

CITY COUNCIL MEETING
WEDNESDAY, JUNE 1, 2022

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, LAUREN MCNALLY, JULIUS OLIVER, MIKE RAY, SAMANTHA TURNER, AND TOM HETRICK, 8. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-22-100 BOARD OF CONTROL MEETING WAS HELD MAY 19, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-101 MAYOR BROWN PRESS RELEASE RE: APPOINTMENT OF MELANIE CLARK-PENELLA AS THE DOWNTOWN EVENTS COORDINATOR. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-102 FINANCE DIRECTOR KYLE MIASEK DECLARATION OF SURPLUS PROPERTY: CITY LOT NO. 11345, PP# 53-051-0-034.00-0, 0.0133 ACRES AND CITY LOT NO. 11346, PP# 53-051-0-036.00-0, 0.1065 ACRES @ 1725 MARKET STREET. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-103 FINANCE DIRECTOR KYLE MIASEK DECLARATION OF SURPLUS PROPERTY: CITY LOT NO. 396, PP# 53-136-0-067.00-0, 0.6015 ACRES AND CITY LOT NO. 1423, PP# 53-136-0-068.00-0, 0.1655 ACRES @ VOLNEY ROAD. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-104 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD MAY 19, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-105 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD MAY 26, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-106 MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD MAY 25, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-107 MAYOR BROWN IS UNABLE TO ATTEND CITY COUNCIL MEETING ON JUNE 1, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-108 LENA ESMAIL REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON JUNE 1, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-109 ANITA DINTINO REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON JUNE 1, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-22-110 JANE MACMURCHY REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON JUNE 1, 2022. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

RESOLUTIONS

RES-22-07 HONORING PEACE OFFICERS 2022 NATIONAL POLICE WEEK AND NATIONAL PEACE OFFICERS' MEMORIAL DAY. 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 RESOLUTION WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

RES-22-08 HONORING DEACON AZOR J. PHELPS, SR. ON THE OCCASION OF HIS 90TH BIRTHDAY CELEBRATION ON SUNDAY, JUNE 5, 2022. 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 RESOLUTION WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORDINANCES

ORD-22-187 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO MONTROSE FORD, LLC, IN THE AMOUNT OF \$29,548.00, FOR A 2022 FORD 4WD EXPLORER FROM OHIO DAS STATE CONTRACT #CTR0006947 FOR THE STREET DEPARTMENT; 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-22-188 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 GARDINER IN THE AMOUNT OF \$116,200.00 FOR HVAC BUILDING AUTOMATION UPGRADES AT CITY-OWNED 20 FEDERAL PLACE; 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-22-189 AMENDING SECTION 1 OF ORDINANCE NO. 22-83, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 16, 2022, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO ASSIGN SPECIFIC INFORMATION; AND DECREASE THE CURRENT HOURLY/ANNUAL WAGE OF THE GENERAL FOREMAN, POSITION NO. 2001-4680 IN THE DEPARTMENT OF PUBLIC WORKS/STREET DEPARTMENT: FROM THE HOURLY WAGE OF \$34.2178 AND ANNUAL WAGE OF \$71,173.02 TO THE **HOURLY WAGE OF \$29.2225 AND ANNUAL WAGE OF \$60,782.78**; 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 FINANCE COMMITTEE**.

ORD-22-190 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED TO SUPPORT THE FAIRMONT YOUTH GARDEN EDUCATION AND GARDENING PROJECT; 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-22-191 AUTHORIZING THE EXPENDITURE OF \$1,332.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED FOR FY 2022 RENTAL OF THE MULTI-PURPOSE ROOM AT THE JEWISH COMMUNITY CENTER, WHICH WILL COVER ALL THIRD WARD COMMUNITY MEETINGS HELD THERE; 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-22-192 AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$700.00 FROM THE THIRD WARD DISCRETIONARY FUND 1001.01.003_5107, OPERATING SERVICES, TO 2903.30_5108, OPERATING SUPPLIES, YCHD LITTER CONTROL, TO SUPPORT THE ANNUAL CITY-WIDE CALENDAR CONTEST; 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-22-193 AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND 1001.01.003_5107, OPERATING SERVICES, TO 2400.07.200_5108, OPERATING SUPPLIES, YOUNGSTOWN CITY HEALTH DISTRICT, TO SUPPORT PURCHASING MATERIALS FOR THE COMMUNITY WOMEN'S PANTRY; 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-22-194 AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$1,000.00 FROM THE FIFTH WARD DISCRETIONARY FUND 1001.01.005_5107, OPERATING SERVICES, TO 2400.07.200_5108, OPERATING SUPPLIES, YOUNGSTOWN CITY HEALTH DISTRICT, TO SUPPORT PURCHASING MATERIALS FOR THE COMMUNITY WOMEN'S PANTRY; 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-22-195 AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$1,000.00 FROM THE SIXTH WARD DISCRETIONARY FUND 1001.01.006_5107, OPERATING SERVICES, TO 2400.07.200_5108, OPERATING SUPPLIES, YOUNGSTOWN CITY HEALTH DISTRICT, TO SUPPORT PURCHASING MATERIALS FOR THE COMMUNITY WOMEN'S PANTRY; 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-22-196 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED TO SUPPORT THE ANNUAL JAZZ IN THE PARK YOUNGSTOWN 2022 SUMMER SERIES, WHICH RUNS FROM JULY 10, 2022 THROUGH SEPTEMBER 4, 2022 AT WICK PARK; 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-22-197 AUTHORIZING THE EXPENDITURE OF \$5,000.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED FOR EXCAVATION WORK AND FENCING TO SUPPORT THE CONSTRUCTION OF CLARENCEDALE PARK, WHICH IS A NEW COMMUNITY POCKET PART LOCATED AT 207 AND 211 CLARENCEDALE 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.

THIRD READINGS

ORD-22-131 AUTHORIZING THE EXPENDITURE OF UP TO \$1,600.00 FOR MEMBERS OF THE SHADE TREE AND BEAUTIFICATION COMMITTEE (CITY EMPLOYEE MEMBERS AND NON-EMPLOYEE MEMBERS) TO OBTAIN CERTIFICATION DURING 2022; 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 THIRD TIME.

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

ORD-22-143 REPEALING IN ITS ENTIRETY, **CHAPTER 155, SHADE TREE COMMISSION**, OF THE CODIFIED ORDINANCES OF THE CITY OF YOUNGSTOWN, WHICH IS MORE FULLY DEFINED HEREIN. FURTHER, **ENACTING A NEW CHAPTER 155, SHADE TREE AND BEAUTIFICATION COMMITTEE**, TO REPLACE THIS SECTION, WHICH IS MORE FULLY DEFINED 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 THIRD TIME AND UPON MOTION OF MR. RAY WAS AMENDED AS FOLLOWS: IN 155.03, SUB-SECTION D, #1, IN THE FIRST LINE, STRIKE 'NOMINATION' AND REPLACE WITH **APPOINTMENT** AND STRIKE 'NOMINATE' AND REPLACE WITH **"APPOINT"**; IN THE THIRD LINE REPLACE "NOMINATED" WITH **"APPOINTED"**; IN THE FOURTH LINE STRIKE "NOMINATE" AND REPLACE WITH **"APPOINT"**; AND IN THE FIFTH LINE STRIKE "NOMINATED" AND REPLACE WITH **APPOINTED**. STRIKE 155.03, SUB-SECTION D, SECTIONS #2 AND #3 IN THEIR ENTIRETY. IN SUB-SECTION F, STRIKE "DIRECTOR OF PARKS & RECREATION" AND REPLACE WITH **"COUNCILPERSON"**. THE AMENDMENT PASSED BY A VOTE OF YEAS, 7. NAYS, 0.

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

REMARKS

COUNCILMAN OLIVER THANKED ANIMAL CHARITY FOR EXPLAINING THE EMERGENCY SITUATION OF ANIMAL ABUSE IN THE CITY OF YOUNGSTOWN, AND ACKNOWLEDGED THAT THEY NEED HELP. HE NOTED THAT THERE IS AN EMERGENCY SITUATION WITH VIOLENCE IN THE CITY WHEN IT COMES TO YOUTH. HE STATED THAT THERE WAS A GREAT EFFORT TO GET INFORMATION OUT AND COME UP WITH AS MANY SOLUTIONS AS THEY COULD TO FIGHT COVID. OUR KIDS ARE KILLING OUR KIDS. THIS PROBLEM IS SPREADING. HE'D LIKE TO SEE COLLABORATION WITH ORGANIZATIONS, THE COUNTY AND THE COMMUNITY ON THIS ISSUE SO THAT A PLAN FOR POVERTY AND VIOLENCE CAN COME ABOUT. HE WOULD LIKE TO SEE AUXILIARY POLICE ADDED.

COUNCILWOMAN DAVIS WOULD LIKE TO MEET WITH THE ADMINISTRATION TO DISCUSS REDUCING THE NUMBERS OF RANKING OFFICERS AND TO ADD PATROL OFFICERS. IF MORE HELP IS NEEDED, SHE ASKED WHY THERE IS OBJECTION TO ADDING RESERVE OR AUXILIARY OFFICERS.

COUNCILWOMAN MCNALLY AGREED WITH COUNCILMAN OLIVER THAT VIOLENCE IS AFFECTING EVERYWHERE AND IS IN THE SUBURBS AS WELL, AND THAT THEY NEED MORE MINDS IN THE ROOM AROUND THE COUNTY TO COME UP WITH SOLUTIONS AND IDEAS.

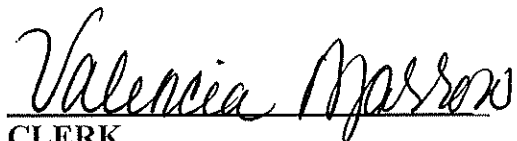
COUNCILMAN OLIVER NOTED THAT THERE ARE EXPERTS THAT CAN HELP WITH THE VIOLENCE ISSUES AND THEY NEED BROUGHT IN.

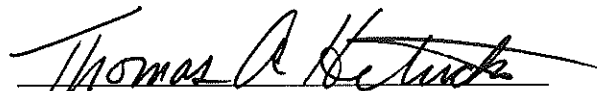
COUNCILMAN RAY MADE A MOTION TO ENTER EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION PER THE LAW DIRECTOR'S REQUEST. ROLL CALL VOTE TO ENTER INTO EXECUTIVE SESSION YEAS, 7. NAYS, NONE. MOTION CARRIED AND EXECUTIVE SESSION ENTERED AT 6:03 P.M.

MEETING RESUMED REGULAR SESSION AT 6:36 P.M. COUNCILWOMAN DAVIS MADE A MOTION TO ADJOURN. SECONDED: ADAMCZAK.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, JUNE 15, 2022


CLERK


PRESIDENT OF COUNCIL