; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-456 AUTHORIZING THE ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$5,000.00, DONATED BY CARESOURCE, FOR USE IN THE MINORITY HEALTH/YHIZ DIVISION OF THE YOUNGSTOWN CITY HEALTH DISTRICT; AND PROVIDING THAT

THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-457 INCREASING APPROPRIATIONS TO FUND 2408.00.4424, HEALTH FUND, BY \$5,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-458 APPROPRIATING \$10,000.00 FROM HEALTH DEPARTMENT REVENUE FUND 2411.00_4821 TO 2411.30_5108, HEALTH CLINIC SERVICE, OPERATING SUPPLIES; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-459 INCREASING APPROPRIATIONS TO FUND 2400.007.200_5703, HEALTH FUND, BY \$2,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-460 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED TO SUPPORT THE 4TH ANNUAL BARBERS

HOLIDAY BASH; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-461 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED FOR LOT CLEANING AND CLEARING AND NEIGHBORHOOD SIGNAGE ON CORNER OF NORWOOD AVENUE AND WIRT STREET; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-462 AUTHORIZING THE EXPENDITURE OF \$1,400.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED BY YOUNGSTOWN FLEA TO DEFRAY COSTS ASSOCIATED WITH THE RENTAL OF PROPANE HEATING LAMPS FOR THE 3RD ANNUAL "LIGHT-UP-NIGHT"; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-463 AUTHORIZING THE EXPENDITURE OF \$3,599.00 FROM THE FOURTH WARD DISCRETIONARY FUND TO PURCHASE FOOD FOR A HOLIDAY COMMUNITY GIVE-AWAY IN THE 4TH WARD; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-464 AUTHORIZING THE EXPENDITURE OF \$1,500.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO DEFRAY COSTS IN SUPPORT OF THE ANNUAL GROVEWOOD MANOR SENIOR COMMUNITY HOLIDAY DINNER; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-465 RESCINDING IN ITS ENTIRETY, ORDINANCE NO. 23-264, PASSED BY YOUNGSTOWN CITY COUNCIL ON JUNE 21, 2023, WHICH ALLOCATED \$55,000.00 TO YNDC FOR 5 SPONSORSHIPS TO BEYOND EXPECTATIONS BARBER COLLEGE LOCATED AT 2246 GLENWOOD AVENUE; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-466 AMENDING ORDINANCE NUMBER 22-290, PASSED BY YOUNGSTOWN CITY COUNCIL ON AUGUST 24, 2022, WHICH AUTHORIZED THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A CONTRACT WITH MS CONSULTANTS, INC. FOR THE PROVISION OF DESIGN SERVICES, CONSTRUCTION, ADMINISTRATION, FIELD REPRESENTATION, AND TESTING SERVICES FOR THE POLAND AVE. PUMP STATION. THE AMENDMENT BEING: **TO INCREASE THE NOT TO EXCEED COST OF THE SERVICES FROM \$90,000.00 TO \$475,000.00. AMENDED ON THE FLOOR TO INSERT: THE POLAND AVENUE PUMP STATION REPAIRS PROJECT HAS BEEN EXPANDED TO INCLUDE IMPROVEMENTS TO 3 COMBINED SEWER OVERFLOWS;** AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY WAS AMENDED TO INSERT: **THE POLAND AVENUE PUMP STATION REPAIRS PROJECT HAS BEEN EXPANDED TO INCLUDE IMPROVEMENTS TO 3 COMBINED SEWER OVERFLOWS.** THE AMENDMENT CARRIED BY A VOTE OF YEAS, 7. NAYS, NONE. UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE AMENDED ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-467 AMENDING ORDINANCE NUMBER 23-290, PASSED BY YOUNGSTOWN CITY COUNCIL ON JULY 31, 2023 WHICH AMENDED ORDINANCE NUMBER 22-296, PASSED BY YOUNGSTOWN CITY COUNCIL ON AUGUST 24, 2022. THE AMENDMENT BEING: TO **INCREASE THE NOT TO EXCEED COST** OF THE PROJECT FROM \$2,950,000.00 **TO \$5,150,000.00**; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

SECOND READING

ORD-23-432 AUTHORIZING AN AMENDMENT TO ORDINANCE NO. 10-386 TO EXTEND THE TERM OF THE TAX INCREMENT FINANCING FOR THE V & M STAR TIF FOR AN ADDITIONAL 30-YEARS PURSUANT TO OHIO REVISED CODE SECTION 5709.51; AUTHORIZING OTHER RELATED ACTIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40 (B), 5709.42, 5709.43, AND RELATED LAWS TO CAPTURE ADDITIONAL TAX INCREMENT FINANCING REVENUE TO FINANCE THE VARIOUS PUBLIC IMPROVEMENTS IDENTIFIED IN EXHIBIT B OF THE ORIGINAL TIF ORDINANCE; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE SECOND TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

SIGNED OUT OF COMMITTEE

ORD-23-371 CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT MCGUFFEY RD., PARCELS: 53-205-0-027.00.0, CITY LOT NUMBER 52857; 53-205-0-028.00.0, CITY LOT NUMBER 52858; 53-205-0-029.00.0, CITY LOT 52859; AND 53-205-0-

030.00.0, CITY LOT 52860, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO: MU-C (MIXED USE COMMUNITY); AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE SECOND TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-372 CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT GLENWOOD AVENUE, PARCELS: 53-129-0-048.00.0, CITY LOT NUMBER 23821; 53-129-0-049.00.0, CITY LOT NUMBER 23822; 53-129-0-050.00.0, CITY LOT NUMBER 23823; 53-129-0-051.00.0, CITY LOT NUMBER 23824; AND 53-129-0-052.00.0, CITY LOT NUMBER 23825, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO: RT-5.5 (ONE-AND-TWO FAMILY RESIDENTIAL); AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE SECOND TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

LATES

ORD-23-468 AUTHORIZING THE EXPENDITURE OF \$3,000.00 FROM THE FIFTH WARD DISCRETIONARY FUND TO BE USED TO SUPPORT EVOLVE INNOVATION CENTER'S 1ST ANNUAL HOLIDAY GIVEAWAY COMMUNITY EVENT TO PROVIDE ESSENTIAL RESOURCES, EDUCATIONAL MATERIALS AND FOOD TO MOTHERS AND CHILDREN; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE SECOND TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-469 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE AND MAKE PAYMENT TO DONALD A. DUDA CO., LPA IN THE AMOUNT OF \$110,936.74 TO SATISFY THE JUDGMENT ENTERED IN

MAHONING COUNTY COURT OF COMMON PLEAS, CASE NO. 2020 CV 1935, CARL A. ROSS, ET AL VS. THE CITY OF YOUNGSTOWN, OHIO, ET AL; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE SECOND TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

EXECUTIVE SESSION

COUNCILMAN RAY MOTIONED: TO MOVE INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS TO CONSIDER THE COMPENSATION OF A PUBLIC EMPLOYEE OR OFFICIAL.

COUNCILWOMAN TURNER ASKS TO INCLUDE CURRENT AND PENDING LITIGATION IN HIS MOTION. COUNCILMAN RAY OBJECTED SAYING THAT HE WAS NOT PRIVY TO THE SECOND TOPIC.

COUNCILMAN RAY RE-STATED HIS MOTION. COUNCILMAN OLIVER SECONDED. ROLL CALL TO ENTER EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS TO CONSIDER THE COMPENSATION OF A PUBLIC EMPLOYEE OR OFFICIAL. YEAS, 5. NAYS, 2.

COUNCILWOMAN TURNER MOTIONED TO MOVE INTO EXECUTIVE SESSION TO ALSO DISCUSS CURRENT AND PENDING LITIGATION. COUNCILWOMAN DAVIS SECONDED. ROLL CALL VOTE TO ENTER EXECUTIVE SESSION: YEAS, 4. NAYS, 3.

COUNCILMEMBERS ENTERED INTO EXECUTIVE SESSION AT 6:00 PM

REGULAR MEETING RESUMED AT 7:13 PM.

REMARKS

COUNCILMAN RAY NOTED THAT HE'D LIKE TO SEE A MEETING FOR COUNCIL AS A WHOLE BEFORE THE END OF THE YEAR TO GO OVER REORGANIZATION WITH THE NEW COUNCIL AND HOUSEKEEPING ITEMS TO MAKE SURE THEY ARE ALL ON THE SAME PAGE IN 2024.

COUNCILWOMAN TURNER ASKS FOR A POINT OF CLARITY SINCE THERE WILL BE A NEW COUNCILMEMBER COMING ON BOARD BUT WILL NOT ABLE TO TAKE PART IN A MEETING THAT AFFECTS HER.

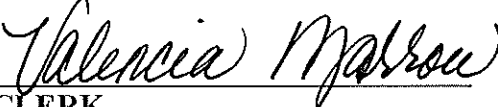
FINANCE DIRECTOR MIASEK REMINDED COUNCIL THAT HE NEEDS THEIR ATTENDANCE AT THE JANUARY 3 MEETING AS HE WILL HAVE THE RECONCILIATION BUDGET FOR THEM TO CONSIDER.

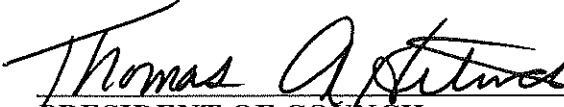
COUNCILWOMAN DAVIS MADE A MOTION TO ADJOURN.

COUNCILMAN OLIVER SECONDED.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, DECEMBER 20, 2023


CLERK


PRESIDENT OF COUNCIL