

CITY COUNCIL MEETING
WEDNESDAY, OCTOBER 18, 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 OCTOBER 04, 2023 WERE APPROVED. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-23-203 BOARD OF CONTROL MEETING WAS HELD OCTOBER 5, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-204 CITY PLANNING COMMISSION MEETING WAS HELD OCTOBER 17, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-205 LAW DIRECTOR MEMO TO COUNCIL: CITY/ARP FUNDING USED BY RELIGIOUS INSTITUTIONS. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-206 FINANCE DIRECTOR KYLE MIASEK DECLARATION LETTER OF SURPLUS PROPERTY: CITY LOT NO. 14638, PP# 53-011-0-065.00-0, VACANT LAND @ 39 SARANAC AVENUE. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-207 FINANCE DIRECTOR KYLE MIASEK DECLARATION LETTER OF SURPLUS PROPERTY: CITY LOT NO. OL (OUT LOT) 682, PP# 53-034-0-018.00-0, VACANT LAND @ WILSON AVENUE. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-208 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD OCTOBER 5, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-209 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD OCTOBER 12, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-210 YNDC QUARTERLY PERFORMANCE REPORT FOR JULY – SEPTEMBER 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-211 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: LESLIE J. HORVATH, 51 N. MERIDIAN RD., YOUNGSTOWN, OH 44509, PERMIT #39878100005. FROM: CARL A. JACKETT DBA GIACCHETTAS, 3310 MAHONING AVENUE, YOUNGSTOWN, OH 44509, PERMIT# 41918090010. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-212 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: YOUNGSTOWN BROTHER LLC DBA YOUNGSTOWN MINI MART, 1520 MARKET STREET UNIT A 1ST FL, YOUNGSTOWN, OH 44507. PERMIT# 9859487. FROM: 1520 MARKET STREET INC. DBA A & S MARKET, 1520 MARKET STREET UNIT A 1ST FL, YOUNGSTOWN, OH 44507. PERMIT # 2714432. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-213 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFO TO: DEWEYS THE ROD INN, LLC, 3726 LOVELAND RD., YOUNGSTOWN, OH 44502. PERMIT # 2113636. FROM: WILLIAM BRUCE BYCROFT, DBA THE ROD, 3726 LOVELAND RD., YOUNGSTOWN, OH 44502. PERMIT # 1158488. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-214 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFL TO: JONESHA FLOYD, 2810 MARKET STREET, YOUNGSTOWN, OH 44507. PERMIT # 2791169. FROM: 232 SOSOS LLC, DBA SOSOS LOUNGE, 232 NORTH AVENUE, YOUNGSTOWN, OH 44502. PERMIT# 9115220. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-215 BEVERLY LEWIS REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON OCTOBER 18, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-216 FATHER ED NOGA REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON OCTOBER 18, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REMARKS

COUNCILMAN RAY RESPONDED TO SPEAKER FATHER ED NOGA'S CONCERNS (COM-23-216) AND ASKED PUBLIC WORKS DIRECTOR CHUCK SHASHO IF ODOT IS RESPONSIBLE FOR A DOWNED TREE NEAR THE "WELCOME TO YOUNGSTOWN" SIGN ON I-680.

MR. SHASHO ANSWERED THE PROPERTY BELONGS TO THE CITY, NOT ODOT'S RESPONSIBILITY.

COUNCILMAN OLIVER ASKED MR. SHASHO IF THEY RECEIVED A RESPONSE FROM OHIO EDISON REGARDING SEVERAL STREET LIGHTS BEING OUT, AS REFERENCED BY FATHER NOGA COMING INTO THE DOWNTOWN CORRIDORS.

MR. SHASHO ANSWERED YES, THEY DID, AND MOST OF THESE LIGHTS WERE NOT INCLUDED ON THE DOWNTOWN PROJECT. THEIR POWER WAS CUT OFF DUE TO REROUTING AND CHANGE OF OWNERSHIP, AND THEY ARE WORKING WITH FIRST ENERGY TO GET THOSE LIGHTS AND OTHERS BACK ON. THERE WILL NEED TO BE A LARGER PROJECT FOR MADISON AVENUE AND HIMROD AVENUE, BECAUSE ALL OF THE LIGHTS BELONG TO FIRST ENERGY AND THE FEEDS TO THEM BELONG TO THE CITY.

COUNCILWOMAN DAVIS ASKED MR. SHASHO WHAT LIGHTS BELONG TO THE CITY.

MR. SHASHO ANSWERED THE LIGHTS ON MADISON AVENUE AND HIMROD AVENUE BELONG TO AND ARE MAINTAINED BY FIRST ENERGY. HOWEVER, THE UNDERGROUND CIRCUITRY THAT IS IN DISREPAIR BELONGS TO THE CITY. THEY ARE LOOKING INTO OBTAINING ASSISTANCE TO DO A PROJECT FOR REPAIRS.

COUNCILWOMAN TURNER ASKED FOR CLARITY.

MR. SHASHO EXPLAINED THAT FIRST ENERGY DOES THE MAINTENANCE ON THE BULBS AND VALVES. IF THERE'S A CIRCUIT/WIRING ISSUE IT WOULD THEN BE THE RESPONSIBILITY OF THE CITY TO ADDRESS.

COUNCILWOMAN ADAMCZAK STATED IF THERE IS A STREETLIGHT OUT IN A NEIGHBORHOOD IT TYPICALLY TAKES 72-HOURS TO REPAIR. SHE HAS SEEN ON NEIGHBORHOOD GROUP PAGES WHERE RESIDENTS HAVE STATED THEIR

CONCERNS/GRIEVANCES WHEN THEIR LIGHTS ARE OUT. WHEN THOSE GRIEVANCES ARE FORWARDED TO COUNCIL, THEY DO CONTACT THE 800-NUMBER TO REPORT THOSE ISSUES. SHE SUGGESTED TO COUNCILMAN RAY, AS CHAIR OF THE PUBLIC UTILITIES COMMITTEE, THEY COULD DISCUSS THIS IN GREATER DETAIL IN A COMMITTEE MEETING.

COUNCILMAN HUGHES ASKED HOW TO RECEIVE FEEDBACK ON OUTAGES.

MR. SHASHO RESPONDED THEY NEED AN ADDRESS OR POLE NUMBER FOR THE OUTAGE AND TYPICALLY ONCE A CALL IS MADE THE LIGHTING ISSUE IS REPAIRED WITHIN ONE OR TWO DAYS.

COUNCILMAN HUGHES STATED THAT IS NOT HAPPENING EVEN AFTER SENDING EMAILS AND CALLS GIVING NOTICE OF LIGHTING ISSUES.

COUNCILWOMAN ADAMCZAK NOTED IF YOU GO DIRECTLY THROUGH OHIO EDISON'S WEBSITE AND DO THE COMPLETE INQUIRY, YOU HAVE THE OPPORTUNITY TO ENTER YOUR PHONE NUMBER TO RECEIVE A CALL OR TEXT WHEN THE ISSUE IS RESOLVED.

REPORTS

REP-23-20 SAFETY COMMITTEE SIGNED OUT ORD-23-139 ENTITLED: "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." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-21 SAFETY COMMITTEE SIGNED OUT ORD-23-277 ENTITLED: "AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A CONTRACT WITH PUBLIC CONSULTING GROUP, LLC 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 FIRE DEPARTMENT PERSONNEL AND A FIRE STATION LOCATION STUDY. COST WILL NOT EXCEED \$65,000.00." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-22 SAFETY COMMITTEE SIGNED OUT ORD-23-286 ENTITLED: "AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITION #0901-3501, DEPUTY BAILIFF SECURITY COORDINATOR (MUNICIPAL COURT) FROM \$22.4166 HOURLY/\$33,624.90 ANNUALLY TO \$27.7517 HOURLY/ \$41,627.55 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-23 SAFETY COMMITTEE SIGNED OUT ORD-23-287 ENTITLED: "AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITION #0901-3505, ASSISTANT BAILIFF SECURITY COORDINATOR (MUNICIPAL COURT) FROM \$20.7354 HOURLY/\$31,103.10 ANNUALLY TO \$25.6289 HOURLY/ \$38,443.35 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-24 SAFETY COMMITTEE SIGNED OUT ORD-23-288 ENTITLED: "AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITIONS #0901-3511 THROUGH 0901-3538, DEPUTY BAILIFF SECURITY OFFICER (MUNICIPAL COURT) FROM \$19.0542 HOURLY/\$28,581.30 ANNUALLY TO \$25.000.00 HOURLY/ \$37,500.00 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

ORDINANCES

ORD-23-382 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT IN THE AMOUNT OF \$51,735.00, IN ACCORDANCE WITH STATE OF OHIO BID#CTR008923, TO COLUMBUS EQUIPMENT CO., FOR THE PURCHASE OF A SONIC UNIVERSAL FORESTRY MULCHER FOR USE BY THE WASTEWATER TREATMENT PLANT; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

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

ORD-23-383 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT IN THE AMOUNT OF \$89,576.00, IN ACCORDANCE WITH STATE OF OHIO BID#RS900621, TO KLABEN FORD OF WARREN FOR THE PURCHASE OF AN F-350, 4X4, 9-FOOT BED, MECHANICS TRUCK FOR WWTP DEPT. OF PUBLIC WORKS; 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-23-384 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT IN AN AMOUNT NOT TO EXCEED \$163,843.00, TO ALCON MECHANICAL FOR HVAC SERVICE AND REPAIRS, IN ACCORDANCE WITH MECHANICAL CONTRACTORS ASSOCIATION NATIONAL SERVICE AGREEMENT CONTRACT #812021; 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-23-385 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER RESPONSIBLE FOR THE CONSTRUCTION AND INSTALLATION OF A TEMPORARY WALKWAY, WHICH IS NECESSARY TO ACCESS THE UNDERSIDE OF THE GEARBOXES IN SIX (6) DISK FILTER TANKS, INSIDE THE TERTIARY FILTER BUILDING (BUILDING #13) AT WASTEWATER TREATMENT PLANT. COST NOT TO EXCEED \$295,000.00; 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-23-386 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH G. STEPHENS, INC. FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE INDUSTRIAL ROAD WATERLINE REPLACEMENT PROJECT. COST NOT TO EXCEED \$42,810.00; 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-23-387 **AMERICAN RESCUE PLAN:** AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH THE MOST QUALIFIED CONSULTANT TO PROVIDE DESIGN SERVICES FOR THE FALLS PARK REHAB PROJECT. TOTAL COST NOT TO EXCEED \$37,500.00; 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 THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 6. NAYS, 1.

REMARKS

COUNCILWOMAN TURNER NOTED SHE IS IN AGREEMENT WITH MOVING OUR PARKS FORWARD BUT SHE IS IN DISAGREEMENT FOR HOW WE ARE DOING IT STRATEGICALLY. WE HAVE A COMPLETE PARK SYSTEM WITH OVER 15 ACTIVE PARKS AND OVER 25 PROPERTIES, AND WE SHOULD BE DOING IMPROVEMENTS ON PARKS COLLECTIVELY OR IN GREATER BULK THAN ONE PARK AT A TIME.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 6. NAYS, 1.

ORD-23-388 **AMERICAN RESCUE PLAN:** AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH THE MOST QUALIFIED CONSULTANT TO PROVIDE DESIGN SERVICES FOR THE LYNN PARK RENOVATION PROJECT. TOTAL COST NOT TO EXCEED \$43,500.00; 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 THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 6. NAYS, 1.

REMARKS

COUNCILWOMAN TURNER RE-STATED THAT MOVING THE PARKS FORWARD IS NEEDED, HOWEVER, IT IS INEFFICIENT TO WORK ONE PARK AT A TIME WHEN WE HAVE A PARK SYSTEM THAT NEEDS UPDATING AS A COLLECTIVE UNIT, NOT ONE PARK AT TIME.

COUNCILWOMAN ADAMZACK STATED THEY HAVE WORKED ON A PARK PLAN FOR OVER A CALENDAR YEAR WITH COUNCIL AS A WHOLE AND DURING THE PARK COMMITTEE MEETINGS, AND WORKED WITH OTHER MEMBERS OF COUNCIL AND ADMINISTRATION TO MOVE THIS FORWARD. THESE TWO PIECES OF LEGISLATION HAVE BEEN PASSED BASED ON OUR ARP ALLOCATIONS AND RESPECTIVE WARD ARP FUNDING. THE PROJECT HAS BEEN ON HOLD FOR OVER A YEAR AND WITH THE SUPPORT OF ADMINISTRATION, MAYOR, PARKS DIRECTOR, AND PUBLIC WORKS TO FINALLY MOVE IT FORWARD.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 6. NAYS, 1.

ORD-23-389 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A JOB CREATION GRANT AGREEMENT BETWEEN TRIVIUM ALUMINUM PACKAGING USA CORPORATION AND THE CITY OF YOUNGSTOWN. THE CITY WILL PROVIDE A JOB CREATION GRANT WITH AN ESTIMATED VALUE OF \$277,000.00; 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, 6. NAYS, NONE. ABSTAIN, 1. (RAY)

COUNCILMAN RAY ABSTAINED DUE TO A POTENTIAL BUSINESS CONFLICT.

ORD-23-390 **AMERICAN RESCUE PLAN:** 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 APPROVE A PURCHASE ORDER FOR GIBBS CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED \$29,200.00 FOR EMERGENCY DEMOLITION OF THE CITY-OWNED BUILDING AND GARAGE, BACK-FILL AND FINAL GRADING AT 2301 MARKET STREET, IN THE CITY 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. 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-23-391 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 AN AMOUNT OF \$85,429.61 FOR EMERGENCY REPLACEMENT OF FIVE MANHOLES, REPLACEMENT OF 25' OF STORM LINE, AND EXCAVATION OF A STORM CULVERT AT CRAB CREEK; 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-23-392 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 \$149,830.21, FOR EMERGENCY SANITARY SEWER REPAIRS AND REPLACEMENT OF THREE MANHOLES ON HUDSON AVENUE; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

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

ORD-23-393 AUTHORIZING THE ACCEPTANCE OF ADDITIONAL GRANT FUNDS IN THE AMOUNT OF \$56,267.01, FROM THE COMMISSION ON MINORITY HEALTH IN THE YOUNGSTOWN CITY HEALTH DISTRICT FOR THE GRANT PERIOD JULY 1, 2023 THROUGH JUNE 30, 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-23-394 APPROPRIATING \$56,267.01 TO FUND 2405.30_5802 MINORITY HEALTH; 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-23-395 INCREASING APPROPRIATIONS TO PARK FUND 2301.11.111_5820, PARK PROJECT CODE BY \$5,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

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

ORD-23-396 AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE NUMBER OF POSITIONS FOR POSITION #2301-95000, NIGHT CUSTODIAN (PARK DEPT.), FROM 15 AUTHORIZED POSITIONS TO 30 AUTHORIZED POSITIONS; 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-23-397 REMOVING SPECIAL ASSESSMENTS FROM ORDINANCE 15-284, ORDINANCE 16-278, ORDINANCE 17-334, ORDINANCE 18-252, ORDINANCE 19-279, ORDINANCE 20-241, ORDINANCE 21-286, ORDINANCE 22-08, ORDINANCE 22-88, ORDINANCE 22-343 OR ORDINANCE 22-457 FOR COSTS ASSOCIATED WITH THE DEMOLITION OF STRUCTURES, GRASS-CUTTING, OR BOARDING-UP OF

STRUCTURES THAT WERE ASSESSED BY THE CITY OF YOUNGSTOWN FOR THE PROPERTIES AND AMOUNTS LISTED IN 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. 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-23-398 AUTHORIZING THE EXPENDITURE OF \$150.00 TO SAFE ZONES FROM THE SEVENTH WARD DISCRETIONARY FUND; 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-23-399 AUTHORIZING THE PROHIBITION OF PARKING AT ALL TIMES ON THE NORTH AND SOUTH SIDE OF S. WENDOVER CIRCLE FROM MERIDIAN ROAD EAST A DISTANCE OF APPROXIMATELY 150'; 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 READING

ORD-23-367 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE FIRST WARD, IN THE AMOUNT OF \$100,000.00 TO ~~NEW BETHEL BAPTIST CHURCH~~ **YNDC** FOR THE RENOVATION OF THE ~~FORMER SANCTUARY INTO~~ **KL SIMON COMMUNITY CENTER**. **NO FUNDS SHALL BE USED FOR ANY INHERENT RELIGIOUS ACTIVITIES;** 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

TO READ: IN THE SECOND LINE OF THE CAPTION FOLLOWING "TO" STRIKE NEW BETHEL BAPTIST CHURCH AND AMEND TO YNDC FOR THE KL SIMON COMMUNITY CENTER; AND IN THE LAST LINE OF THE CAPTION AFTER "CENTER" AND INSERT NO FUNDS SHALL BE USED FOR ANY INHERENT RELIGIOUS ACTIVITIES. THE AMENDMENT CARRIED 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.

SIGNED OUT OF COMMITTEE

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 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 WITH A YES VOTE TO DEFEAT AND **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-277 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A CONTRACT WITH PUBLIC CONSULTING GROUP, LLC 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 FIRE DEPARTMENT PERSONNEL AND A FIRE STATION LOCATION STUDY. COST WILL NOT EXCEED \$65,000.00; 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 SECOND TIME AND UPON MOTION OF MR. RAY WAS AMENDED TO READ: IN THE FIRST LINE OF THE CAPTION STARTING AFTER "TO" STRIKE ENTER INTO A CONTRACT WITH PUBLIC CONSULTING GROUP, LLC AND AMEND TO ADVERTISE FOR PROPOSAL AND ENTER INTO A CONTRACT WITH A CONSULTANT. THE MOTION TO SUSPEND THE RULES FOR THE AMENDMENT WAS **DEFEATED** BY A VOTE OF YEAS, 5. NAYS, 2. UPON THAT FAILING MOTION, MR. RAY MOTIONED TO **MOVED TO A THIRD READING**.

ORD-23-286 AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE

MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITION #0901-3501, DEPUTY BAILIFF SECURITY COORDINATOR (MUNICIPAL COURT) FROM \$22.4166 HOURLY/\$33,624.90 ANNUALLY TO \$27.7517 HOURLY/ \$41,627.55 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE 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 WITH A YES VOTE TO DEFEAT AND **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-287 AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITION #0901-3505, ASSISTANT BAILIFF SECURITY COORDINATOR (MUNICIPAL COURT) FROM \$20.7354 HOURLY/\$31,103.10 ANNUALLY TO \$25.6289 HOURLY/ \$38,443.35 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE 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 WITH A YES VOTE TO DEFEAT AND **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-288 AMENDING SECTION 1 OF ORDINANCE NO. 23-84, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 15, 2023, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO INCREASE THE HOURLY AND ANNUAL PAY OF POSITIONS #0901-3511 THROUGH 0901-3538, DEPUTY BAILIFF SECURITY OFFICER (MUNICIPAL COURT) FROM \$19.0542 HOURLY/\$28,581.30 ANNUALLY TO \$25.000.00 HOURLY/ \$37,500.00 ANNUALLY, WITH A MAXIMUM OF 1500 HOURS ANNUALLY; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE 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 WITH A YES VOTE TO DEFEAT AND **DEFEATED** BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

COUNCILWOMAN TURNER THANKED JUDGE BALDWIN FOR BRINGING LEGISLATION FORWARD (ORD-23-286, ORD-23-287, ORD-23-288) AND TRYING TO RAISE THE SALARIES OF OFFICERS WORKING AT THE DOORS. SHE LOOKS FORWARD TO SEEING THE ADMINISTRATION'S PROPOSAL FOR COUNCIL TO DO THAT ACCROSS THE BOARD FOR MANAGEMENT STAFF; SHE'D ALSO LIKE TO SEE A RESOLUTION FOR REMOVING YPD OFFICERS FROM THE DOORS OF CITY HALL AND IMPLEMENTING A SIMILAR PROGRAM AS THE MUNICIPAL COURT. SHE NOTED THAT WE NEED OUR POLICE OFFICERS IN THE STREETS AND IN OUR COMMUNITIES.

COUNCILWOMAN TURNER MOTIONED TO MOVE INTO EXECUTIVE SESSION TO DISCUSS ANY IMMINENT AND CURRENT LITIGATION. COUNCILMAN OLIVER SECONDED. ROLL CALL VOTE TO ENTER EXECUTIVE SESSION, YEAS, 7. NAYS, NONE.

COUNCIL ENTERED INTO EXECUTIVE SESSION AT 6:13 PM

REGULAR MEETING RESUMED AT 6:55 PM.

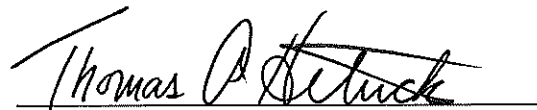
COUNCILWOMAN ADAMCZAK MADE A MOTION TO ADJOURN.

COUNCILMAN RAY SECONDED.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, NOVEMBER 1, 2023


CLERK


PRESIDENT OF COUNCIL