

CITY COUNCIL MEETING
WEDNESDAY, APRIL 19, 2023

***MEETING HELD AT COVELLI CENTRE COMMUNITY 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 MARCH 30, 2023 WERE APPROVED. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-23-68 BOARD OF CONTROL MEETING WAS HELD APRIL 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-69 CITY PLANNING COMMISSION MEETING WAS HELD APRIL 18, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-70 ERIC RYAN, JAC MANAGEMENT PRESIDENT LETTER RE: COVELLI CENTRE AND WEAN PARK 2022 YEAR-END OPERATIONAL FINANCIAL STATEMENT. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-71 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD MARCH 30, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-72 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD APRIL 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-73 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD APRIL 13, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-74 YNDC PERFORMANCE REPORT, JANUARY – MARCH 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-75 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: NEW TO: TAKE OUT, LLC, 1852 OAK ST., YOUNGSTOWN, OH 44506, PERMIT #8781172. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-76 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: SKA LIMITED, LLC OF NEVADA, 1ST FL. BSMT. & PATIO, 122 W. FEDERAL ST., YOUNGSTOWN, OH 44503, PERMIT #8219762. FROM: O'DONALD'S DOWNTOWN, LLC, 1ST FL. BSMT & PATIO, 122 W. FEDERAL ST., YOUNGSTOWN, OH 44503. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-77 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: 1822 MAHONING GAS, INC. DBA VALLEY VIEW GAS, 1822 MAHONING AVE., YOUNGSTOWN, OH 44509, PERMIT #24518220005. FROM: HADABO, INC. DBA VALLEY VIEW GAS, 1822 MAHONING AVE., YOUNGSTOWN, OH 44509. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-78 CPED DIRECTOR NIKKI POSTERLI IS UNABLE TO ATTEND CITY COUNCIL ON APRIL 19, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-79 JEFFREY GREEN REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON APRIL 19, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-80 LEIGH GREENE REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON APRIL 19, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-81 PATRICIA FERRARA REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON APRIL 19, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REMARKS

CITIZEN PATRICIA FERRARA (FINAL SPEAKER ON THE AGENDA) ADDRESSED SAFETY CONCERNS REGARDING THE MILLCREEK PARK DISTRICT'S RECENT PLAN TO ALLOW DEER HUNTING BY FIREARM OR BOW IN ORDER TO CULL THE HERD. SHE NOTED THAT YOUNGSTOWN CITY ORDINANCE 505.11, HUNTING PROHIBITED, PROHIBITS HUNTING OR KILLING ANIMALS WITH FIREARM OR BOW WITHIN THE CITY LIMITS, AND EXPRESSED CONCERN ABOUT THE THREAT OF PERSONAL OR PROPERTY INJURY DUE TO BULLETS, AS PORTIONS OF MILLCREEK PARK LIE WITHIN CITY LIMITS AND ARE ADJACENT TO HER HOME.

COUNCILMAN OLIVER AGREED WITH MS. FERRARA, BUT WONDERED ABOUT THE LAW DIRECTOR'S OPINION.

COUNCILWOMAN DAVIS ASKED FOR COMMENT FROM THE LAW DIRECTOR.

ATTORNEY LIMBIAN STATED HE HAS BEEN RESEARCHING THIS MATTER, AND HE WILL PUT TOGETHER A WRITTEN LEGAL OPINION. HE STATED THAT IT IS ILLEGAL TO HUNT IN THE CITY OF YOUNGSTOWN, AND THE MAJORITY OF MILLCREEK PARK FALLS WITHIN THE CITY LIMITS, AND IS NOT AVAILABLE FOR HUNTING. HE ALSO NOTED THAT THERE IS AN ORDINANCE PROHIBITING THE DISCHARGE OF A FIREARM IN THE CITY LIMITS. HE ADDED THAT MAYOR BROWN AND HIS ADMINISTRATION CONCUR WITH MS. FERRARA.

RESOLUTION

RES-23-11 AUTHORIZING THE AUDITOR OF MAHONING COUNTY TO REMOVE SPECIAL ASSESSMENT 30-181 (PAYMENT IN LIEU OF TAXES) FROM PARCEL 53-187-0-020.01-A FOR TAX YEAR 2022 AND 2023, LOCATED AT 2933 SALT SPRINGS ROAD, IN THE CITY OF YOUNGSTOWN, OHIO, PURSUANT TO SECTION 743.04 OF THE OHIO REVISED CODE (REF: JOURNAL ENTRY DATED NOVEMBER 13, 1994, DTE CASE NO. ZE 2086, AUDITOR'S CASE NO. 94 10 032) AND DECLARING AN EMERGENCY. 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-23-139 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR PROPOSALS AND ENTER INTO A CONTRACT WITH A CONSULTANT TO PERFORM A FEASIBILITY STUDY TO ASSIST THE CITY OF YOUNGSTOWN IN DETERMINING WHETHER OR NOT IT IS COST EFFECTIVE TO PERFORM EMERGENCY MEDICAL SERVICE WITH CITY FORCES. COST WILL NOT EXCEED \$50,000.00; 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 **WAS MOVED TO THE SAFETY COMMITTEE.**

ORD-23-140 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE A BLANKET PURCHASE ORDER FOR ROETZEL AND ANDRESS, LPA, IN AN AMOUNT NOT TO EXCEED \$100,000.00, FOR LEGAL SERVICES FOR CALENDAR YEAR 2023; 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-23-141 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO ALL NECESSARY AGREEMENTS AND MEMORANDUMS OF UNDERSTANDING FOR THE PURCHASE OF SODIUM CHLORIDE FOR ICE CONTROL FOR 2023 AND 2024. COST WILL NOT EXCEED \$750,000.00; 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-23-142 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE THE YOUNGSTOWN WATER DEPARTMENT'S PURCHASE OF WATER BILL ENVELOPES FROM YOUNGSTOWN LETTER SHOP FOR AN AMOUNT NOT TO EXCEED \$38,760.00; 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-23-143 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE THE PURCHASE OF FOUR (4) USED 2021 CHEVY 1500 TRUCKS FROM VALLEY TRUCK CENTERS, FOR THE TOTAL AMOUNT OF \$127,200.00 (\$31,800.00 EACH), FOR THE YOUNGSTOWN WATER 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-23-144 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO THE KNOX COMPANY IN AN AMOUNT NOT TO EXCEED \$31,000.00 FOR THE PURCHASE OF A NEW GENERATION KNOX BOX SYSTEM AND COMPONENTS FOR ALL FIRE TRUCKS; BATTALION CHIEF AND FIRE CHIEF CARS; AND INSPECTION CARS FOR THE YOUNGSTOWN FIRE 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-23-145 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH THE MOST QUALIFIED CONSULTANT, TO PROVIDE ENGINEERING SERVICES FOR THE SOUTH AVENUE BRIDGE REHAB PROJECT (PID #117081). TOTAL COST WILL NOT EXCEED \$270,000.00; 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-23-146 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 MURPHY CONTRACTING COMPANY AND MS CONSULTANTS, INC., IN THE AMOUNT OF \$250,000.00 FOR EMERGENCY REPAIRS TO THE CITY HALL FIRE ESCAPE; 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-23-147 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MS CONSULTANTS, INC. TO ASSIST WITH DESIGN AND BIDDING

ADMINISTRATION SERVICES FOR REPLACEMENT OF THE WATERLINE ON BOARDMAN STREET FROM WALNUT STREET TO MARKET STREET. COST OF THE AGREEMENT IS \$130,998.00; 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-23-148 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 MARUCCI AND GAFFNEY EXCAVATING COMPANY, IN THE AMOUNT OF \$650,918.99 FOR THE EMERGENCY REPLACEMENT OF 650' OF 18" SANITARY LINE AND THREE (3) MANHOLES ON CANFIELD RD. BY ARDEN BLVD; 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-23-149 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 MARUCCI AND GAFFNEY EXCAVATING COMPANY, IN THE AMOUNT OF \$121,879.72 FOR THE EMERGENCY REPLACEMENT OF 755' OF 15" SANITARY SEWER ON DARNEL FROM CAMDEN AVE. TO KEYSTONE AVE; 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-23-150 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 \$167,847.59, FOR THE EMERGENCY

REPLACEMENT OF 600' OF 8" SANITARY SEWER ON BRUNSWICK ROAD; 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-23-151 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO CR ACTION CABLE, INC. IN THE AMOUNT OF \$87,150.00 FOR THE INSTALLATION OF A FIBER COMMUNICATION MONITORING NETWORK, FOR REMOTE MONITORING AND CONTROL OF THE CITY-OWNED SANITARY SEWER PUMP STATION ON EMILY ALLEY; 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-23-152 LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF LIGHTING ON CERTAIN CITY STREETS BY WHITEWAY LIGHTING, WITHIN THE CORPORATE LIMITS OF THE CITY OF YOUNGSTOWN, OHIO DURING THE PERIOD COMMENCING APRIL 1, 2023 TO MARCH 31, 2024; 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-23-153 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR VARIOUS WARDS IN THE AMOUNTS OUTLINED HEREIN BELOW, FOR SPECIFIC WARD PROJECTS IN ACCORDANCE WITH ORDINANCE 22-103, PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022, FOR THE PURPOSE OF CITY-WIDE PUBLIC PEDESTRIAN SAFETY IMPROVEMENTS. FURTHER, AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE CONSTRUCTION OF CITY-WIDE SIDEWALK SAFETY IMPROVEMENTS. TOTAL COST WILL NOT EXCEED \$996,500.00 **\$1,046,500.00;**

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 WAS AMENDED TO READ: IN THE CAPTION AND SECTION 1 UNDER THE SIXTH WARD STRIKE ~~\$300,000.00~~ AND AMEND TO **\$350,000.00**; AND IN THE CAPTION AND SECTION 3 STRIKE ~~\$996,500.00~~ AND AMEND TO **\$1,046,500.00**. THE AMENDMENT CARRIED BY A VOTE OF YEAS, 7. NAYS, NONE. 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-23-154 AUTHORIZING THE EXPENDITURE OF \$1,500.00 FROM THE FIRST WARD DISCRETIONARY FUND TO AISLE ONE MOBILE MARKET FOR FOOD REPLACEMENT, TO HELP THOSE WHO SUFFERED FOOD LOSS DUE TO EXTENDED POWER OUTAGES CAUSED BY RECENT STORMS; 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-23-155 AUTHORIZING THE EXPENDITURE OF \$3,000.00 FROM THE FIRST WARD DISCRETIONARY FUND TO ACTION MOBILE MARKET FOR FOOD REPLACEMENT, TO HELP THOSE WHO SUFFERED FOOD LOSS DUE TO EXTENDED POWER OUTAGES CAUSED BY RECENT STORMS; 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-23-156 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE THIRD WARD DISCRETIONARY FUND TO SUPPORT THE UPCOMING COLOR RUN EVENT WHICH PROMOTES EDUCATION AND AWARENESS OF MENTAL HEALTH THROUGH AN EXCITING COMMUNITY 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. 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-23-157 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND TO JAZZ IN THE PARK IN SUPPORT OF THE ANNUAL SUMMER MUSIC SERIES HELD 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-23-158 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND FOR THE WICK PARK NEIGHBORHOOD ASSOCIATION TO SUPPORT COMMUNITY GRASS CUTTING AND BEAUTIFICATION PROJECTS WITHIN THE THIRD 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-23-159 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND TO 5TH AVENUE NEIGHBORS FOR COMMUNITY GRASS CUTTING AND BEAUTIFICATION PROJECTS WITHIN THE THIRD 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-23-160 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND TO YOUNGSTOWN CITYSCAPE FOR STREETSCAPE 2023 AND COMMUNITY CLEAN-UPS; 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-23-161 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY CRANDALL PARK SOUTH IN SUPPORT OF COMMUNITY GRASS CUTTING AND BEAUTIFICATION PROJECTS WITHIN THE THIRD 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-23-162 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY KNOW YOUR NEIGHBOR BLOCK WATCH IN SUPPORT OF COMMUNITY GRASS CUTTING AND BEAUTIFICATION PROJECTS WITHIN THE THIRD 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-23-163 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY CYCWARD IN SUPPORT OF PLANNING AND PREPARATION OF THE 3RD ANNUAL GLOW THE YO 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. 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-23-164 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY LOVE THY NEIGHBOR BLOCK WATCH IN SUPPORT OF COMMUNITY GRASS CUTTING AND BEAUTIFICATION PROJECTS WITHIN THE THIRD 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-23-165 AUTHORIZING THE EXPENDITURE OF \$1,332.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED FOR RENTAL OF THE MULTI-PURPOSE ROOM AT THE JEWISH COMMUNITY CENTER (JCC), SPECIFICALLY FOR THIRD WARD COMMUNITY MEETING SPACE; 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-23-166 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE THIRD WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY YOUNGSTOWN CREATIVE COLLECTION IN SUPPORT OF PLANNING AND PREPARATION FOR THE JUNETEENTH 2023 CELEBRATION; 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-23-167 AUTHORIZING THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED \$4,625.05 FROM THE SIXTH WARD DISCRETIONARY FUND. FUNDS WILL BE USED BY CITY PRINTING FOR PRINTING, POSTAGE AND MAILING COSTS ASSOCIATED WITH A MAILER THAT WILL BE SENT TO 4,596 HOUSEHOLDS WITHIN THE SIXTH

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-23-168 TO REVISE THE YOUNGSTOWN CODIFIED ORDINANCES BY APPROVING AND ADOPTING THE 2022 REPLACEMENT PAGES; 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-23-169 TO REVISE THE YOUNGSTOWN CODIFIED ORDINANCES BY APPROVING AND ADOPTING THE 2023 REPLACEMENT PAGES; 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-23-170 AUTHORIZING THE CITY OF YOUNGSTOWN, TO PROVIDE FOR THE VACATION OF AN UNNAMED RIGHT-OF-WAY ON THE NORTH SIDE OF PARKVIEW AVENUE, AN APPROXIMATE 40 FOOT X 142 FOOT RIGHT-OF-WAY OFF OF THE NORTH SIDE OF PARKVIEW AVENUE BETWEEN LOT 31173 AND LOT 23020, AS PRAYED FOR ON PETITION; 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.**

ORD-23-171 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 2026 SOUTH AVENUE, PARCEL NUMBER 53-114-0-201.00.0, CITY LOT NUMBER 1177, CURRENTLY ZONED MU-C (MIXED USE COMMUNITY) TO MU-I (MIXED USE – INSTITUTIONAL). SAID PROPERTY IS HIGHLIGHTED ON MAP MARKED 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. RAY **WAS MOVED TO THE PLANNING COMMISSION.**

ORD-23-172 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 2026 SOUTH AVENUE, PARCEL NUMBER 53-114-0-202.00.0, CITY LOT NUMBER 1177, CURRENTLY ZONED RT 5.5 (ONE AND TWO FAMILY) TO MU-I (MIXED USE – INSTITUTIONAL). SAID PROPERTY IS HIGHLIGHTED ON MAP MARKED 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. RAY **WAS MOVED TO THE PLANNING COMMISSION.**

ORD-23-173 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 2026 SOUTH AVENUE, PARCEL NUMBER 53-114-0-203.00.0, CITY LOT NUMBER 1177, CURRENTLY ZONED RT 5.5 (ONE AND TWO FAMILY) TO MU-I (MIXED USE – INSTITUTIONAL). SAID PROPERTY IS HIGHLIGHTED ON MAP MARKED 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. RAY **WAS MOVED TO THE PLANNING COMMISSION.**

LATE

ORD-23-174 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$2,000.00 FROM THE SEVENTH WARD DISCRETIONARY FUND TO THE DETROIT PEMBERTON NEIGHBORHOOD ASSOCIATION TO HELP SUPPORT/CONTRIBUTE TOWARD THE BEAUTIFICATION OF CITY-OWNED, EMPTY LOT #35559, IN THE 900 BLOCK OF DETROIT 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.

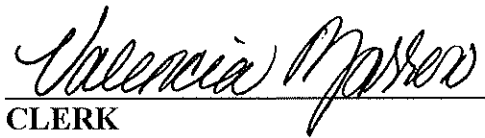
THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

COUNCILWOMAN DAVIS MADE A MOTION TO ADJOURN.

COUNCILMAN OLIVER SECONDED.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, MAY 17, 2023


CLERK


PRESIDENT OF COUNCIL