

CITY COUNCIL MEETING
WEDNESDAY, MAY 16, 2018

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, LAUREN MCNALLY, JULIUS OLIVER, NATE PINKARD, MIKE RAY, TJ RODGERS, AND DEMAINE KITCHEN, 8. COUNCIL SWORE ALLEGIANCE TO THE FLAG. THE MINUTES FROM MAY 2, 2018 WERE APPROVED.

COMMUNICATIONS

COM-18-93 BOARD OF CONTROL MEETING WAS HELD MAY 10, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-94 PLANNING COMMISSION MEETING WAS HELD MAY 15, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-95 MAYOR JAMAE L TITO BROWN MEMO: YOUNGSTOWN MUNICIPAL COURT JUDGES' JOURNAL ENTRIES REGARDING SETTING BUSINESS HOURS FOR THE YOUNGSTOWN ANNEX BUILDING AND REQUIRING THE CLERK OF COURTS' OFFICES AND STAFF TO BE LOCATED IN SAID BUILDING. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-96 MAYOR JAMAE L TITO BROWN MEMO: MAYOR HOSTING FIVE-YEAR ECONOMIC FORECAST INFORMATIONAL MEETING MONDAY, MAY 14, 2018 AT 5:00 P.M. IN THE YSU COMMUNITY ROOM, COVELLI CENTRE. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-97 MAHONING COUNTY COMMISSIONERS' BOARD MEETING WAS HELD MAY 2, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-98 MAHONING COUNTY COMMISSIONERS' BOARD MEETING WAS HELD MAY 10, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-99 PENNY WELLS REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON MAY 16, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-100 JEFF GREEN REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON MAY 16, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-101 SHAUNA SCOTT REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON MAY 16, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-18-102 DIONNE DOWDY REQUESTS PERMISSION TO ADDRESS CITY COUNCIL ON MAY 16, 2018. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

RESOLUTIONS

RES-18-09 HONORING AND CONGRATULATING THE FREE POLISH KRAKUSY SOCIETY ON THE OCCASION OF THEIR 115TH ANNIVERSARY. WAS READ THE FIRST TIME AND UPON MOTION OF MR. PINKARD THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

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

RES-18-10 CONGRATULATING PHILLIPS CHAPEL (C.M.E.) CHRISTIAN METHODIST EPISCOPAL CHURCH ON THEIR 100TH YEAR ANNIVERSARY. WAS READ THE FIRST TIME AND UPON MOTION OF MR. PINKARD THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

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

ORDINANCES

ORD-18-104 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A LEASING AGREEMENT FOR 5 YEARS TO ACQUIRE TWO (2) NEW SNOWPLOW TRUCKS. ANNUAL COST OF THE LEASE WILL NOT EXCEED \$60,000.00; 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. PINKARD 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-18-105 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 MAINTENANCE AGREEMENT ON THE SHOT SPOTTER GUNSHOT LOCATION AND DETECTION SYSTEM. FURTHER, AUTHORIZING THE BOARD OF CONTROL TO EXECUTE ALL REQUIRED CONTRACTS AND AGREEMENTS NECESSARY TO FINALIZE THE MAINTENANCE AGREEMENT; 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. PINKARD 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-18-106 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 TO EXPEND AN AMOUNT UP TO \$350,000.00 TO PROVIDE FOR THE EMERGENCY PAYMENT OF SOLID WASTE DISPOSAL FEES; 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. PINKARD 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-18-107 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A NEW 3-YEAR AGREEMENT BETWEEN THE CITY OF YOUNGSTOWN AND TYLER TECHNOLOGIES FOR LOGOS.NET SOFTWARE. COVERAGE WILL BE RETROACTIVE TO APRIL 1, 2018 AND EXPIRE ON MARCH 31, 2021; 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. PINKARD WAS AMENDED TO INCLUDE: **TOTAL CONTRACT NOT TO EXCEED \$300,000.00.** 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-18-108 APPROPRIATING \$15,000.00 TO FUND 2103.30_5108, THE LAW ENFORCEMENT OPERATING SUPPLIES FUND. THESE FUNDS WILL BE USED FOR POLICE SUPPLY AND EQUIPMENT PURCHASES FOR THE DETECTIVE ROOM IN THE MUNICIPAL COURT'S NEW FACILITIES AT 9 W. FRONT 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. PINKARD 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-18-109 APPROPRIATING AND DISBURSING \$288,985.00 IN THE COMMUNITY DEVELOPMENT AGENCY'S FORTY-FOURTH (44TH) YEAR (JULY 1, 2018 – JUNE 30, 2019) EMERGENCY SOLUTIONS GRANT (ESG) ENTITLEMENT PER THE ATTACHED EXHIBIT "A"; 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. PINKARD WAS **MOVED TO A SECOND READING.**

ORD-18-110 APPROPRIATING AND DISBURSING \$658,004.00 IN THE COMMUNITY DEVELOPMENT FORTY-FOURTH (44TH) YEAR (JULY 1, 2018 – JUNE 30, 2019) HOME INVESTMENT PARTNERSHIP (HOME) ENTITLEMENT PER THE ATTACHED EXHIBIT "A"; 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. PINKARD WAS **MOVED TO A SECOND READING.**

ORD-18-111 APPROPRIATING AND DISBURSING \$3,511,342.00 IN THE COMMUNITY DEVELOPMENT FORTY-FOURTH (44TH) YEAR (JULY 1, 2018 – JUNE 30, 2019) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ENTITLEMENT PER THE ATTACHED EXHIBIT "A"; 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. PINKARD WAS **MOVED TO A SECOND READING.**

ORD-18-112 AUTHORIZING THE ACCEPTANCE OF FUNDS FROM AN OHIO EPA LITTER MANAGEMENT GRANT FOR TIRE CLEAN-UP AND ILLEGAL DUMPING PREVENTION PROGRAMS. A TOTAL OF \$40,225.00 WAS AWARDED; 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. PINKARD 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-18-113 AUTHORIZING THE DIRECTOR OF FINANCE TO DECLARE SURPLUS MISCELLANEOUS CITY OWNED PROPERTY LOCATED WITHIN THE COMMERCIAL STRUCTURE AT 1005 BELMONT 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. PINKARD 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-18-114 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR A KENMORE BLOCK PARTY; 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. PINKARD 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-18-115 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR THE BUCKEYE ELKS SUMMER YOUTH PROGRAM; 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. PINKARD 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-18-116 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR THE BOYS AND GIRLS CLUB BACKYARD CLEAN-UP; 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. PINKARD 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-18-117 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR THE ANDREWS AVENUE BUSINESS ASSOCIATION NEIGHBORHOOD CLEAN-UP; 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. PINKARD 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-18-118 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO FOUR SQUARE BLOCK WATCH FOR A MAY 5TH CLEAN-UP; 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. PINKARD 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-18-119 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR THE CITYSCAPE ANNUAL PLANTING DAY; 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. PINKARD 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-18-120 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$400.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES FOR THE DOWN THE HILL REUNION; 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. PINKARD 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-18-121 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE SECOND WARD DISCRETIONARY FUND 1001.01.002_5107, OPERATING SERVICES TO SUPPORT A YOUTH SUMMER CAMP PROGRAM; 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. PINKARD 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-18-122 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 TO **CREATE THE FOLLOWING POSITION: POSITION NO. 5063-7000, HYDRANT SERVICE AND REPAIRMAN**; 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. PINKARD 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-18-123 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 TO **AMEND THE JOB TITLE OF THE FOLLOWING: POSITION NO. 5001-2500, ANALYST/ PROGRAMMER I TO AMI SYSTEM ANALYST**; 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. PINKARD 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-18-124 TO REVISE THE YOUNGSTOWN CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES: PART FIVE – GENERAL OFFENSES CODE: 521.08, 546.13(D), 548.01 AND CHAPTER 511; 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. PINKARD 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 READINGS

ORD-18-66 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED ON BROADWAY AVENUE, CITY LOT NUMBER 9881 SEC PT AND 3120, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO RM-1.0 (MULTI-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. PINKARD WAS MOVED TO THE PLANNING COMMITTEE.

ORD-18-103 REMOVING A SPECIAL ASSESSMENT IN ACCORDANCE WITH ORD-15-284 OR ORD-16-278, FOR COSTS ASSOCIATED WITH THE DEMOLITION, GRASS CUTTING, OR BOARDING UP ASSESSED BY THE CITY OF YOUNGSTOWN FOR THE PROPERTIES & AMOUNTS LISTED IN EXHIBIT “A”; 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. PINKARD 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-18-125 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO SUPPORT THE UPCOMING 2018 MAHONING RIVERFEST EVENT; 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. PINKARD 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-18-126 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO BE USED TO SUPPORT THE ANNUAL UNITY IN THE COMMUNITY PARADE; 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. PINKARD 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-18-127 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$500.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO NORTHEAST HOMEOWNERS & CONCERNED CITIZENS ASSOCIATION TO BE USED TO DEFRAY THE COST FOR SUMMER YOUTH PROGRAMMING; 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. PINKARD 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-18-128 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$500.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO BE USED FOR THE FABRICATION AND INSTALLATION OF A NEIGHBORHOOD SIGN AT EDWARDS AND MERCER STREETS; 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. PINKARD 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-18-129 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$200.00 FROM THE SEVENTH WARD DISCRETIONARY FUND 1001.01.007_5107, OPERATING SERVICES TO BE USED TO DEFRAY THE COST OF THE UPCOMING MENTORING WORKSHOP AND 5K RUN BEING HELD AT THE BOYS AND GIRLS CLUB OF YOUNGSTOWN; 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. PINKARD 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-18-130 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$1,000.00 FROM THE SEVENTH WARD DISCRETIONARY FUND 1001.01.007_5107, OPERATING SERVICES TO SUPPORT VARIOUS NEIGHBORHOOD ORGANIZATIONS TO DEFRAY THEIR ADMINISTRATIVE COSTS; 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. PINKARD 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-18-131 AUTHORIZING THE STREET NAME CHANGE OF ELLA AVENUE IN THE SECOND WARD TO BE OFFICIALLY CHANGED TO GOLDEN BEAR 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. PINKARD 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.

ADDITIONAL REMARKS:

COUNCILWOMAN ADAMCZAK INQUIRED ABOUT THE DOWNTOWN EVENTS COORDINATOR POSITION LISTED ON THE MASTER SALARY WHICH HAD RECENTLY BECOME AN APPOINTMENT WITH A PROFESSIONAL SERVICE AGREEMENT.

MAYOR BROWN ANSWERED THAT THIS WAS A DIRECT APPOINTMENT FROM HIS OFFICE, AND HE SAW IT AS A PRUDENT OPPORTUNITY TO REDUCE COSTS.

COUNCILWOMAN ADAMCZAK ASKED IF THAT SCENARIO HAS EVER BEEN DONE BEFORE IN SHIFTING A CITY POSITION TO A SERVICE CONTRACT, AND WHAT WAS THE LEGALITY OF IT SINCE IT WAS NOT DONE VIA ORDINANCE.

MR. MIASEK ANSWERED THAT IN THE PAST, THE CODE ENFORCEMENT POSITION WAS A CONTRACT POSITION, BUT WAS LATER REQUESTED OF COUNCIL TO BRING IT IN-HOUSE AND MAKE IT PART OF THE MASTER SALARY ORDINANCE. IN THIS INSTANCE, THE MAYOR IS CHOOSING TO SAVE FUNDING BY MOVING THE DOWNTOWN EVENTS POSITION TO A PROFESSIONAL SERVICE CONTRACT FOR THE REMAINDER OF 2018, AND IN DOING THAT WE WILL NOT BE PROVIDING MEDICAL NOR BENEFITS SO HENCE A SAVINGS.

COUNCILWOMAN ADAMCZAK ASKED FOR FURTHER CLARIFICATION AND THE TERMS OF THE CONTRACT.

MAYOR BROWN RESPONDED THAT THE TERMS OF THE CONTRACT COULD BE SEEN IN THE LAW DEPARTMENT. THIS IS A SERVICE BEING DELIVERED TO THE CITY OF YOUNGSTOWN BY MR. TERRELL VIDALE WHO WILL BILL US MONTHLY. HE FEELS HE WILL GET THE MOST BANG FOR THE BUCK. HE NOTED COUNCIL COULD CALL HIS OFFICE ABOUT QUESTIONS. MAYOR STATED IT IS WELL WITHIN OUR BOARD OF CONTROL THRESHOLD.

COUNCILWOMAN ADAMCZAK ASKED FOR THE LEGAL PROCESS IF THERE WAS A DESIRE TO DO THE SAME WITH ANOTHER POSITION.

MAYOR BROWN STATED THIS IS NOT A CIVIL SERVICE POSITION, THIS IS A POSITION WHICH IS APPOINTED BY THE MAYOR. THE MAYOR HAS THE PURVIEW TO PUT WHOMEVER HE WANTS IN THE POSITION. THE POSITION WILL REMAIN ON THE MASTER SALARY. THE POSITION WILL BE PAID OUT OF PROFESSIONAL SERVICES LINE ITEM.

COUNCILWOMAN DAVIS ASKED FOR THE DOLLAR SAVINGS.

MR. MIASEK THE \$42,000 JOB WILL BE DIVIDED OVER THE COURSE OF 12 MONTHS AND PRO-RATED. SAVINGS WILL INCLUDE 24% PENSION, 1.45% MEDICARE COSTS,

NO MEDICAL INSURANCE AND NO FRINGE, SO SAVINGS OF AT LEAST \$30,000.00. CONTRACT IS THROUGH REMAINDER OF 2018.

COUNCILWOMAN DAVIS ASKED WHAT THE DOLLAR SAVINGS ARE.

MR. MIASEK STATED THAT UNDER THE AGREEMENT THEY WILL BE PAYING ABOUT \$3,500 PER MONTH AND THE MONTH OF MAY WILL BE PRO-RATED.

COUNCILWOMAN MCNALLY REQUESTED A COPY OF THE CONTRACT. SHE ALSO KNOWS WE HAVE OTHER CONTRACTS WITH THIS COMPANY IN VARIOUS ASPECTS AND HAS A CONCERN WITH A CONFLICT OF INTEREST.

MR. LIMBIAN NOTED THAT THE CONFLICT ISSUE IS SOMETHING THEY LOOKED VERY CLOSELY AT AND THAT IS WHY THEY ARE TINKERING WITH THE LANGUAGE TO MAKE SURE THEY ARE DOING IT CORRECTLY. HE UNDERSTANDS THAT THIS GENTLEMAN HAS AT LEAST ONE OTHER CONTRACT PENDING, AND HE WANTS TO BE SURE THAT MR. VIDALE'S OTHER BUSINESS HAS NO IMPACT ON THE CITY.

MAYOR BROWN ADDED THAT THIS CONTRACT IS NO DIFFERENT THAN THE ONE WITH JAC MANAGEMENT AND THE COVELLI CENTRE. THEY ARE TAKING PRECAUTIONS TO MAKE SURE THERE ARE NO CONFLICTS OF INTEREST.

COUNCILWOMAN MCNALLY RESPONDED THAT IT SOUNDS LIKE THE CONTRACT IS NOT YET FINALIZED AS THERE IS STILL SOME TINKERING WITH THE LANGUAGE, BUT HE HAS A FLOAT LOAN WITH THE CITY.

ATTORNEY LIMBIAN SAID THE FRAMEWORK OF THE CONTRACT IS COMPLETED BUT HE IS DOING LEGAL RESEARCH TO FLUSH OUT ANY CONFLICTS AND TO DATE HE HAS NOT FOUND ANYTHING THAT SUGGESTS THAT.

COUNCILWOMAN ADAMCZAK ASKED IF THIS CONTRACT INCLUDED A CITY CELL PHONE AND OFFICE SPACE, OR AS A CONTRACTOR IS HE LEASING SPACE FROM US.

MAYOR BROWN ADVISED THAT THE SCENARIO IS THE SAME AS HOW ERIC RYAN DOES BUSINESS FROM THE COVELLI SPACE. WHEN MR. VIDALE IS AT 20 FEDERAL PLACE, HE WILL BE DOING CITY BUSINESS.

COUNCILMAN OLIVER STATED TO BE ABLE TO ANSWER QUESTIONS FROM HIS CONSTITUENTS, HE HOPES DISCUSSIONS COULD TAKE PLACE AHEAD OF TIME TO AVOID ANY CONFUSION.

MAYOR BROWN NOTED HE IS OPEN AND TRANSPARENT, BUT THIS IS A MAYORAL APPOINTMENT AND IT IS THE MOST COST EFFECTIVE FOR OUR CITIZENS AND BUDGET.

COUNCILMAN RAY NOTED HE WOULD LIKE TO HAVE A BUILDING AND GROUNDS COMMITTEE MEETING TO DISCUSS GRASS CUTTING.

COUNCILWOMAN DAVIS ASKED FOR AN UPDATE ON THE RESTRUCTURING OF THE LAW DEPARTMENT, AND WHAT ROLE ATTORNEY FEHR WILL HAVE.

ATTORNEY LIMBIAN ANSWERED THAT MR. FEHR WILL BE A COMBINED POSITON WORKING ON BOTH CIVIL AND CRIMINAL SIDE. HE IS NOT REPLACING AN INDIVIDUAL, HE WILL BE COVERING THE DUTIES OF REBECCA GERSON AND ANTHONY DONOFRIO.

COUNCILWOMAN MCNALLY REQUESTED A CONTACT FOR GRASS CUTTING AS THE ISSUE IS BAD NOW AND SHE CANNOT WAIT FOR A COMMITTEE MEETING.

MR. FLINN NOTED THE GRASS CUTTING NUMBER IN THE STREET DEPARTMENT.

COUNCILWOMAN MCNALLY QUESTIONED THE PLANNING COMMISSION MEETING NOT TAKING PLACE.

COUNCILWOMAN ADAMCZAK ASKED WHY THE CLERK OF COUNCIL HAD BEEN REMOVED FROM THE DEPARTMENT HEAD E-MAIL LIST, AS COUNCIL NEEDS TO BE KEPT INFORMED.

MS. MARROW NOTED THAT SHE REALIZED SHE WAS REMOVED FROM THE DEPARTMENT HEAD DISTRIBUTION LIST.

MAYOR BROWN ANSWERED THAT WAS NOT INTENTIONAL, AND HE WILL FOLLOW UP TO FIND OUT WHAT HAPPENED.

COUNCILWOMAN DAVIS ASKED FOR UPDATE ON CITY ANNEX HOURS.

ATTORNEY LIMBIAN ANSWERED THAT HE SPOKE TO THE HEAD OF SECURITY AT THE OHIO SUPREME COURT, AND HE AGREED WITH WHAT JUDGE KOBLY AND JUDGE BALDWIN ARE MANDATING. HE IS SUPPOSED TO RECEIVE A CALL FROM DISPUTE RESOLUTION WITH THE OHIO SUPREME COURT AND THE SUGGESTION IS IF IT CANNOT BE RESOLVED HERE IN YOUNGSTOWN THEN THEY WOULD BE AVAILABLE TO SEE IF THERE IS A MIDDLE GROUND. IT WAS A SECURITY PERSON, NOT A LAWYER, BUT IN READING THE RULES OF SUPERINTENCE, HE AGREED THAT ONCE A SPACE IS DETERMINED TO BE A COURT FACILITY, THEN IT IS THE COURTS (I.E. THE JUDGES) RESPONSIBILITY TO DO WHAT IS NECESSARY FOR SECURITY PURPOSES.

COUNCILWOMAN DAVIS WOULD LIKE A RULING FROM AN ATTORNEY NOT A SECURITY GUARD.

MAYOR BROWN STATED THEY WILL DO THAT AND THEY HAVE ATTORNEY OCCASIO WORKING ON IT.

COUNCILWOMAN DAVIS DOES NOT WANT TO SEE THE CITY CHARTER SUBSERVIENT TO THE WILL OR WHIM OF THE COURT.

COUNCILWOMAN MCNALLY REITERATED THAT A WELL-INFORMED COUNCIL IS A COOPERATIVE COUNCIL AND WOULD LIKE COMMUNICATION TO NOT BREAK DOWN.

ATTORNEY LIMBIAN NOTED THAT COUNCIL'S ACTIONS DO NOT INDICATE OPEN COMMUNICATION.

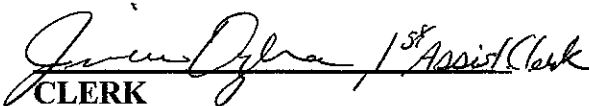
MAYOR BROWN ECHOED ATTORNEY LIMBIAN'S SENTIMENT AND NOTED HE IS OPEN AND WANTS TO WORK WITH COUNCIL. HE IS OPEN BETWEEN 8:00 AND 9:30 AM HE IS IN HIS OFFICE AND OPEN TO TALK.

COUNCILWOMAN MCNALLY NOTED SHE HAS TRIED COMMUNICATING, AND EVEN ASKED TWO WEEKS AGO FOR THE GRASS CUTTING PLAN AND DID NOT GET A RESPONSE.

COUNCIL PRESIDENT KITCHEN SUGGESTED THAT THEY COULD CONTACT EACH OTHER FOR FUTURE DISCUSSION.

UPON MOTION COUNCIL ADJOURNED.

APPROVED: WEDNESDAY, JUNE 6, 2018


CLERK


PRESIDENT OF COUNCIL