

SPECIAL CITY COUNCIL MEETING

MONDAY, JULY 31, 2023

***MEETING HELD AT MAHONING COUNTY COMMISSIONER'S HEARING ROOM**

CITY COUNCIL CONVENED IN A SPECIAL 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. COUNCIL SWORE ALLEGIANCE TO THE FLAG.

COMMUNICATIONS

COM-23-135 NOTICE OF SPECIAL COUNCIL MEETING FOR MONDAY, JULY 31, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-136 BOARD OF CONTROL MEETING WAS HELD JUNE 29, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-137 BOARD OF CONTROL MEETING WAS HELD JULY 13, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-138 BOARD OF CONTROL MEETING WAS HELD JULY 27, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-139 MAYOR BROWN PRESS RELEASE: SELECTION OF STEPHANIE GILCHRIST AS THE NEW ECONOMIC DEVELOPMENT DIRECTOR. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-140 DESIGN REVIEW COMMITTEE MEETING WAS HELD JULY 7, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-141 CITY PLANNING COMMISSION MEETING WAS HELD JULY 18, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

COM-23-142 YNDC (YOUNGSTOWN NEIGHBORHOOD DEVELOPMENT CORP.) PERFORMANCE REPORT APRIL – JUNE 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

SPECIAL CITY COUNCIL MINUTES
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COM-23-143 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JUNE 22, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-144 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JUNE 26, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-145 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JULY 6, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-146 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JULY 13, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-147 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JULY 18, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-148 MAHONING COUNTY COMMISSIONERS BOARD MEETING WAS HELD JULY 27, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-149 MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD JUNE 28, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-150 MAHONING VALLEY SANITARY DISTRICT BOARD MEETING WAS HELD JULY 26, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-151 OHIO DIVISION OF LIQUOR CONTROL NOTICE RE: TRFL TO: GPC HOLDINGS, LLC, 2ND FL & ROOF, 122 W. FEDERAL ST., YOUNGSTOWN, OH 44503, PERMIT #3303921. FROM: O'DONALD'S DOWNTOWN, LLC, 1ST FL BSMT & PATIO, 122 W. FEDERAL ST., YOUNGSTOWN, OH 44503, PERMIT# 6483737. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-152 OHIO EPA PUBLIC INFORMATION OFFICER MARY MCCARRON LETTER RE: PUBLIC MEETING REGARDING PERMIT MODIFICATION SUBMITTED BY SOBE TO BE HELD THURSDAY, AUGUST 10, 2023 AT THE EUGENIA ATKINSON CENTER @ 903 OTIS ST., YOUNGSTOWN, OH 44510. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

COM-23-153 WATER COMMISSIONER HARRY JOHNSON IS UNABLE TO ATTEND SPECIAL CITY COUNCIL MEETING ON JULY 31, 2023. WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REMARKS

COUNCILWOMAN ADAMCZAK MENTIONED THAT THERE WAS A LOT OF CONTROVERSY ON BOTH SIDES IN HER WARD, BUT SHE LET THE PLANNING COMMISSION DO THEIR DUE DILIGENCE SO SHE WILL GO ALONG WITH THEIR RECOMMENDATION ON COM-23-154.

COM-23-154 PLANNING COMMISSION RECOMMENDATION FOR APPROVAL OF REFERRAL #12-23, REQUEST BY RON WOODS FOR A WAIVER TO ESTABLISH A REGULATED USE (SECOND HAND STORE) FOR 2027/2035 E. MIDLOTHIAN WITHIN 500 FT RADIUS OF 4 OTHER REGULATED USES. ROLL CALL VOTE: MOTION TO ACCEPT THE PLANNING COMMISSION'S RECOMMENDATION OF **APPROVAL** OF THE REGULATED USE: YEAS, 7, NAYS, NONE. CARRIED

REPORTS

REP-23-10 CITY PLANNING COMMISSION RECOMMENDED APPROVAL OF REF. NO. 05-23, ORD-23-170, WHICH READS: "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." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-11 FINANCE COMMITTEE SIGNED OUT ORD-22-85 ENTITLED: "**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: A PAY INCREASE IN THE AMOUNT OF \$2,000.00 FOR THE FOLLOWING POSITION WITHIN THE DEPARTMENT OF CITY COUNCIL: CLERK OF COUNCIL, FROM \$74,206.91 TO \$76,206.91." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED. CARRIED

REP-23-12 FINANCE COMMITTEE SIGNED OUT ORD-22-86 ENTITLED: "**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: A PAY INCREASE IN THE AMOUNT OF \$2,000.00 FOR THE FOLLOWING POSITION WITHIN THE DEPARTMENT

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OF CITY COUNCIL: 1ST ASSISTANT CLERK OF COUNCIL, FROM \$56,394.62 TO \$58,394.62." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

REP-23-13 FINANCE COMMITTEE SIGNED OUT ORD-22-160 ENTITLED: "AMENDING SECTION 1 OF ORDINANCE NO. 22-83, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 16, 2022, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO MAKE THE FOLLOWING CHANGES TO POSITION NO. 0401-3301, HUMAN RESOURCE SUPERVISOR: CHANGE THE FLSA STATUS FROM EXEMPT TO NON-EXEMPT; AND CHANGE THE A.T./O.T. ELIGIBLE STATUS FROM NO TO YES; AND CHANGE THE C.T. ELIGIBLE STATUS FROM YES TO NO. THESE CHANGES ARE NECESSARY TO CORRECT AN INEQUITY THAT EXISTS, COMPARED TO EQUAL POSITIONS ON THE MASTER SALARY ORDINANCE." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

REP-23-14 FINANCE COMMITTEE SIGNED OUT ORD-23-30 ENTITLED: "AMERICAN RESCUE PLAN: AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICE AGREEMENT WITH PECCHIA COMMUNICATIONS FOR CALENDAR YEAR 2023 FOR SERVICES INCLUDING COMMUNICATION PLANNING AND COUNSEL RELATIVE TO ARP FUNDING AND EXPENDITURES. COST WILL NOT EXCEED \$95,040.00." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

REP-23-15 SAFETY COMMITTEE SIGNED OUT ORD-23-196 ENTITLED: "AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WILLIAM "GUY" BURNEY FOR THE PERIOD JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. FURTHER, AUTHORIZING THE BOARD OF CONTROL TO APPROVE ANY CONTRACTUAL AGREEMENT(S) REQUIRED TO EXECUTE SAID PROFESSIONAL SERVICES AGREEMENT. COST SHALL NOT EXCEED \$89,004.00." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

REP-23-16 PLANNING COMMITTEE SIGNED OUT ORD-23-170 ENTITLED: "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." WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.
CARRIED

REP-23-17 PLANNING COMMITTEE SIGNED OUT ORD-23-171 ENTITLED: "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.” WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

REP-23-18 PLANNING COMMITTEE SIGNED OUT ORD-23-172 ENTITLED: “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.” WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

REP-23-19 PLANNING COMMITTEE SIGNED OUT ORD-23-173 ENTITLED: “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.” WAS READ AND UPON MOTION OF MR. RAY WAS RECEIVED AND FILED.

CARRIED

RESOLUTIONS

RES-23-13 DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF YOUNGSTOWN ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS PUBLIC WORKS CAPITAL PROJECTS FUND FOR THE PIPE STORAGE FACILITY WASTEWATER TREATMENT PLANT PROJECT, OPWC PROJECT NUMBER CF06Z (LOAN), WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO. 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-23-14 DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF YOUNGSTOWN ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS PUBLIC WORKS CAPITAL PROJECTS FUND FOR THE REGULATING CHAMBER 104 IMPROVEMENTS PROJECT, OPWC PROJECT NUMBER CF05Z (LOAN), WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO. 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-23-270 AUTHORIZING 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 \$40,000.00 FOR MAIN LITE ELECTRIC CO., INC.; 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-23-271 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE THE PURCHASE AND INSTALLATION OF A NEW FIRE ALARM PANEL, SMOKE DETECTORS AND RELATED ACCESSORIES, FOR THE YOUNGSTOWN WATER DEPARTMENT WEST AVENUE FACILITY, FROM GRUNAU COMPANY, INC., FOR AN AMOUNT NOT TO EXCEED \$39,278.00; 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-23-272 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT, NOT TO EXCEED \$20,000.00, TO RAHEEN TRAYLOR/NKUT MEALS, LLC, FOR COLLECTION OF DISCARDED MATTRESSES THROUGHOUT THE CITY OF YOUNGSTOWN 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, 5. NAYS, 1. ABSTAIN, 1 (TURNER).

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

ORD-23-273 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE PAYMENT TO BEARING SERVICE CO., IN THE AMOUNT OF \$53,270.00, FOR A REPLACEMENT INSTALLATION IN BUILDING #1 AT 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-23-274 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 \$34,126.24 FOR EMERGENCY REPLACEMENT OF FOUR SANITARY SEWER MANHOLES WITH RISERS, NEAR 2400 POLAND 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-23-275 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 \$98,122.35 FOR EMERGENCY REPLACEMENT AND RE-ROUTING OF THE SANITARY SEWER ON GIBSON AVE. AND HADNET; 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-23-276 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 \$210,969.95, FOR EMERGENCY RELOCATION OF A SANITARY SEWER LINE ON ANOKA LANE; 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-23-277 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 IN 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 OF THE COMBINED STUDY 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 WAS **MOVED TO THE SAFETY COMMITTEE**.

ORD-23-278 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 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-23-279 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICE AGREEMENT WITH BRIAN K. CLINKSCALE TO CARRY OUT THE DUTIES AND OBLIGATIONS OF THE DIRECTOR OF HUMAN RELATIONS COMMISSION FOR A 12-MONTH PERIOD. COST WILL NOT EXCEED \$52,000.00; 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

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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 STATED SHE BELIEVES THE POSITION SHOULD BE FILLED AND COMMISSION REINSTATED, BUT WITHOUT CLEAR INFORMATION ON HOW THEY WILL PROCEED IT WOULD BE DIFFICULT TO SUPPORT AT THIS TIME.

COUNCILWOMAN DAVIS STATED SHE FEELS IT SHOULD BE DEFEATED.

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

ORD-23-280 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICE AGREEMENT WITH THE YOUNGSTOWN BUSINESS INCUBATOR (YBI) TO ATTRACT AND RECRUIT DOMESTIC AND INTERNATIONAL TECHNOLOGY START-UPS TO PROMOTE ECONOMIC GROWTH AND DIVERSITY. TERM OF THE AGREEMENT IS AUGUST 1, 2023 THROUGH JULY 31, 2025. COST WILL NOT EXCEED \$120,000.00; 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-23-281 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH YOUNGSTOWN STATE UNIVERSITY CENTER FOR APPLIED GIS FOR CITYWIDE DATA AND MAPPING SERVICES FOR THE PERIOD JULY 1, 2023 – JUNE 30, 2024. 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 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-23-282 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH YOUNGSTOWN STATE UNIVERSITY CENTER FOR APPLIED GIS FOR REAL

PROPERTY INFORMATION (RPIS) SOFTWARE DEVELOPMENT AND MAINTENANCE FOR CITYWIDE MAPPING AND DATA TRACKING TO DETERMINE VACANCY, BLIGHT AND NEIGHBORHOOD CONDITIONS FOR THE PERIOD JULY 1, 2023 - JUNE 30, 2024. COST WILL NOT EXCEED \$13,265.00; 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-23-283 AUTHORIZING THE RENEWAL OF THE COOPERATIVE AGREEMENT BETWEEN THE CITY OF YOUNGSTOWN AND THE WESTERN RESERVE PORT AUTHORITY FOR SUPPORT OF ECONOMIC DEVELOPMENT PROJECTS, AND IDENTIFICATION OF PROPERTIES OWNED BY THE CITY THAT ARE AVAILABLE FOR LEASE, SALE, RENOVATION OR REDEVELOPMENT, AND PROPERTIES NOT OWNED BY THE CITY THAT COULD BE OBTAINED FOR THE SAME PURPOSES. THE WESTERN RESERVE PORT AUTHORITY SHALL BE ENTITLED TO A \$500.00 ADMINISTRATIVE FEE AND RECEIVE COMPENSATION OF FIVE PERCENT (5%) OF THE GROSS TRANSACTION PRICE ON ALL PROJECTS UNDER THIS AGREEMENT. TERM IS TWO (2) YEARS; 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-23-284 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO MAKE APPLICATION WITH THE OHIO EPA FOR A WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) FOR AN AMOUNT NOT TO EXCEED \$4,500,000.00; 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-23-285 RATIFYING THE TENTATIVE AGREEMENT BETWEEN THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME) LOCAL 2726 AND 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-23-286 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; 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-23-287 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; 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-23-288 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 POSITION NUMBERS 0901-3511 THROUGH 0901-3538, DEPUTY BAILIFF SECURITY OFFICER (MUNICIPAL COURT) FROM \$19.0542 HOURLY/\$28,581.30 ANNUALLY TO \$25.0000 HOURLY/\$37,500.00 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 FIRST TIME AND UPON MOTION OF MR. RAY WAS **MOVED TO THE SAFETY COMMITTEE.**

ORD-23-289 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 #1003-4501, PSE DISPATCH TECH (POLICE) FROM 13 AUTHORIZED POSITIONS TO 16 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-23-290 AMENDING ORDINANCE NO. 22-296, PASSED BY YOUNGSTOWN CITY COUNCIL ON AUGUST 24, 2022, WHICH AUTHORIZED THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER AND APPLY FOR POLAND AVE. PUMP STATION REPAIRS. THE AMENDMENT BEING: TO INCREASE THE NOT TO EXCEED COST OF THE PROJECT FROM \$2,300,000.00 TO \$2,950,000.00 IN THE THIRD PARAGRAPH OF THE CAPTION AND SECTION 2; 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-23-291 AMENDING ORDINANCE NO. 23-146, PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 19, 2023, WHICH AUTHORIZED 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. THE AMENDMENT BEING: (1) REMOVE "IN THE AMOUNT OF \$250,000.00" IN THE FIRST PARAGRAPH OF THE CAPTION, SECTION 1 AND SECTION 3; AND (2) ADD A NEW THIRD PARAGRAPH TO THE CAPTION, AND ADD A NEW SECTION 2, TO AUTHORIZE THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO SOLICIT INFORMAL PROPOSALS, AND MAKE PAYMENT TO THE LOWEST AND BEST BIDDER, TO COMPLETE REPAIRS TO THE CITY HALL FIRE ESCAPE; AND (3) ADD THE FOLLOWING LANGUAGE TO THE BEGINNING OF THE ORIGINAL SECTION 1: "TOTAL

COST OF ALL EXPENDITURES WILL NOT TO EXCEED \$1,100,000.00" AND (4) INCORPORATE AMENDMENTS (1) AND (2) INTO THE ORIGINAL SECTION 3; 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-23-292 AMENDING ORDINANCE NO. 22-287, PASSED BY YOUNGSTOWN CITY COUNCIL ON AUGUST 24, 2022, WHICH AUTHORIZED THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE A BLANKET PURCHASE ORDER FOR BELL EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$867,256.36 FOR CALENDAR YEAR 2023, FOR THE PURCHASE OF TWO (2) SANITATION TRUCKS. THE AMENDMENTS BEING: (1) TO INCREASE THE NOT TO EXCEED AMOUNT TO \$875,256.36 IN THE FIRST PARAGRAPH OF THE CAPTION, SECTION 1 AND SECTION 3 OF THE ORDINANCE, DUE TO A SURCHARGE OF \$4,000.00 ON ALL MODEL YEAR 2024 PRODUCTION TRUCKS; AND (2) TO CORRECT THE FUNDING CODE TO 5301.20.200_5205 IN THE THIRD PARAGRAPH OF THE CAPTION AND SECTION 2; 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-23-293 AMENDING THE CODIFIED ORDINANCES OF THE CITY OF YOUNGSTOWN: ENACTING CHAPTER 1755, RESIDENTIAL LEAD-BASED PAINT, OF THE CODIFIED ORDINANCES OF 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-23-294 AUTHORIZING THE ACCEPTANCE OF A MARATHON GRANT IN THE AMOUNT OF \$2,000.00 AWARDED TO THE YOUNGSTOWN FIRE DEPARTMENT, FROM THE MARATHON PETROLEUM FOUNDATION, INC., TERMINAL DIVISION. FUNDS WILL BE USED FOR FIRST DUE SOFTWARE. FURTHER, INCREASING

APPROPRIATIONS BY \$2,000.00 IN FIRE FUND 2201.14.202.5703; 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-23-295 AUTHORIZING THE ACCEPTANCE OF A MARATHON GRANT IN THE AMOUNT OF \$8,000.00 AWARDED TO THE YOUNGSTOWN FIRE DEPARTMENT, FROM THE MARATHON PETROLEUM FOUNDATION, INC., PIPELINE DIVISION. FUNDS WILL BE USED FOR FIRST DUE SOFTWARE. FURTHER, INCREASING APPROPRIATIONS BY \$8,000.00 IN FIRE FUND 2201.14.202.5703; 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-23-296 AUTHORIZING THE ACCEPTANCE OF ADDITIONAL GRANT FUNDS IN THE AMOUNT OF \$156,000.00 FROM THE OHIO DEPARTMENT OF HEALTH AND MAHONING COUNTY PUBLIC HEALTH, FOR THE OHIO HEALTH IMPROVEMENT ZONES PILOT PROJECT, FOR THE GRANT PERIOD OF JULY 1, 2023 THROUGH MAY 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-23-297 AUTHORIZING THE ACCEPTANCE OF THE DEPARTMENT OF DEVELOPMENT APPALACHIAN COMMUNITY GRANT IN THE AMOUNT OF \$200,000.00 FOR TECHNICAL ASSISTANCE AND PLANNING MANAGEMENT SERVICES ON BEHALF OF THE MAHONING VALLEY COMMERCIAL CORRIDORS INITIATIVE; 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-23-298 AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$445,000.00 FROM THE OHIO DEPARTMENT OF HEALTH AND MAHONING COUNTY PUBLIC HEALTH, FOR THE IMPROVEMENT OF THE OHIO PUBLIC HEALTH WORKFORCE FOR THE GRANT PERIOD OF JULY 1, 2023 THROUGH NOVEMBER 30, 2027. FURTHER, AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO ALL NECESSARY PROFESSIONAL SERVICE AGREEMENTS FOR GRANT ADMINISTRATION; 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-23-299 INCREASING APPROPRIATIONS TO 2301.11.111_5820 TO PARK PROJECT CODE BY \$22,500.00; 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, 7. NAYS, NONE.

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

ORD-23-300 INCREASING APPROPRIATIONS TO 2408.30_582, HEALTH IMPROVEMENT PROJECT FUND, BY \$156,000.00; 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-23-301 INCREASING APPROPRIATIONS TO 2411.30_5802, HEALTH IMPROVEMENT PROJECT FUND, BY \$445,000.00; 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-23-302 INCREASING APPROPRIATIONS TO THE MUNICIPAL COURT PROBATION FUND 2904.30_5205 BY \$163,128.00 TO COVER THE COST TO PAY COURTVIEW FOR THE UPGRADE TO THE COURT'S DATABASE MANAGEMENT SOFTWARE; 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-23-303 APPROPRIATING \$16,500.00 UNDER 4002.30_5107, COURT COMPUTERIZATION FUND, OPERATING SERVICES. THE CLERK OF COURTS WILL SHARE HALF OF THE COST TO RENEW THE AGREEMENT WITH COURTVIEW JUSTICE SOLUTIONS WITH THE MUNICIPAL COURT; 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-23-304 APPROPRIATING \$165,052.00 TO FUND 2408.30_5802, HOME SERVICES, OHIO IMPROVEMENT ZONE, TO ESTABLISH THE 2023 BUDGET; 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-23-305 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE PRESIDENT OF COUNCIL'S DISCRETIONARY FUND TO BE USED TO SUPPORT THE GREEN-N-YOUTH PROJECT FOR YOUTH TO PARTICIPATE IN GRASS CUTTING AND BEAUTIFICATION; 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-23-306 AUTHORIZING THE EXPENDITURE OF \$1,000.00 FROM THE PRESIDENT OF COUNCIL'S DISCRETIONARY FUND TO SUPPORT THE 1ST ANNUAL HOLAFEST, A CELEBRATION OF HISPANIC OR LATIN AMERICAN CULTURE IN THE MAHONING VALLEY; 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-23-307 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE FIRST WARD DISCRETIONARY FUND TO BE USED BY CITY PRINTING FOR PRINTING, POSTAGE AND MAILING COSTS ASSOCIATED WITH A MAILER THAT WILL BE SENT TO 4,571 HOUSEHOLDS WITHIN THE FIRST 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-23-308 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE FIRST WARD, IN THE AMOUNT OF \$150,000.00 TO THE WESTERN RESERVE PORT AUTHORITY FOR SPECIFIC WARD PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED BY THE WESTERN RESERVE PORT AUTHORITY FOR A REAL ESTATE TRANSFER OF 64 RIDGE AVE., YOUNGSTOWN, OH 44502 TO THE WESTERN RESERVE PORT AUTHORITY; 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 STATED SHE AGREES WITH HER C.E.O. AND BOARD PRESIDENT, IN THE SPIRIT OF COLLABORATION AND MUTUAL COOPERATION, LOOKING FOR A SPACE THAT IS ALREADY AVAILABLE FOR THIS PROGRAM WOULD BE MOST ADVANTAGEOUS FOR THE CITY, INSTEAD OF PURCHASING A BUILDING. AS A BOARD MEMBER SHE CANNOT SUPPORT THIS LEGISLATION.

COUNCILMAN OLIVER NOTED THERE ARE PEOPLE ATTENDING THIS MEETING THAT ARE ON THE COMMITTEE FROM THIS NON-PROFIT THAT WILL OCCUPY THIS BUILDING. EVEN IF THIS PARTICULAR BUILDING DOESN'T GO TO THIS PARTICULAR PROJECT, JUST LIKE THEY DO IN OTHER CITIES WITH OTHER ECONOMIC DEVELOPMENT PROJECTS THE CITY PURCHASES BUILDINGS TO PUT THEM BACK IN USE IN COLLABORATION WITH THEIR PORT AUTHORITIES. THIS WOULD BE THE SAME THING. THERE IS AN ORGANIZATION LOOKING TO PUT AN ELDERLY COMMUNITY CENTER IN. THE BUILDING THEY WANTED ON THE EAST SIDE IS NO LONGER AVAILABLE, BUT THIS ONE ON RIDGE IS. HE'D LIKE TO SEE SOMETHING PUT IN PLACE, SEEING AS IT IS PRIME PROPERTY, THAT WOULD NOT HINDER THE FUTURE ECONOMIC DEVELOPMENT OF THAT STREET, SIMILAR TO MOUNT WASHINGTON IN PITTSBURGH, PENNSYLVANIA. IT WOULD BE THE PORT AUTHORITY'S PROPERTY UNTIL IT IS TURNED OVER TO THIS COMMUNITY. HE'S IN TOTAL DISAGREEMENT WITH COUNCILWOMAN TURNER'S DIRECTOR WHO HAD AN OPPORTUNITY TO BE AT THE TABLE, BUT WAS NOT, BUT WE CAN SEE HIS EMPLOYEE IS IN SUPPORT OF THE PROGRAM.

COUNCILWOMAN DAVIS STATED THERE IS ROOM FOR MORE THAN ONE SENIOR CENTER IN THIS COMMUNITY. COMPANIES THAT ARE PUTTING IN PLACES LIKE SOBER HOUSES ARE FEEDING OFF OF US. SO WHETHER THIS PROPERTY BECOMES A SENIOR CENTER, OR REMAINS IN THE HANDS OF THE PORT AUTHORITY, SHE'D RATHER HAVE IT THERE THAN THE RISK OF ONE MORE BUSINESS THAT WILL EXPLOIT THE CITY OF YOUNGSTOWN.

COUNCILMAN OLIVER STATED THE PROJECT THEY ARE PROPOSING IS TO DESIGNED TO ENHANCE EVERY OTHER YOUTH PROGRAM IN THE CITY. IT IS NOT DESIGNED TO TAKE FUNDING, PEOPLE OR YOUTH AWAY FROM ONE ORGANIZATION AND SWITCH IT TO ANOTHER. THE PROJECT IS DESIGNED TO ENHANCE, SO IF THE BOYS & GIRLS CLUB DOESN'T HAVE A CAPACITY OF 5,000 KIDS, WE WANT TO BE ABLE TO GATHER ALL THE KIDS AND DISSEMINATE AND PARTNER WITH THE ENTIRE COMMUNITY AND EVEN CORPORATIONS. THAT IS WHY IT IS CALLED BUILDING THE COMMUNITY FROM THE GROUND UP. IT IS A

COMMUNITY INCUBATOR THAT FOSTERS AND BUILDS THE COMMUNITY ON EVERY LEVEL.

THE ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 6. NAYS, NONE. ABSTAIN, 1 (TURNER).

REMARKS

COUNCILWOMAN ADAMCZAK ASKED FOR CLARIFICATION FOR UNDER WHAT PURVIEW CAN SOMEONE ABSTAIN FROM VOTING. SHE STATED HER QUESTION IS DIRECTED TO THE LAW DIRECTOR.

ATTORNEY LIMBIAN ANSWERED THAT ANY TIME A COUNCILMEMBER BELIEVES THERE IS A CONFLICT OF INTEREST, EITHER APPARENT OR SOME ETHICAL CONCERN OR DIRECT INVOLVEMENT WITH AN ORGANIZATION. HE THINKS THOSE WOULD BE EXAMPLES OF CIRCUMSTANCES, BUT HE DOESN'T THINK THERE IS A HARD OR FAST RULE.

COUNCILWOMAN ADAMCZAK NOTED THAT COUNCILWOMAN TURNER ABSTAINED FROM ITEM NUMBER 41 (ORD-23-308) AND ASKED HER WHAT WAS THE REASON FROM ABSTAINING FROM THE VOTE.

COUNCILWOMAN TURNER ANSWERED THAT SHE HAS BEEN A FIDUCIARY AGENT OF THE BOYS & GIRLS CLUB SINCE 2015, AS SHE IS A BOARD MEMBER. SHE IS VOTING AS A COMMUNITY MEMBER AND WITH HER BOARD OF DIRECTORS AND WITH HER C.E.O. THEY ARE NOT IN AGREEMENT WITH THIS, THEY READ THROUGH THIS AND SHE IS A PART OF THAT BODY SO SHE ABSTAINED.

COUNCILMAN RAY ASKED ATTORNEY LIMBIAN FOR CLARIFICATION FROM ATTORNEY LIMBIAN. IT WAS ALWAYS HIS UNDERSTANDING THAT IF A COUNCILMEMBER HAS A CONFLICT THEY HAVE TO REFRAIN FROM ANY DISCUSSION BECAUSE THEY WOULD BE GIVING INFLUENCE BECAUSE OF THEIR AFFILIATION. SO IF WE ARE PART OF A BOARD OR AN ORGANIZATION, WE MUST NOT PARTICIPATE IN ANY DISCUSSION.

ATTORNEY LIMBIAN ANSWERED THAT HE BELIEVES THAT WOULD BE A WISE COURSE OF ACTION, FOR FUTURE REFERENCE. I WASN'T ASKED DURING THE PROCESS, AND I DIDN'T FEEL IT WAS MY PLACE TO INTERJECT AT THAT JUNCTURE. BUT IN THE PROCESS GOING FORWARD, IF THERE IS DIRECT INVOLVEMENT, THERE PERHAPS SHOULD NOT BE AN ATTEMPT TO INFLUENCE.

COUNCILMAN RAY STATED PAST LEGAL OPINIONS WAS TO NOT DISCUSS IT AT ALL, BECAUSE YOU WOULD BE USING YOUR INFLUENCE AND REASON FOR ABSTENTION IN THAT.

COUNCILWOMAN TURNER NOTED SHE SIMPLY READ A STATEMENT COMING FROM THE ORGANIZATION.

ORD-23-309 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE SECOND WARD DISCRETIONARY FUND TO BE USED BY BRYN MAWR BLOCK WATCH TO DEFRAY COSTS ASSOCIATED WITH PLANTINGS, FOR BEAUTIFICATION OF THE POCKET PARKS; 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-23-310 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE SECOND WARD DISCRETIONARY FUND TO SUPPORT JUST BECAUSE CHILDREN'S FUN DAY ON JULY 8, 2023 FOR CHILDREN 5 TO 16 YEAR OF AGE; 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-23-311 AUTHORIZING THE EXPENDITURE OF \$1,500.00 FROM THE SECOND WARD DISCRETIONARY FUND TO ACTION MAHONING VALLEY MOBILE MARKET FOR REIMBURSEMENT OF FOOD REPLACEMENT VOUCHERS TO HELP THOSE WHO SUFFERED FROM FOOD LOSS DUE TO A POWER OUTAGE FROM 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-23-312 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE SECOND WARD DISCRETIONARY FUND TO DEFRAY COSTS ASSOCIATED WITH THE 2023 SHARONLINE REUNION; 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-23-313 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE SECOND WARD DISCRETIONARY FUND TO DEFRAY COSTS ASSOCIATED WITH VARIOUS EVENTS SPONSORED BY YOUNGSTOWN UNITED AS ONE (CEASE-FIRE INITIATIVE, GAS GIVE AWAY, STOP THE VIOLENCE RALLY, AND BACK TO SCHOOL EVENTS); 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-23-314 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE SECOND WARD DISCRETIONARY FUND TO BE USED BY MOUNT HOPE VETERANS MEMORIAL CEMETERY FOR BEAUTIFICATION, UPKEEP, GRASS CUTTING, TRIMMING AND REMOVAL OF FALLEN BRANCHES; 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-23-315 AUTHORIZING THE EXPENDITURE OF \$2,000.00 FROM THE SECOND WARD DISCRETIONARY FUND TO BE USED BY THE LITTLE BEARS LITTLE LEAGUE FOOTBALL TEAM, TO PURCHASE UNIFORMS, EQUIPMENT AND SUPPLIES; 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-23-316 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE SECOND WARD, IN THE AMOUNT OF \$150,000.00 TO THE YOUNGSTOWN NEIGHBORHOOD DEVELOPMENT CORPORATION (YNDC) FOR SPECIFIC WARD PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED BY YNDC TO COMPLETE A 2ND WARD-WIDE CLEAN-UP PROJECT. FURTHER, AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO EXECUTE A SERVICE AGREEMENT WITH YNDC TO PERFORM THE SCOPE OF WORK; 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-23-317 AUTHORIZING THE EXPENDITURE OF \$250.00 FROM THE THIRD WARD DISCRETIONARY FUND TO BE USED TO SUPPORT THE 1ST ANNUAL HOLAFEST YOUNGSTOWN, A CELEBRATION OF HISPANIC OR LATIN AMERICAN CULTURE IN THE MAHONING VALLEY; 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-23-318 AUTHORIZING THE EXPENDITURE OF \$400.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED TO SUPPORT THE ANNUAL YOUNGSTOWN JAZZ IN THE PARK 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-23-319 AUTHORIZING THE EXPENDITURE OF \$480.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED TO FUND AN 8-WEEK SENIOR FITNESS ZUMBA PROGRAM; 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-23-320 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED TO SUPPORT A BUTTERFLY FESTIVAL HELD IN THE 6TH 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-23-321 AUTHORIZING THE EXPENDITURE OF \$500.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED FOR THE PURCHASE OF TWO COMMERCIAL BICYCLE RACKS TO BE INSTALLED AT LOCATIONS ALONG THE GLENWOOD AVENUE CORRIDOR IN 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-23-322 AUTHORIZING THE EXPENDITURE OF \$3,000.00 FROM THE SIXTH WARD DISCRETIONARY FUND TO BE USED BY ACTION MAHONING VALLEY MOBILE MARKET PROJECT, FOR REIMBURSEMENT OF FOOD REPLACEMENT VOUCHERS TO HELP THOSE WHO SUFFERED FROM FOOD LOSS DUE TO POWER OUTAGES FROM 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-23-323 AMERICAN RESCUE PLAN: AUTHORIZING THE ALLOCATION OF AMERICAN RESCUE PLAN (ARP) FUNDS FOR THE SIXTH WARD, IN THE AMOUNT OF \$21,000.00 TO THE YOUNGSTOWN NEIGHBORHOOD DEVELOPMENT CORPORATION (YNDC) FOR SPECIFIC WARD PROJECTS, PER ORDINANCE 22-103, AS PASSED BY YOUNGSTOWN CITY COUNCIL ON APRIL 6, 2022. FUNDS WILL BE USED BY YNDC TO PURCHASE A SIDEWAYS CLIMBING TREE, MADE BY NATURE'S INSTRUMENTS, TO BE INSTALLED AT THE BOULEVARD POCKET 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.

SIGNED OUT OF COMMITTEE

ORD-22-85 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: A PAY INCREASE IN THE AMOUNT OF \$2,000.00 FOR THE FOLLOWING POSITION WITHIN THE DEPARTMENT OF CITY COUNCIL: CLERK OF COUNCIL, FROM \$74,206.91 TO \$76,206.91 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 AND WAS **DEFEATED** WITH A YES VOTE TO DEFEAT BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

COUNCILWOMAN TURNER NOTED SHE WOULD LIKE THIS LEGISLATION TO COME BACK TO REVIEW SALARIES, TECHNOLOGY UPGRADES AND OTHER THINGS FOR THE COUNCIL OFFICE.

COUNCILWOMAN DAVIS NOTED SHE AGREED.

ORD-22-86 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: A PAY INCREASE IN THE AMOUNT OF \$2,000.00 FOR THE FOLLOWING POSITION WITHIN THE DEPARTMENT OF CITY COUNCIL: 1ST ASSISTANT CLERK OF COUNCIL, FROM \$56,394.62 TO \$58,394.62 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 AND WAS **DEFEATED** WITH A YES VOTE TO DEFEAT BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-22-160 AMENDING SECTION 1 OF ORDINANCE NO. 22-83, PASSED BY YOUNGSTOWN CITY COUNCIL ON MARCH 16, 2022, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO MAKE THE FOLLOWING CHANGES TO POSITION NO. 0401-3301, HUMAN RESOURCE SUPERVISOR: CHANGE THE FLSA STATUS FROM EXEMPT TO NON-EXEMPT; AND CHANGE THE A.T./O.T. ELIGIBLE STATUS FROM NO TO YES; AND CHANGE THE C.T. ELIGIBLE STATUS FROM YES TO NO. THESE CHANGES ARE NECESSARY TO CORRECT AN INEQUITY THAT EXISTS, COMPARED TO EQUAL POSITIONS ON THE MASTER SALARY 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 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 AND WAS **DEFEATED** WITH A YES VOTE TO DEFEAT BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

COUNCILWOMAN TURNER ASKED FOR A YES VOTE TO DEFEAT ON ORD-23-30, AS IT WAS HER UNDERSTANDING THE CONTRACT WAS NOT TO GO THROUGH.

CHIEF OF STAFF POSTERLI NOTED THAT AFTER SPEAKING WITH MANY COUNCILMEMBERS AND THE COST OF THE CONTRACT, AND THERE WAS TALK OF IT GOING OUT FOR BID, THEY ASSUMED IT WASN'T GOING ANYWHERE. THE ADMINISTRATION IS NOT PUSHING FOR THIS.

ORD-23-30 AMERICAN RESCUE PLAN: AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICE

AGREEMENT WITH PECCHIA COMMUNICATIONS FOR CALENDAR YEAR 2023 FOR SERVICES INCLUDING COMMUNICATION PLANNING AND COUNSEL RELATIVE TO ARP FUNDING AND EXPENDITURES. COST WILL NOT EXCEED \$95,040.00; 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 AND WAS **DEFEATED** WITH A YES VOTE TO DEFEAT BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-23-196 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WILLIAM "GUY" BURNEY FOR THE PERIOD JANUARY 1, 2023 THROUGH DECEMBER 31, 2023. FURTHER, AUTHORIZING THE BOARD OF CONTROL TO APPROVE ANY CONTRACTUAL AGREEMENT(S) REQUIRED TO EXECUTE SAID PROFESSIONAL SERVICES AGREEMENT. COST SHALL NOT EXCEED \$89,004.00; 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 AND WAS **DEFEATED** WITH A YES VOTE TO DEFEAT 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 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 AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

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 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 AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

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 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 AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

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 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 AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

REMARKS

PRESIDENT OF COUNCIL HETRICK ANNOUNCED THAT THERE WILL BE A SPECIAL CITY COUNCIL MEETING HELD AUGUST 23, 2023.

COUNCILWOMAN TURNER NOTED THAT TODAY THERE WERE TWO A.R.P. PIECES OF LEGISLATION PASSED, IN LIGHT OF RECENT EVENTS, SHE ASKED THE LAW DIRECTOR IF HE FEELS HE HAS SUFFICIENT INFORMATION FOR THESE PIECES TO MOVE FORWARD.

ATTORNEY LIMBIAN RESPONDED NO.

COUNCILWOMAN TURNER ASKED THE FINANCE DEPARTMENT IF THEY HAD SUFFICIENT INFORMATION TO REPORT TO THE TREASURY TO BE ABLE TO WRITE A CHECK FOR THESE PIECES.

ASSISTANT FINANCE DIRECTOR RICH HARVEY NOTED THE REPORTING PERIOD WONT BE FOR ANOTHER THREE MONTHS SO SETTING UP VENDORS TAKES TIME. THE PROJECT NAMES, TITLES, VENDORS AND AMOUNTS ARE A LITTLE INCOMPLETE.

COUNCILWOMAN TURNER ASKED IF THE MAYOR'S OFFICE FEELS THEY HAVE ENOUGH INFORMATION FOR THIS TO GO THROUGH B.O.C. TOMORROW.

CHIEF OF STAFF POSTERLI EXPLAINED THAT WHEN COUNCILMEMBERS PRESENT LEGISLATION, THEY ARE NOT REQUIRED TO SIT DOWN WITH THE MAYOR, SO SHE CANNOT CONFIRM WHETHER THIS IS ENOUGH INFORMATION.

COUNCILMAN RAY STATED HIS UNDERSTANDING IN ATTENDING THE A.R.P.A. MEETINGS, IS THEY CAN PASS LEGISLATION, BUT UNTIL THERE ARE ACTUAL CONTRACTS IN PLACE, THERE IS NO REPORTING REQUIRED TO THE FEDERAL GOVERNMENT UNTIL THE BOARD OF CONTROL EXECUTES THOSE. SO IT IS AN APPROPRIATE ACTION FOR COUNCIL TO PASS THE LEGISLATION.

COUNCILWOMAN TURNER STATED HER ISSUE IS THAT WHEN LEGISLATION HAS PASSED, AND BOARD OF CONTROL SAYS WE CANNOT DO THIS, HOW DOES IT GET HELD AND NOT EXECUTED. SHE WOULD LIKE TO KNOW HOW NOT TO RUN INTO THE ISSUES THAT THEY DID AT THE LAST MEETING.

ATTORNEY LIMBIAN STATED THE ONLY THING THE LAW DEPARTMENT DOES IS SIGN OFF ON LEGISLATION AS "APPROVED AS TO FORM". IT ONLY IS SIGNED OFF ON THAT THE APPROPRIATE LANGUAGE IS IN THERE, NOT THAT IT WILL PASS "LEGAL MUSTER" TO BE AN APPROPRIATE EXPENDITURE.

COUNCILWOMAN ADAMCZAK STATED THAT SHE BELIEVES THAT IS WHY THERE ARE CHECKS AND BALANCES. SO THEN IT GOES TO BOARD OF CONTROL SO THAT THE LAW DIRECTOR CAN THEN DO DUE DILIGENCE.

COUNCILWOMAN DAVIS STATED SO THAT ALL THE LAW DIRECTOR HAS DONE IS TO "APPROVE IT TO FORM"?

ATTORNEY LIMBIAN STATED CORRECT.

COUNCILMAN RAY NOTED THAT HE'S BEEN ADVISED BY PREVIOUS LAW DIRECTORS THAT IT IS NOT THEIR DUTY TO ADVISE THEM ON BAD POLICY.

COUNCILWOMAN DAVIS MADE A MOTION TO ADJOURN.

COUNCILWOMAN ADAMCZAK SECONDED.

UPON MOTION COUNCIL ADJOURNED

APPROVED: WEDNESDAY, SEPTEMBER 20, 2023


CLERK


PRESIDENT OF COUNCIL