

CITY COUNCIL MEETING
WEDNESDAY, SEPTEMBER 20, 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 JUNE 21, 2023, JULY 31, 2023 AND AUGUST 23, 2023 WERE APPROVED. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-23-162 BOARD OF CONTROL MEETING WAS HELD AUGUST 24, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-163 BOARD OF CONTROL MEETING WAS HELD SEPTEMBER 7, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-164 BOARD OF CONTROL SPECIAL MEETING WAS HELD SEPTEMBER 15, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-165 DESIGN REVIEW COMMITTEE MEETING WAS HELD SEPTEMBER 5, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-166 CITY PLANNING COMMISSION MEETING WAS HELD SEPTEMBER 19, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-167 YOUNGSTOWN POLICE CHIEF CARL DAVIS LETTER RE: APPLICATION FOR FY2023 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-168 PUBLIC WORKS DIRECTOR CHUCK SHASHO EMAIL NOTICE: ALL FIRE ESCAPE DOORS IN CITY HALL WILL BE BARRICADED, WITH REPAIR WORK EXPECTED TO BE COMPLETE BY DECEMBER 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-169 LETTER FROM SOBE CONCERNED CITIZENS RE: OPPOSITION TO SOBE LOCATING IN A MIXED USE COMMUNITY ZONE. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-170 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD AUGUST 24, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-171 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD AUGUST 31, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-172 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD SEPTEMBER 7, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-173 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD SEPTEMBER 14, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-174 MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD AUGUST 30, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-175 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TFOL TO: MERCHITE CORP, DBA UPTOWN SHELL, 3200 MARKET ST., YOUNGSTOWN, OH 44507, PERMIT #58415770005. FROM: TWO SISTAS ENTERPRISES, INC., DBA SOUTHSIDE MART, 3120 MARKET ST., 1ST FL., YOUNGSTOWN, OH 44507, PERMIT# 9115284. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-176 JOHN A. MCNALLY REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-177 HELEN YOUNGBLOOD REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-178 DARRELL JONES REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-179 DIANA SHAHEEN REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-180 FRED D'AMICO REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-181 JESSICA CONARD REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-182 DONNA GARRITY REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-183 HATTIE WILKINS REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-184 DANA TYSYACHUK REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-185 HERMAN MARSHMAN, JR. REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-186 VINCE SHIVERS REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-187 JIM VILLANI REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-188 JACK DAUGHERTY REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-189 SUSIE BEIERSDORFER REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-190 LYNN ANDERSON REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-191 LOIS WILLIAMS REQUESTS PERMISSION TO SPEAK BEFORE CITY COUNCIL ON SEPTEMBER 20, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

RESOLUTIONS

RES-23-18 STRONGLY OPPOSING THE ISSUANCE OF A DRAFT PERMIT BY THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND ANY SUBSEQUENT PERMITTING TO SOBE FOR A PYROLYSIS PLANT OPERATION IN THE CITY OF YOUNGSTOWN AS THE ALLOWANCE OF SUCH UNTESTED AND DANGEROUS TECHNOLOGY WOULD HAVE A LONG TERM DISASTROUS ENVIRONMENTAL IMPACT IN YOUNGSTOWN IN CONTRAVENTION OF THE CITY'S DETERMINATION TO HAVE ENVIRONMENTAL EQUITY AND A SAFE COMMUNITY. 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-23-19 CONGRATULATING ST. BRENDAN PARISH ON THEIR 100TH ANNIVERSARY. 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-23-350 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO THE FALLSWAY EQUIPMENT COMPANY, NOT TO EXCEED \$45,000.00, FOR THE REAR-END REPAIR OF LADDER 22; 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-23-351 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ENVIRONMENTAL DESIGN GROUP (EDG) TO PROVIDE COMMUNITY DEVELOPMENT SUPPORT IN HOUSING PROGRAMMING, PLANNING, COMMUNITY OUTREACH, GRANT WRITING, MARKETING AND ADVERTISING SERVICES, FOR THE PERIOD OF SEPTEMBER 21, 2023 THROUGH SEPTEMBER 20, 2024. COST WILL NOT EXCEED \$160,000.00; 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-23-352 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A THREE-YEAR PROFESSIONAL SERVICES AGREEMENT WITH LEXISNEXIS. THE AGREEMENT WILL PROVIDE CODE ENFORCEMENT, DEMOLITION AND THE LAW DEPARTMENT ACCESS TO LEXISNEXIS PUBLIC RECORDS AND LEGAL RESEARCH DATABASES. TERM OF THE AGREEMENT IS DECEMBER 1, 2023 THROUGH NOVEMBER 30, 2026 WITH ANNUAL/MONTHLY COSTS AS FOLLOWS: FIRST YEAR - \$33,259.56 ANNUAL/\$2,771.63 PER MONTH; SECOND YEAR - \$34,922.52 ANNUAL/\$2,910.21 PER MONTH; AND THIRD YEAR - \$36,668.64 ANNUAL/\$3,055.72 PER MONTH; 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-23-353 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF DEVELOPMENT FOR THE ACCEPTANCE OF GRANT FUNDS, IN THE AMOUNT OF \$4,839,300.00 FOR THE WEST DIVISION INTERCEPTOR SEWER REPLACEMENT 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-23-354 AUTHORIZING THE RENEWAL OF THE AGREEMENT BETWEEN THE CITY OF YOUNGSTOWN AND COLU TECHNOLOGIES, TO EXTEND THE LICENSE AND SOFTWARE PLATFORM SUPPORTING THE YO! BUY LOCAL APP FOR THE PERIOD OF AUGUST 1, 2023 THROUGH JULY 31, 2024. 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 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-23-355 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 MAHONING AVENUE (GARDEN DISTRICT) LEAD SERVICE LINE REPLACEMENT PROJECT. THE ESTIMATED ENGINEERING COST OF THE PROJECT IS \$3,533,807.78; 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 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-23-356 **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 SIEGEL EXCAVATING, LLC, IN AN AMOUNT NOT TO EXCEED \$33,000.00, FOR EMERGENCY DEMOLITION OF SOUTHSIDE EDRs (1242 ADA, 1509 ELLIS, 126 SUPERIOR, AND 139 TOD) PER ATTACHED "PROPOSAL C"; 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-23-357 **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 STEEL VALLEY CONTRACTORS, IN AN AMOUNT NOT TO EXCEED \$60,500.00, FOR EMERGENCY DEMOLITION OF EASTSIDE EDRS (1621 CLAY, 1359 GRANDVIEW, 1363 GRANDVIEW, AND 319 N. PEARL) PER ATTACHED "PROPOSAL B"; 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-23-358 **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 MCKINLEY INDUSTRIES, LLC, IN AN AMOUNT NOT TO EXCEED \$74,300.00, FOR EMERGENCY DEMOLITION OF SOUTHSIDE EDRS (172 AUBURNDALE, 84 E. EARLE, 152 W. EVERGREEN, AND 382 W. WARREN) PER ATTACHED "PROPOSAL 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-23-359 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 SIMON ROOFING, IN THE AMOUNT OF \$2,000,000.00, FOR EMERGENCY REPAIRS TO THE COVELLI CENTRE ROOF AND THE YOUNGSTOWN TRAFFIC SIGN AND SIGNAL ROOF; BOTH OWNED BY 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.

REMARKS

COUNCILWOMAN ADAMCZAK THANKED THE ADMINISTRATION FOR UNDERSTANDING THEIR CONCERN WITH WAIVING THE BIDS, AND RE-PROPOSING THIS AT THE NEXT MEETING.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL WITH A YES VOTE TO DEFEAT, AND ***DEFEATED*** BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-360 INCREASING APPROPRIATIONS BY \$49,000.00 UNDER THE MAYOR'S COMMUNITY ENGAGEMENT & SOCIAL EQUITY DIVISION, TO COVER ADDITIONAL NECESSITIES FOR TRAVEL, AWARDS/BANQUET, MENTORING AND THE WOMEN'S WELLNESS CONFERENCE, WITH BUDGET LINES INCREASED; 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-23-361 **AMERICAN RESCUE PLAN:** APPROPRIATING \$5,000,000.00 UNDER THE AMERICAN RESCUE PLAN (ARP) FUND 2701.30_5828, PURSUANT TO U.S. DEPARTMENT OF THE TREASURY GUIDANCE ON USING AMERICAN RESCUE PLAN (ARP) FUNDS TO ADDRESS IMPROVED PUBLIC HEALTH AND NEGATIVE ECONOMIC IMPACTS, RELEASED ON JUNE 23, 2023 (SEE SECTION 2.18 OF U.S. TREASURY DEPARTMENT'S FAQ SUPPLEMENT ON CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS, AS OF NOVEMBER 15, 2021. FURTHER, AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE AND ENTER INTO CONTRACTUAL AGREEMENTS NECESSARY TO EFFECTUATE THE GOALS FOR DESIGN OF THE MILL CREEK PARK INTERCEPTOR SEWER PROJECT. TOTAL COST OF THE PROJECT WILL NOT EXCEED \$5,000,000.00; 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-23-362 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-23-363 AMENDING ORDINANCE 23-10, PASSED BY YOUNGSTOWN CITY COUNCIL ON JANUARY 18, 2023, WHICH AUTHORIZED THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE A BLANKET PURCHASE ORDER FOR THE 2023 CALENDAR YEAR, IN AN AMOUNT NOT TO EXCEED \$30,000.00, FOR WARREN SPRINGS OF OHIO. THE AMENDMENT BEING: TO INCREASE THE NOT TO EXCEED AMOUNT TO \$50,000.00 IN THE CAPTION, SECTION 1 AND SECTION 3 OF THE ORDINANCE; 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-23-364 AMENDING ORDINANCE 22-426, PASSED BY YOUNGSTOWN CITY COUNCIL ON NOVEMBER 15, 2022, WHICH REPEALED CHAPTER 307, PHOTO TRAFFIC ENFORCEMENT SYSTEM, OF THE CODIFIED ORDINANCES OF THE CITY OF YOUNGSTOWN, AND ENACTED A NEW CHAPTER 307, PHOTO TRAFFIC ENFORCEMENT SYSTEM. THE AMENDMENT BEING: TO MAKE CORRECTIONS TO SECTION 2 OF THE ORDINANCE, UNDER SECTION 307.04, REGISTERED OWNER ACTION AFTER ISSUANCE OF A TICKET; AND SECTION 307.05, CIVIL PENALTIES; AS 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 FIRST TIME AND UPON MOTION OF MR. RAY THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

COUNCILWOMAN TURNER NOTED THAT SHE THINKS THIS LEGISLATION LACKS CLARITY OF THE PROCESS, AND MOVING IT FORWARD TO WORK IT OUT ON THE BACK END IS NOT EFFICIENT TO OUR RESIDENTS OR COURT SYSTEM.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 5. NAYS, 2.

ORD-23-365 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE FIRST WARD, IN AN AMOUNT NOT TO EXCEED \$30,000.00, TO THE YOUNGSTOWN AREA JEWISH FEDERATION, FOR SPECIFIC WARD PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED FOR A SEVEN-MONTH CONSULTING AGREEMENT (APPROXIMATELY OCTOBER 2023 THROUGH MAY 2024), WITH THE PRIMARY OBJECTIVE OF DEVELOPING A PARADIGM FOR THE CREATION OF A JOB TRAINING YOUTH EDUCATION CENTER; 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-23-366 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE FIRST WARD, IN AN AMOUNT NOT TO EXCEED \$100,000.00, TO FAMILY & COMMUNITY SERVICES, INC., FOR SPECIFIC WARD PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED FOR CAPITAL EXPENSES RELATED TO THE CREATION OF A NON-CONGREGATE FACILITY FOR HOMELESS VETERANS, REGARDLESS OF GENDER. FAMILY & COMMUNITY SERVICES HAS SECURED FUNDING COMMITMENTS TOTALING \$850,000.00 FOR THE 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-23-367 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE FIRST WARD, IN AN AMOUNT NOT TO EXCEED \$100,000.00, TO NEW BETHEL BAPTIST CHURCH, FOR SPECIFIC WARD

PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED BY NEW BETHEL BAPTIST CHURCH FOR PHASE II OF THEIR EXPANSION, WITH RENOVATION OF THE FORMER SANCTUARY INTO A MULTI-PURPOSE COMMUNITY CENTER; 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 A SECOND READING.**

ORD-23-368 AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$5,000.00 FROM THE PRESIDENT OF COUNCIL'S G/L CODE 1001.01.008_5101, TRAVEL INTO 1001.01.008_5107, OPERATING SERVICES; 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-23-369 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE PRESIDENT OF COUNCIL'S DISCRETIONARY FUND TO BE USED TO DEFRAY COSTS ASSOCIATED WITH THE 7TH ANNUAL MAHONING AVENUE FALL FEST 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-23-370 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE FOURTH WARD DISCRETIONARY FUND TO BE USED TO DEFRAY COSTS ASSOCIATED WITH MOBILE FOOD PANTRY ACTIVITIES TAKING PLACE IN THE 4TH 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-23-371 CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT MCGUFFEY RD., PARCELS: 53-205-0-027.00-0, CITY LOT NUMBER 52857; 53-205-0-028.00-0, CITY LOT NUMBER 52858; 53-205-0-029.00-0, CITY LOT NUMBER 52859; AND 53-205-0-030.00-0, CITY LOT NUMBER 52860, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO MU-C (MIXED USE COMMUNITY); AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY **WAS MOVED TO THE PLANNING COMMISSION.**

ORD-23-372 CHANGING THE ZONE CLASSIFICATION OF PROPERTY LOCATED AT GLENWOOD AVENUE, PARCELS: 53-129-0-048.00-0, CITY LOT NUMBER 23821; 53-129-0-049.00-0, CITY LOT NUMBER 23822; 53-129-0-050.00-0, CITY LOT NUMBER 23823; 53-129-0-051.00-0, CITY LOT NUMBER 23824; AND 53-129-0-052.00-0, CITY LOT NUMBER 23825, CURRENTLY ZONED RS-7.2 (SINGLE FAMILY RESIDENTIAL) TO MU-C (MIXED USE COMMUNITY); AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. RAY **WAS MOVED TO THE PLANNING COMMISSION.**

REMARKS

COUNCILWOMAN TURNER NOTED THAT THE RECENT UPTICK IN VIOLENCE IS UNACCEPTABLE, AND WE HAVE TO FIGHT THE VIOLENCE AS A COMMUNITY. SHE STATED IT IS THE COMMUNITY'S DUTY TO WORK TOGETHER TO PROVIDE A SAFE SPACE.

COUNCILMAN RAY THANKED THE CONCERNED CITIZENS WHO SPOKE AGAINST S.O.B.E.

COUNCILWOMAN DAVIS ALSO THANKED THE S.O.B.E. CONCERNED CITIZENS, AND ASKED THE COMMUNITY TO GET INVOLVED TO PREVENT THE SALE OF OUR CITY'S WATER, AND TAKE IT TO THE CHARTER LEVEL TO PROTECT OUR WATER.

COUNCILMAN OLIVER THANKED THE S.O.B.E. OPPONENTS, AND STATED THE COMMUNITY WAS EFFECTIVE AGAINST FIRST ENERGY. HE AGREED WITH COUNCILWOMAN TURNER ABOUT THE VIOLENCE AS HIS BEST FRIEND WAS SHOT MULTIPLE TIMES AS A CASE OF MISTAKEN IDENTITY AND HE WANTS THE COMMUNITY TO COME TOGETHER AGAINST THE VIOLENCE.

COUNCILMAN RAY MADE A MOTION TO ADJOURN.

COUNCILWOMAN DAVIS SECONDED.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, OCTOBER 4, 2023


CLERK


PRESIDENT OF COUNCIL