

SPECIAL CITY COUNCIL MEETING
WEDNESDAY, AUGUST 25, 2021

CITY COUNCIL CONVENED IN SPECIAL SESSION AT 4:30 PM AND WAS CALLED TO ORDER BY PRESIDENT PRO TEM MIKE RAY. 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, AND SAMANTHA TURNER, 7. PRESIDENT DEMAINE KITCHEN WAS ABSENT.

COM-21-128 NOTICE OF SPECIAL CITY COUNCIL MEETING FOR WEDNESDAY, AUGUST 25, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-129 BOARD OF CONTROL MEETING WAS HELD JULY 30, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-130 BOARD OF CONTROL MEETING WAS HELD AUGUST 5, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-131 BOARD OF CONTROL MEETING WAS HELD AUGUST 12, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-132 BOARD OF CONTROL MEETING WAS HELD AUGUST 19, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-133 YOUNGSTOWN CITY PLANNING COMMISSION NOTICE THAT NO MEETINGS WILL BE HELD IN AUGUST 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-134 DESIGN REVIEW COMMITTEE MEETING WAS HELD AUGUST 3, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-135 FINANCE DIRECTOR KYLE MIASEK DECLARATION LETTER OF SURPLUS PROPERTY: CITY LOT NO. 62965, PP# 53-023-0-242.01-0, VACANT LAND @ FEDERAL PLAZA E. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-136 MAYOR TITO BROWN PRESS RELEASE: CITY OF YOUNGSTOWN SEEKING APPLICATIONS FOR THE POSITION OF COORDINATOR OF DOWNTOWN

SPECIAL CITY COUNCIL MINUTES
WEDNESDAY, AUGUST 25, 2021

EVENTS AND CITYWIDE SPECIAL PROJECTS. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-137 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JULY 29, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-138 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD AUGUST 5, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-139 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD AUGUST 12, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-140 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD AUGUST 19, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-141 MAHONING COUNTY COMMISSIONERS NOTICE RE: MAHONING COUNTY COURTHOUSE 110TH ANNIVERSARY OFFICIAL REDEDICATION OF THE MAHONING COUNTY COURT HOUSE TIME CAPSULE. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-142 MAHONING VALLEY SANITARY DISTRICT REGULAR BOARD OF DIRECTORS MEETING WAS HELD AUGUST 25, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-143 MAHONING COUNTY PROSECUTOR ATTORNEY PAUL J. GAINS LETTER RE: ANNOUNCEMENT OF THE MAHONING COUNTY SPECIAL NEEDS REGISTRY PROGRAM. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-144 DONALD SCOTT LETTER RE: INTENT TO FILE A CITIZEN-INITIATED REFERENDUM AMENDING YOUNGSTOWN CITY CHARTER SECTION 5, SPECIFICALLY TERM LIMITS PLACED ON CITY COUNCIL. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-145 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: NEW TO: AMITOJ GAS, INC., 1425 LOGAN AVE., YOUNGSTOWN, OH 44505, PERMIT # 0160918. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-146 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: NEW TO: MERCY FOOD MART, INC., 1133 GLENWOOD AVE., YOUNGSTOWN, OH 44502, PERMIT # 5838715. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-147 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: NEW TO: JEROME W. DONNELLY. 1633 MCGUFFEY, YOUNGSTOWN, OH 44505, PERMIT # 0408747. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-148 PRESIDENT DEMAINE KITCHEN IS UNABLE TO ATTEND THE SPECIAL CITY COUNCIL MEETING ON AUGUST 25, 2021. WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

COM-21-149 YOUNGSTOWN CITY COUNCIL NOMINATION OF TRACEY OATES FOR THE APPOINTMENT TO THE MVSD BOARD EFFECTIVE, AUGUST 2021. ROLL CALL VOTE TO CONFIRM THE APPOINTMENT: YEAS, 6. ABSTAIN, 1 (OLIVER). NAYS, NONE.

REMARKS

COUNCILWOMAN DAVIS ASKED IF THERE WAS ANY CONFLICT OF INTEREST IN NOMINATING TRACEY OATES AS SHE WAS ONCE HER CAMPAIGN TREASURER.

ATTORNEY LIMBIAN ASKED HOW LONG AGO THAT WAS.

COUNCILWOMAN DAVIS ANSWERED 2015.

ATTORNEY LIMBIAN NOTED THAT SINCE COUNCILWOMAN DAVIS BROUGHT THAT TO THE FOREFRONT AND AS IT WAS AWHILE AGO, THAT THERE WAS NO CONFLICT.

REPORTS

REP-21-22 FINANCE COMMITTEE SIGNED OUT ORD-21-231 ENTITLED: "AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO NEGOTIATE TERMS AND ENTER INTO AGREEMENTS WITH COLU TECHNOLOGIES TO EXTEND THE LICENSE OF THE SOFTWARE PLATFORM SUPPORTING THE YO! BUY LOCAL APP. THE LICENSE TERM WILL BE FOR ONE YEAR AND SHALL NOT EXCEED \$60,000.00." WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

REP-21-23 INFRASTRUCTURE & GENERAL IMPROVEMENTS COMMITTEE SIGNED OUT ORD-21-254 ENTITLED: "DECLARING A VACANT PARCEL OF REAL PROPERTY, UNDER SECTION 3, ARTICLE XVIII OF THE OHIO CONSTITUTION AND SECTION 1

AND SECTION 2 OF THE CITY CHARTER, KNOWN AS PARCEL NO. 53-003-0-015.00-0 AND 53-003-0-016.00-0, LOCATED AT FIFTH AVENUE AND WOOD STREET, ARE NO LONGER NECESSARY FOR MUNICIPAL PURPOSES. FURTHER, THAT THE DIRECTOR OF FINANCE, HAVING OFFICIALLY DECLARED THE CITY-OWNED REAL PROPERTY SURPLUS PROPERTY ON JULY 21, 2021, SHOULD CASE THE SALE AND TRANSFER OF SAID REAL PROPERTY FOR USE IN CONNECTION WITH ECONOMIC DEVELOPMENT PURPOSES.” WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

REP-21-24 INFRASTRUCTURE & GENERAL IMPROVEMENTS COMMITTEE SIGNED OUT ORD-21-255 ENTITLED: “AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PURCHASE SALE AGREEMENT WITH YOUNGSTOWN STATE UNIVERSITY FOR THE PURCHASE OF PROPERTIES ATTACHED AND INCORPORATED HEREIN AS EXHIBIT “A”: PARCEL NO. 1 – (\$16,000.00) 53-003-0-015.00-0/53-003-0-016.00-0; PARCEL NO. 2 – (\$340.00) 53-003-0-017.00-0 AND (\$1600.00) – 53-003-0-018.00-0; PARCEL NO. 3 – (\$1,240.00) 53-003-0-019.00-0 AND (\$740.00) 53-003-0-020.00-0; PARCEL NO. 4 (\$2,210.00) 53-003-0-021.00-0; AND PARCEL NO. 5 (\$2,940.00) 53-003-0-022.00-0.” WAS READ AND UPON MOTION OF MS. DAVIS WAS RECEIVED AND FILED. CARRIED

RESOLUTIONS

RES-21-12 HONORING DR. GERALD A. MATTEUCCI AS THE 29TH ANNUAL BRIER HILL ITALIAN FEST 2021 MAN OF THE YEAR. WAS READ THE FIRST TIME AND UPON MOTION OF MS. DAVIS 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-21-13 RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR. WAS READ THE FIRST TIME AND UPON MOTION OF MS. DAVIS 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-21-258 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 FOR THE CONSTRUCTION OF A CONDUIT STORAGE BUILDING AT THE WASTEWATER TREATMENT PLANT. THE COST WILL NOT EXCEED \$610,000.00; 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 MS. DAVIS 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-21-259 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A FINAL CONSTRUCTION AGREEMENT WITH THE STATE OF OHIO, DIRECTOR OF TRANSPORTATION FOR ODOT PROJECT MAH-US62/SR7 13.10/11.26: PID 106537. CITY SHARE WILL BE \$483,516.00; 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 MS. DAVIS 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-21-260 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO WAIVE FORMAL BIDDING PURSUANT TO SECTION 735.051 OF THE OHIO REVISED CODE, AND MAKE PAYMENT TO A.P. O'HORO COMPANY FOR \$51,898.03, FOR EMERGENCY REPLACEMENT OF 200 FEET OF 24 INCH SANITARY SEWER; 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 MS. DAVIS 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-21-261 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO WAIVE FORMAL BIDDING PURSUANT TO SECTION 735.051 OF THE OHIO REVISED CODE, AND MAKE PAYMENT TO UTILITY CONTRACTING COMPANY IN THE AMOUNT OF \$64,496.36 FOR EMERGENCY REPAIRS TO A 24 INCH PIPE BY 3225 NEOSHO 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 MS. DAVIS 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-21-262 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO WAIVE FORMAL BIDDING PURSUANT TO SECTION 735.051 OF THE OHIO REVISED CODE, AND APPROVE PAYMENT TO MARUCCI & GAFFNEY EXCAVATING COMPANY IN THE AMOUNT OF \$85,288.20 FOR EMERGENCY REPLACEMENT OF 175 FEET OF 6 INCH SANITARY LINE WITH FOUR LATERALS THAT WERE REPLACED WITH AN 8 INCH SANITARY LINE; 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 MS. DAVIS 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-21-263 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE PAYMENT TO GREAT LAKES WATER & WASTE SYSTEMS, LLC, FOR AN AMOUNT NOT TO EXCEED \$31,416.00 FOR A WATER PUMP AND MOTOR REPLACEMENT AT THE EVANS FIELD PUMPING STATION; 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 MS. DAVIS 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-21-264 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT IN THE AMOUNT OF \$203,623.82 TO MURPHY TRACTOR AND EQUIPMENT FOR A JOHN DEERE 210G EXCAVATOR; 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 MS. DAVIS 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-21-265 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT NOT TO EXCEED \$31,140.00 TO WAYMATIC FOR THE PURCHASE OF A 16 FOOT 12,000 LBS. REFRIGERATED TRAILER WITH A 1 HP GOVI COMPRESSOR UNIT FOR ON-SITE BEER SALES; 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 MS. DAVIS WAS MOVED TO A SECOND READING.

REMARKS

MR. MIASEK NOTED THAT THERE ARE ONLY 4 COMPANIES IN THE UNITED STATES THAT MANUFACTURE THESE UNITS, AND CURRENTLY THERE IS ONLY ONE AVAILABLE RIGHT NOW, AND IT IS BEING HELD FOR US. IF WE DO NOT PURCHASE THIS ONE, WE WILL NOT BE ABLE TO GET ONE THIS YEAR AS THE PARTS COME FROM CHINA. IF THE VOTE IS POSTPONED AND WE DO NOT MOVE FORWARD WITH PURCHASING THIS ITEM, WE MAY BE UNABLE TO PROVIDE BEVERAGE SERVICES TO THE AMPHITHEATER THIS YEAR IN THE EVENT THAT WE ARE UNABLE TO RENT ONE FROM SUPERIOR BEVERAGE.

COUNCILWOMAN DAVIS ASKED IF MR. MIASEK LOOKED INTO WHETHER ANY OTHER VENDOR GROUPS COULD BE CONTRACTED TO SET UP A BEER VENDOR THERE.

MR. MIASEK STATED IT IS UP TO JAC MANAGEMENT TO PROVIDE THIS, AS IT IS NOT A CITY RESPONSIBILITY. THE MANAGING COMPANY FOR THE AMPHITHEATER HOLDS THE LIQUOR LICENSE AND THEY USE SUPERIOR BEVERAGE FOR THE DRINK NEEDS. BASED ON HIS CONVERSATIONS WITH JAC MANAGEMENT, THE VENDOR WAS JUST HOLDING THIS ITEM, AND IF AUTHORIZED BY COUNCIL AT THIS MEETING, THEN TOMORROW BOC WOULD APPROVE AN EMERGENCY PURCHASE ORDER SO THEN THE ITEM COULD BE PURCHASED AND DELIVERED.

COUNCILWOMAN DAVIS THEN MOTIONED TO **RESCIND** HER MOTION TO PLACE ITEM #10 IN A SECOND READING. SECONDED BY COUNCILWOMAN MCNALLY. THE MOTION WAS RESCINDED BY A VOTE OF YEAS, 7. NAYS, NONE.

UPON MOTION OF MS. DAVIS THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 5. NAYS, 2.

COUNCILMAN HUGHES STATED THIS ITEM SHOULD HAVE WENT TO A COMMITTEE, AS THEY WERE NOT AWARE OF THIS ITEM COMING UP.

MR. MIASEK STATED THE NEED FOR THIS ITEM WAS RECENTLY WITNESSED FIRST-HAND BY THE MAYOR AND A COUNCILPERSON AT A SHOW AT THE AMPHITHEATER. IT WAS NOT ANTICIPATED ANY EARLIER THAT THE AMPHITHEATER EXISTING BEVERAGE FACILITIES COULD NOT HANDLE THE LARGER CROWDS THAT HAVE BEGUN ATTENDING EVENTS, AND SO IT WAS RECENTLY DISCOVERED THAT ANOTHER BEVERAGE TRAILER WAS NEEDED AND HARD TO OBTAIN.

COUNCILMAN OLIVER NOTED THAT HE THINKS THIS IS FISCALLY RESPONSIBLE AND WOULD HELP ALLEVIATE AN ISSUE.

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

ORD-21-266 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT NOT TO EXCEED \$50,000.00 TO MICHAEL'S LAWN SERVICE FOR WORK PERFORMED TO COLLECT DISCARDED MATTRESSES FOR 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 MS. DAVIS 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-21-267 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH VARIOUS VENDORS FOR INSPECTIONS OF RENTAL PROPERTIES THROUGHOUT THE CITY OF YOUNGSTOWN. THESE RENTAL INSPECTIONS ARE IN PREPARATION FOR THE PROPERTIES TO BE FULLY LICENSED AND TO FOLLOW THE CITY OF YOUNGSTOWN HOUSING STRATEGY; 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 MS. DAVIS 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-21-268 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR PROPOSALS AND ENTER INTO A CONTRACT WITH A VENDOR FOR THE U.S. HOUSING AND URBAN DEVELOPMENT (HUD)

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) AND HOUSING CONSULTING 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 MS. DAVIS 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-21-269 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF YOUNGSTOWN AND ECONOMIC ACTION GROUP (EAG) TO PROVIDE PLANNING, ECONOMIC DEVELOPMENT, AND MARKETING SERVICES FOR THE CITY. THE COST OF THE AGREEMENT WILL NOT EXCEED \$150,000.00; 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 MS. DAVIS 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-21-270 AUTHORIZING THE ACCEPTANCE OF THE PROJECT SAFE NEIGHBORHOOD "OPERATION STEEL PENGUIN" 2020 GRANT (#2020-PS-PSN-440), IN THE AMOUNT OF \$25,000.00, AWARDED BY THE OHIO DEPARTMENT OF PUBLIC SAFETY WITH NO IN-KIND MATCH FOR THE PERIOD OF JULY 1, 2021 THROUGH DECEMBER 31, 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 FIRST TIME AND UPON MOTION OF MS. DAVIS **WAS MOVED TO A SECOND READING.**

ORD-21-271 APPROPRIATING \$20,000.00 TO 2103.30_5107, THE LAW ENFORCEMENT OPERATING SERVICES FUND FOR A SURVEILLANCE SYSTEM OF THE WATER DEPARTMENT'S PARKING LOT ON FEDERAL STREET. APPROPRIATION WAS APPROVED BY ORD-18-136; 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 MS. DAVIS **WAS MOVED TO A SECOND READING.**

ORD-21-272 APPROPRIATING \$25,000.00 TO POLICE CODE 2101.12.202_5817, THE POLICE PROJECT. THIS GRANT SHALL BE UTILIZED TO REDUCE GUN VIOLENCE;

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 MS. DAVIS ***WAS MOVED TO A SECOND READING.***

ORD-21-273 APPROPRIATING \$35,000.00 TO FUND 2101.12.202_5817, THE POLICE PROJECT. THIS GRANT SHALL BE UTILIZED TO REDUCE GUN VIOLENCE; 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 MS. DAVIS ***WAS MOVED TO A SECOND READING.***

ORD-21-274 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$2,500.00 FROM THE FIRST WARD DISCRETIONARY FUND 1001.01.001_5107, OPERATING SERVICES TO THE YOUNGSTOWN FLEA FOR TECHNICAL DESIGN AND PRINT SERVICES FOR MOCK-UPS OF THE EAST END, DOWNTOWN DEVELOPMENT 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 MS. DAVIS 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-21-275 AMENDING SECTION 1 OF ORDINANCE NO. 21-73, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 17, 2021, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN. THE AMENDMENT BEING: TO MAKE THE FOLLOWING POSITIONS NOT ELIGIBLE FOR OVERTIME COMPENSATION: 0701-1001 – HEALTH COMMISSIONER, 0701-1051 SECRETARY, 0790-2001 DIRECTOR OF NURSING, 0790-3011 NURSING SUPERVISOR STD, 0701-6000 MINORITY HEALTH DIR., AND 0721-2001 DIR. ENVIRONMENTAL 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 MS. DAVIS 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.

TABLED

ORD-21-257 AMENDING SECTION 1 OF ORDINANCE NO. 21-73, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 17, 2021, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN. THE AMENDMENT BEING: TO MAKE THE FOLLOWING POSITIONS NOT ELIGIBLE FOR OVERTIME COMPENSATION: 0701-1001 – HEALTH COMMISSIONER, 0701-1051 SECRETARY, 0790-2001 DIRECTOR OF NURSING, 0790-3011 NURSING SUPERVISOR STD, 0701-6000 MINORITY HEALTH DIR., AND 0721-2001 DIR. ENVIRONMENTAL 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 SECOND TIME AND UPON MOTION OF MS. TURNER TO MOVE OFF THE TABLE BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

COUNCILWOMAN MCNALLY NOTED THAT THERE WERE SOME CLERICAL ERRORS ON THIS PIECE, BUT THAT IT WAS HER UNDERSTANDING THAT A NEW CORRECTED ORDINANCE WOULD BE BROUGHT FORTH IN THE FUTURE.

COUNCILWOMAN TURNER NOTED THAT COUNCILWOMAN MCNALLY WAS CORRECT.

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

SIGNED OUT OF COMMITTEE

ORD-21-231 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO NEGOTIATE TERMS AND ENTER INTO AGREEMENTS WITH COLU TECHNOLOGIES TO EXTEND THE LICENSE OF THE SOFTWARE PLATFORM SUPPORTING THE YO! BUY LOCAL APP. THE LICENSE TERM WILL BE FOR ONE YEAR AND SHALL NOT EXCEED \$60,000.00; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MS. DAVIS 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-21-254 DECLARING A VACANT PARCEL OF REAL PROPERTY, UNDER SECTION 3, ARTICLE XVIII OF THE OHIO CONSTITUTION AND SECTION 1 AND SECTION 2 OF

THE CITY CHARTER, KNOWN AS PARCEL NO. 53-003-0-015.00-0 AND 53-003-0-016.00-0, LOCATED AT FIFTH AVENUE AND WOOD STREET, ARE NO LONGER NECESSARY FOR MUNICIPAL PURPOSES. FURTHER, THAT THE DIRECTOR OF FINANCE, HAVING OFFICIALLY DECLARED THE CITY-OWNED REAL PROPERTY SURPLUS PROPERTY ON JULY 21, 2021, SHOULD CASE THE SALE AND TRANSFER OF SAID REAL PROPERTY FOR USE IN CONNECTION WITH ECONOMIC DEVELOPMENT PURPOSES; 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 MS. DAVIS 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-21-255 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PURCHASE SALE AGREEMENT WITH YOUNGSTOWN STATE UNIVERSITY FOR THE PURCHASE OF PROPERTIES ATTACHED AND INCORPORATED HEREIN AS EXHIBIT "A": PARCEL NO. 1 – (\$16,000.00) 53-003-0-015.00-0/53-003-0-016.00-0; PARCEL NO. 2 – (\$340.00) 53-003-0-017.00-0 AND (\$1600.00) – 53-003-0-018.00-0; PARCEL NO. 3 – (\$1,240.00) 53-003-0-019.00-0 AND (\$740.00) 53-003-0-020.00-0; PARCEL NO. 4 (\$2,210.00) 53-003-0-021.00-0; AND PARCEL NO. 5 (\$2,940.00) 53-003-0-022.00-0; 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 MS. DAVIS 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.

LATE

ORD-21-276 AMENDING THE CODIFIED ORDINANCES OF THE CITY OF YOUNGSTOWN: ENACTING SECTION 163.69, PROOF OF COVID-19 VACCINATION BONUS FOR ALL YOUNGSTOWN CITY EMPLOYEES: EFFECTIVE IMMEDIATELY \$1,000.00; 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 MS. DAVIS **WAS MOVED TO A SECOND READING.**

REMARKS

COUNCILWOMAN DAVIS ASKED MAYOR BROWN IF HE WOULD USE THE STICK AND NOT THE CARROT, AS IN THIS LEGISLATION, OFFERING A BONUS SO THAT CITY EMPLOYEES GET THE VACCINE.

MAYOR BROWN STATED THAT PFIZER IS NO LONGER AN EMERGENCY VACCINE, AND ONCE MODERNA IS APPROVED HE CAN SEE ABOUT PROPOSING LEGISLATION MANDATING THAT, AND WILL BE RESEARCHING PENALTIES ONCE THEY HAVE THAT AUTHORITY.

COUNCILWOMAN DAVIS STATED THAT THE LEGISLATION HAD A 45 DAY WINDOW THROUGH OCTOBER 9TH AND SHE WOULD LIKE TO SEE THAT BY THEN.

MAYOR BROWN NOTED THAT HE BELIEVES THE MAJORITY OF CITY EMPLOYEES HAD MODERNA AND SO WILL LOOK INTO MANDATING THAT AFTER IT IS FDA APPROVED.

COUNCILWOMAN DAVIS ASKED IF HE WILL MANDATE MASKS FOR ALL EMPLOYEES.

MAYOR BROWN ANSWERED THAT HE WILL IMPLEMENT A MASK MANDATE THIS WEEK FOR ALL CITY EMPLOYEES INSIDE CITY BUILDINGS, VACCINATED OR NOT.

COUNCILWOMAN DAVIS NOTED THAT ALL EMPLOYEES WHILE WORKING SHOULD BE MANDATED TO WEAR A MASK WHETHER INSIDE OR OUTSIDE BUILDINGS.

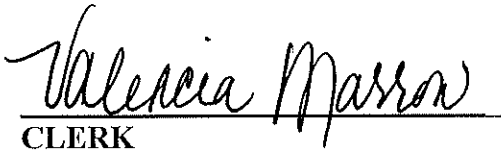
MAYOR BROWN STATED THAT HE WILL LOOK INTO ADDING THAT TO HIS EXECUTIVE ORDER FOR EMPLOYEES THAT WORK WITH THE PUBLIC.

COUNCILMAN RAY ASKED FOR A MOMENT OF SILENCE FOR THE RECENT VIOLENCE AND LOSS OF LIFE IN THE CITY.

SPECIAL CITY COUNCIL MINUTES
WEDNESDAY, AUGUST 25, 2021

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, OCTOBER 6, 2021


CLERK


PRESIDENT OF COUNCIL