

CITY COUNCIL MEETING
WEDNESDAY, FEBRUARY 5, 2020

CITY COUNCIL CONVENED IN REGULAR SESSION AND WAS CALLED TO ORDER BY PRESIDENT DEMAINE KITCHEN. ON A CALL OF THE ROLL THE FOLLOWING MEMBERS RESPONDED TO THEIR NAMES: BASIA ADAMCZAK, ANITA DAVIS, JIMMY HUGHES, LAUREN MCNALLY, JULIUS OLIVER, MIKE RAY, SAMANTHA TURNER, AND DEMAINE KITCHEN, 8. COUNCIL SWORE ALLEGIANCE TO THE FLAG. THE MINUTES FROM JANUARY 15, 2020 WERE APPROVED.

COMMUNICATIONS

COM-20-19 BOARD OF CONTROL MEETING WAS HELD JANUARY 23, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-20 BOARD OF CONTROL MEETING WAS HELD FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-21 DESIGN REVIEW COMMITTEE MEETING WAS HELD FEBRUARY 4, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-22 MAYOR JAMAEEL TITO BROWN PRESS RELEASE RE: YOUNGSTOWN FIREFIGHTERS RESCUING TEEN FROM POND ON JANUARY 20, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-23 MAYOR JAMAEEL TITO BROWN PRESS RELEASE RE: TEMPORARY IMMEDIATE CLOSURE OF STATION 12 – TRANSFER OF TRUCK EFFECTIVE JANUARY 27, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-24 LAW DIRECTOR JEFF LIMBIAN MEMO TO MAYOR BROWN RE: TERRILL VIDALE'S CONTRACT. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-25 WATER DEPARTMENT COMMISSIONER HARRY JOHNSON LETTER RESPONDING TO LIBERTY TOWNSHIP ADMINISTRATOR MS. MARTHA WEIRICK'S INQUIRY ABOUT FIRE HYDRANT MAINTENANCE IN LIBERTY TOWNSHIP. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-26 MAHONING COUNTY COMMISSIONERS MEETING WAS HELD JANUARY 16, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

CITY COUNCIL MINUTES
WEDNESDAY, FEBRUARY 5, 2020

COM-20-27 MAHONING COUNTY COMMISSIONERS MEETING WAS HELD JANUARY 23, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-28 MAHONING COUNTY COMMISSIONERS MEETING WAS HELD JANUARY 30, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-29 THE MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD JANUARY 24, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-30 OHIO DIVISION OF LIQUOR NOTICE RE: TRFO: TO: GEORGE CINTRON DBA GEORGE'S CENTRAL INN, 2139 HUBBARD ROAD, YOUNGSTOWN, OH 44505, PERMIT # 1497544. FROM: HILDA M. SHAFFER, 2139 HUBBARD ROAD, YOUNGSTOWN, OH 44505. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-31 PARK & RECREATION DIRECTOR DAWN TURNAGE IS UNABLE TO ATTEND CITY COUNCIL MEETING ON FEBRUARY 5, 2020. WAS READ A CARRIED ND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-32 WILLIAM MAJZIK REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-33 LEILA SANGUINETTI REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-34 KENNETH SIMON REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-35 KENNETH DONALDSON REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-36 CHRISTIAN RINEHART REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

COM-20-37 RAY JAMINET REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-20-38 ARTIS GILLAM, SR. REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON FEBRUARY 5, 2020. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

** Arthur Daly addressed City Council on February 5, 2020. (President DeMaine Kitchen granted late addition to address Council).*

REMARKS

PRESIDENT KITCHEN asked if Councilman Oliver and Mayor Brown would like to respond to the previous speakers (COM-20-34 through COM-20-38) and including Arthur Daly, who spoke in opposition of the non-renewal of the contract of Terrill Vidale as Downtown Events Coordinator.

COUNCILMAN OLIVER STATED HE DIDN'T REMEMBER ALL OF THE QUESTIONS THAT WERE ASKED, BUT THAT THE DOWNTOWN EVENTS COORDINATOR CONTRACT WAS NOT RENEWED BECAUSE HE FAILED TO WORK WITHIN THE SCOPE OF HIS SERVICES: FROM THE REPORTS, TO BEING PRESENT AT EACH EVENT, YOU NAME IT. A COUNCILPERSON'S JOB IS TO REPRESENT THE VIEWS, THE WANTS AND NEEDS OF OUR CONSTITUENCY. HIS CONSTITUENCY CONSISTS OF BOTH DOWNTOWN BUSINESS STAKEHOLDERS AND MORE IMPORTANTLY RESIDENTS. HE HAD MULTIPLE CALLS FROM BOTH STAKEHOLDERS AND RESIDENTS IN DOWNTOWN, INCLUDING ELDERLY WOMEN WHO COULDN'T GET TO THEIR DOCTOR APPOINTMENTS ON TIME BECAUSE THEIR STREET WAS BLOCKED OFF FOR A BLOCK PARTY THEY HAD NO KNOWLEDGE ABOUT; AND OTHERS WHO COULDN'T GO TO WORK BECAUSE THEY DIDN'T KNOW HOW TO GET AROUND THE BARRICADES. DOWNTOWN STAKEHOLDERS COMPLAINED CONSTANTLY ABOUT EVENTS AND THE HANDLING OF EVENTS, SUCH AS CLEANLINESS, CLEANING UP, TAKING DOWN BARRICADES AND TRASH CANS AFTER EVENTS, AND PARKING LOTS GETTING TRASHED. HE HAD NUMEROUS MEETINGS WITH DOWNTOWN STAKEHOLDERS WHO CONSTANTLY COMPLAINED ABOUT MR. VIDALE'S SERVICE. NO ONE WANTED TO DAMAGE MR. VIDALE'S CAREER. IT IS SIMPLY MR. VIDALE DID NOT FULFILL HIS JOB DUTIES. THIS WASN'T TO SAVE MONEY, NO ONE WAS ANGRY THAT HE WAS MAKING \$41,000, THAT WAS NOT THE ISSUE. THE ISSUE WAS HE DID NOT PERFORM HIS DUTIES ACCORDING TO THE SCOPE OF SERVICES LAID OUT IN HIS CONTRACT, AND THERE WERE MULTIPLE COMPLAINTS.

THE CITY OF YOUNGSTOWN IS FACING MULTIPLE ISSUES FROM INFANT MORTALITY TO UNEMPLOYMENT, DRUG EPIDEMICS, TRIPLE HOMICIDES, A PLETHORA OF THINGS THAT ARE IMPORTANT TO THE COMMUNITY, AND THIS IS WHAT PASTORS MOBILIZE ABOUT? THERE ARE SO MANY PRESSING ISSUES IN THE

CITY, SUCH AS WHEN WE CALLED FOR PRAYER FOR THE TRIPLE HOMICIDE OF A FATHER, MOTHER AND THEIR BABY, NONE OF YOU CAME. WHAT IS EVERYONE GAINING FROM THIS POSITION? WHAT DID YOU LOSE FROM THIS PERSON NOT BEING IN THIS POSITION ANYMORE? BECAUSE THIS EVENTS COORDINATOR POSITION IS MORE IMPORTANT TO YOU THAN A TRIPLE HOMICIDE INVOLVING AN INFANT, HIS MOTHER AND FATHER. YOU DIDN'T ALL SHOW UP FOR THAT. BUT YOU ARE THE PEOPLE WHO THE CITIZENS ARE SUPPOSED TO LOOK UP TO WHEN IT COMES TO VOTING, AND YOU HAVE YOUR PRIORITIES MESSED UP.

MAYOR BROWN RESPONDED THAT HE THANKS EVERYONE FOR SHOWING UP TODAY, NO MATTER WHAT THE ISSUES ARE.

COUNCILWOMAN ADAMCZAK STATED THAT AS COUNCILMEMBERS THEY HAVE TO REPRESENT THEIR CONSITUENCY BASE AND THEIR NEEDS AND GRIEVANCES. FOR THE LAST TWO YEARS, THEY RECEIVED NUMEROUS CONCERNS WITH THE PERFORMACE OF MR. VIDALE. WE HAD PUBLIC COMMITTEE MEETINGS, OF WHICH THE AUDIENCE DID NOT COME TO, TO LISTEN TO CONCERNS AND WE GAVE MULTIPLE CHANCES FOR THINGS TO BE RECTIFIED AND THEY WERE NOT RECTIFIED. SHE ALSO NOTED THAT THEY DID NOT FIRE MR. VIDALE, HE WAS A CONTRACTOR. ALL COUNCIL DID WAS REVIEW THE CONTRACT, AND AT THE END OF THE CONTRACT CHOSE NOT TO RENEW HIM FOR ANOTHER CONTRACT. ALSO, REGARDING THE EVENTS, A MAJORITY, AT LEAST 90% HAVE BEEN EVENTS THAT HAVE BEEN GOING ON AND WE HAVE PARTNERED WITH VARIOUS ORGANIZATIONS. THERE HAS BEEN A LOT OF FOCUS ON THE CHRISTMAS PARADE AND TREE LIGHTING, IT IS IMPORTANT TO UNDERSTAND THAT PARTICULAR EVENT IS NOT A CITY OF YOUNGSTOWN EVENT, IT IS A CITYSCAPE EVENT, SO ACTUALLY NOT FAIR TO MAKE IT SEEM LIKE MR. VIDALE SOLELY MADE THAT A GREAT EVENT. THE CITY OF YOUNGSTOWN PARTNERS WITH CITYSCAPE, WE JUST WERE TASKED WITH DECIDING IT WAS BEST FOR THE CITY AND THE CONSTITUENTS TO NOT RENEW THE CONTRACT.

COUNCILWOMAN DAVIS NOTED THAT THIS WAS A NICE TURNOUT AND SHE HOPES EVERYONE COMES BACK AGAIN. WHEN SHE WAS ELECTED, SHE WAS TASKED TO BEST REPRESENT THE 6TH WARD COMMUNITY AND SHE HAS DONE THAT. SHE DOESN'T ANSWER TO ONE PERSON OR A CLIQUE OF PEOPLE, SHE ANSWERS TO ALL OF THE 6TH WARD AND THEY TRUST HER TO DO WHAT IS BEST FOR ALL THE PEOPLE OF HER WARD. IT WAS HER RESPONSIBILITY TO VOTE AND SHE VOTED NO. JUST LIKE PREVIOUS YEARS, THEY APPROVED HIS CONTRACT, AND IN A PREVIOUS YEAR THEY APPROVED A FLOAT LOAN OF \$350,000.00 TO MR. VIDALE, SO NO ONE IS AGAINST HIM. WE TOOK A LOT OF FLACK TO GIVE HIM THAT FLOAT LOAN AND TO GET HIMSELF ESTABLISHED. WITH HIS POSITION WITH 2DEEP IN HIS OFFICE, HE IS DOING A DECENT JOB FROM WHAT SHE IS TOLD. HOWEVER, AS THE DOWNTOWN EVENTS COORDINATOR SHE RECEIVED COMPLAINTS AND DID NOT RECEIVE COMPLIMENTS TOWARDS HIS WORK. IF SHE HAS TO MAKE A HARD DECISION AGAIN, SHE WILL NOT HESITATE, IF YOU DON'T LIKE IT YOU CAN VOTE HER OUT. SHE IS HERE TEMPORARILY, SHE WAS ONLY

HIRED TO DO THE JOB, AND IN FOUR YEARS MY CONTRACT WILL BE UP, AND AT THAT TIME PEOPLE CAN EITHER RENEW HER CONTRACT OR NOT. SHE HOPES THEY TAKE HER CONTRACT AND HER PERFORMANCE THE WAY SHE TOOK MR. VIDALE'S, WHICH IS LOOKING AT THE TOTALITY OF HER WORK AND NOT ONE ACTION. IF YOU WANT TO JUDGE BY ONE ACTION, THEN SHAME ON YOU.

COUNCILMAN HUGHES NOTED THAT HE DID WANT MORE INFORMATION BEFORE THE VOTE, BUT AT THE PREVIOUS (FINANCE) MEETING TIME RAN OUT. ONE OF THE SPEAKERS SAID HE WAS INFLUENCED BY THE OTHER COUNCILMEN AND THAT HE SHOULD HAVE ABSTAINED. BUT IT WAS HIS UNDERSTANDING AND HE WAS TOLD THAT ABSTENTION WAS NOT AN OPTION. HE VOTED NO BECAUSE THAT WAS THE ONLY OPTION HE HAD, NO OR YES.

PRESIDENT KITCHEN RESPONDED THAT YOU ALWAYS HAVE THE OPTION TO ABSTAIN.

COUNCILWOMAN TURNER STATED SHE IS THE PRESIDENT OF FIRST NIGHT YOUNGSTOWN (FNY) AND SHE DID TWO EVENTS WITH MR. VIDALE AND DID NOT HAVE GREAT EXPERIENCES. SHE HAS ALSO WORKED AND PARTNERED WITH A LOT OF EVENTS THAT HAPPEN DOWNTOWN AND WITH THE STAKEHOLDERS IN THE COMMUNITY, AND SHE DID A COMPLETE FACT CHECK WITH ALL OF THOSE. SHE SPOKE WITH MR. VIDALE AND GAVE HIM OPTIONS TO HAVE HIS BOSS, THE MAYOR, COME TO SPEAK WITH THEM TO WORK THROUGH ISSUES, AND THAT DID NOT HAPPEN. SHE SPOKE WITH OTHER COUNCILMEMBERS TO SEE WHAT ELSE THEY COULD DO AND WAS INFORMED THAT THEY HAD ADDRESSED IT AT COMMITTEE MEETINGS AND BROUGHT ISSUES TO THE TABLE, BUT THEY WEREN'T ADDRESSED PROPERLY. IN HER OWN EXPERIENCE AND AFTER SHE CONDUCTED HER OWN INVESTIGATION, SHE MADE THE PROPER CHOICE FOR HER COMMUNITY.

**PRESIDENT KITCHEN CONTINUED ON WITH THE BUSINESS AT HAND.*

REPORTS

REP-20-01 FINANCE COMMITTEE SIGNED OUT ORD-20-25 ENTITLED: **AMENDING SECTION 1 OF ORDINANCE NO. 19-47**, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 20, 2019, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN. **THE AMENDMENT BEING: TO CREATE THE FOLLOWING POSITION WITHIN THE DIVISION OF WASTEWATER, DEPARTMENT OF PUBLIC WORKS: DIRECTOR OF WASTEWATER.** WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-20-02 CPED COMMITTEE SIGNED OUT ORD-19-299 ENTITLED: CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT ZEDAKER STREET, CITY LOT NUMBER 35854, 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-20-03 CPED COMMITTEE SIGNED OUT ORD-19-316 ENTITLED: CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 54 MILTON AVENUE, CITY LOT NUMBER 17742, 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

REP-20-04 CPED COMMITTEE SIGNED OUT ORD-19-317 ENTITLED: CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 953 WINONA DRIVE, CITY LOT NUMBER 34517, CURRENTLY ZONED, RS-12, (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

REP-20-05 CPED COMMITTEE SIGNED OUT ORD-19-318 ENTITLED: CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT E. WOODLAND AVENUE, CITY LOT NUMBERS 1667 AND 1668, CURRENTLY ZONED, MU-C (MIXED USE-COMMUNITY) TO RS-7.2, (SINGLE FAMILY RESIDENTIAL). WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

ORDINANCES

ORD-20-28 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 \$279,573.59 FOR EMERGENCY REPAIRS TO MARSHALL STREET PUMP STATION. 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-20-29 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO ALL NECESSARY PROFESSIONAL SERVICE AGREEMENTS TO PROVIDE CONSTRUCTION INSPECTION AND TESTING SERVICES FOR 2020 PAVING OPERATIONS. COST WILL NOT EXCEED \$70,000.00; 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-20-30 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A FINAL CONSTRUCTION AGREEMENT WITH THE STATE OF OHIO, DIRECTOR OF TRANSPORTATION FOR ODOT PROJECT MAH-US422/SR289/289D: PID 96556. CITY OF YOUNGSTOWN'S SHARE WILL BE \$363,228.00; 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-20-31 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO FILE NECESSARY APPLICATIONS AND ENTER INTO A GRANT AGREEMENT WITH THE OHIO PUBLIC WORKS COMMISSION TO PROVIDE EMERGENCY PROGRAM FUNDING FOR THE EMERGENCY REPAIR TO THE MARSHALL STREET PUMP STATION IN THE AMOUNT OF \$241,720.00; 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-20-32 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE A BLANKET PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$30,000.00 FOR THE 2020 CALENDAR YEAR TO LIBERTY TIRE RECYCLING; 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-20-33 INCREASING APPROPRIATIONS BY \$5,000.00 FOR AN IN-KIND CONTRIBUTION FROM MARATHON FOR THE FIRE DEPARTMENT IN FUND 2201.14.202_5703 FIRE UNIFORM, MISCELLANEOUS TO PURCHASE FOUR 4-GAS METERS; 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-20-34 APPROPRIATING \$5,148.00 INTO THE COURT'S COMPUTERIZATION FUND 4002.30_5107, OPERATING SERVICES TO PAY SERVICE EXPRESS, INC. FOR COMPUTER HARDWARE MAINTENANCE; 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-20-35 AMENDING SECTION 1 OF ORDINANCE 07-210, PASSED BY CITY COUNCIL ON SEPTEMBER 5, 2007, WHICH AMENDED ORDINANCE NO. 84-302 AND ORDINANCE NO. 91-354, AND ESTABLISHED 2 HOUR METER PARKING ON SYMPHONY PLACE (FORMERLY KNOWN AS CHESTNUT STREET) FROM COMMERCE STREET TO FEDERAL PLAZA WEST. THE AMENDMENT BEING: TO CHANGE TIME LIMITS AND RATES PER HOUR AND INCREASE THE NUMBER OF METERS AS INDICATED HEREIN; 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-20-36 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 1601 OAK STREET, CITY LOT NUMBER 10784 CURRENTLY ZONED RT-5.5, ONE AND TWO 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 FIRST TIME AND UPON MOTION OF MR. RAY WAS **MOVED TO THE PLANNING COMMISSION.**

SIGNED OUT OF COMMITTEE

ORD-20-25 AMENDING SECTION 1 OF ORDINANCE NO. 19-47, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 20, 2019, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN. **THE AMENDMENT BEING: TO CREATE THE FOLLOWING POSITION WITHIN THE DIVISION OF WASTEWATER, DEPARTMENT OF PUBLIC WORKS: DIRECTOR OF WASTEWATER;** 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, 6. NAYS, 1.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 4. NAYS, 3.

ORD-19-299 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT ZEDAKER STREET, CITY LOT NUMBER 35854, 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 WAS **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-19-316 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 54 MILTON AVENUE, CITY LOT NUMBER 17742, 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 WAS **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-19-317 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 953 WINONA DRIVE, CITY LOT NUMBER 34517, CURRENTLY ZONED, RS-12, (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 WAS **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-19-318 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT E. WOODLAND AVENUE, CITY LOT NUMBERS 1667 AND 1668, CURRENTLY ZONED, MU-C (MIXED USE-COMMUNITY) TO RS-7.2, (SINGLE 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, 6. NAYS, NONE. ABSTENTION, 1 (OLIVER).

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND WAS PASSED BY A VOTE OF YEAS, 6. NAYS, NONE. ABSTENTION, 1 (OLIVER).

REMARKS

COUNCILWOMAN DAVIS STATED SHE HAD A LETTER THAT ATTORNEY LIMBIAN PREPARED REGARDING TERRILL VIDALE DATED FEBRUARY 3, 2020. SHE ASKED IF THE MAYOR DIRECTED HIM TO CONDUCT THE REVIEW?

ATTORNEY LIMBIAN ANSWERED AFFIRMATIVELY.

COUNCILWOMAN DAVIS ASKED IF WHEN HE CONDUCTED THE REVIEW, HE FOUND NO CONFLICT OF INTEREST?

ATTORNEY LIMBIAN ANSWERED CORRECT.

COUNCILWOMAN DAVIS ASKED IF ANY QUESTIONS WERE ASKED OF CITY COUNCIL AND WHERE THEY MIGHT HAVE SEEN A CONFLICT?

ATTORNEY LIMBIAN ANSWERED NO, BECAUSE CONFLICT IS A MATTER OF LAW AND NOT A MATTER OF OPINION.

COUNCILWOMAN DAVIS ASKED WHOSE INTEREST DOES THE LETTER SERVE?

ATTORNEY LIMBIAN ANSWERED THE CITY'S.

COUNCILWOMAN DAVIS ASKED IN WHAT REGARD?

ATTORNEY LIMBIAN ANSWERED BECAUSE IT IS THE RIGHT THING BASED ON THE LAW.

COUNCILWOMAN DAVIS ASKED IF IT WAS THE LAW AS HE SAW IT?

ATTORNEY LIMBIAN ANSWERED YES, AS HE IS THE ONLY LAWYER WHO REVIEWED IT.

COUNCILWOMAN DAVIS ASKED IF HE IS THE ATTORNEY FOR CITY COUNCIL AND THE MAYOR?

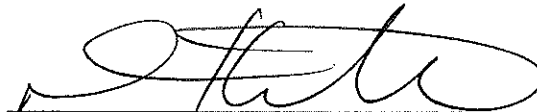
ATTORNEY LIMBIAN ANSWERED YES.

COUNCILWOMAN DAVIS ASKED IF THERE HAD EVER BEEN TWO ISSUES BROUGHT BEFORE HIM BETWEEN THE MAYOR AND COUNCIL, AND HAD HE EVER SIDED WITH CITY COUNCIL? SHE ASKED SPECIFICALLY IN REGARD TO EXECUTIVE SESSION.

ATTORNEY LIMBIAN ANSWERED THAT HE WILL NOT RESPOND ABOUT AN EXECUTIVE SESSION ISSUE PUBLICLY.

APPROVED: WEDNESDAY, FEBRUARY 19, 2020


CLERK


PRESIDENT OF COUNCIL