

CITY COUNCIL MEETING
WEDNESDAY, JANUARY 20, 2016

CITY COUNCIL CONVENED IN REGULAR SESSION AND WAS CALLED TO ORDER BY PRESIDENT CHARLES P. SAMMARONE. ON A CALL OF THE ROLL THE FOLLOWING MEMBERS RESPONDED TO THEIR NAMES: BASIA ADAMCZAK, ANITA DAVIS, LAUREN MCNALLY, JULIUS T. OLIVER, NATE PINKARD, MIKE RAY, TJ RODGERS, AND CHARLES P. SAMMARONE, 8. COUNCIL SWORE ALLEGIANCE TO THE FLAG. THE MINUTES FROM JANUARY 6, 2016 WERE APPROVED.

COMMUNICATIONS

COM-16-11 BOARD OF CONTROL MEETING WAS HELD THURSDAY, JANUARY 7, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-12 CITY PLANNING COMMISSION MEETING WAS HELD TUESDAY, JANUARY 19, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-13 HUMAN RELATIONS COMMISSION MEETING WAS HELD JANUARY 12, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-14 MAHONING COUNTY COMMISSIONERS' BOARD RE-ORGANIZATIONAL MEETING WAS HELD MONDAY, JANUARY 11, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-15 MAHONING COUNTY COMMISSIONERS' BOARD MEETING WAS HELD MONDAY, JAN. 11, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-16 MAHONING COUNTY COMMISSIONERS' BOARD MEETING WAS HELD TUESDAY, JAN. 19, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-17 EASTGATE REGIONAL COUNCIL OF GOVERNMENTS LETTER REGARDING THE NAMING OF A NEW EXECUTIVE DIRECTOR, JAMES KINNICK. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-18 EASTGATE REGIONAL COUNCIL OF GOVERNMENTS TECHNICAL ADVISORY COMMITTEE MEETING WAS HELD JANUARY 7, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-19 RESCOM ENVIRONMENTAL CORP. INVITATION FOR COMMENT FOR AT&T PROPOSED UPGRADE PROJECT AT 291 PARK AVENUE. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-20 OHIO DIVISION OF LIQUOR CONTROL RE: STCK JASMEET & SUKHMANI, INC., 2505 MARKET ST., YOUNGSTOWN, OH 44507. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-21 MAYOR JOHN MCNALLY IS UNABLE TO ATTEND CITY COUNCIL MEETING ON WEDNESDAY, JANUARY 20, 2016. WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

COM-16-22 APPOINTMENT OF COUNCILMEMBER JULIUS OLIVER TO THE YOUNGSTOWN INITIATIVE COMMITTEE. ON A CALL OF THE ROLL THE MOTION CARRIED BY A VOTE OF YEAS, 7. NAYS, NONE. CARRIED

REPORT

REP-16-02 CITY PLANNING COMMISSION RECOMMENDATION OF APPROVAL FOR REFERRAL NO. 19-15, ORD-16-06, "CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 1315 ALBERT STREET, CITY LOT NUMBER 62321, CURRENTLY ZONED MU-I (MIXED USE - INSTITUTIONAL) AND RT-5.5 (ONE AND TWO FAMILY RESIDENTIAL) TO MU-C (MIXED USE - COMMUNITY)." WAS READ AND UPON MOTION OF MR. PINKARD WAS RECEIVED AND FILED. CARRIED

RESOLUTION

RES-16-02 SUPPORTING THE CITY OF YOUNGSTOWN'S SAFE ROUTES TO SCHOOL TRAVEL PLAN. WAS READ THE FIRST TIME AND UPON MOTION OF MR. PINKARD WAS MOVED TO A **SECOND READING.**

ORDINANCES

ORD-16-07 TO RETROACTIVELY ADOPT AND APPROVE THE APPROPRIATIONS CONTAINED IN EXHIBIT "A", HERETO AND ATTACHED AND MADE A PART HEREOF. FOR THE PURPOSE OF THE RECONCILIATION OF THE 2015 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. PINKARD 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-16-08 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR BIDS AND ENTER INTO AN AGREEMENT FOR THE PURCHASE OF 5 NEW MINIVANS TO BE USED FOR COLLECTIONS AND ADDITIONAL METER INSTALLERS; 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. PINKARD WAS AMENDED TO ADD: **AMOUNT NOT TO EXCEED \$125,000.00.** THE MOTION TO AMEND WAS CARRIED BY A VOTE OF YEAS, 7. NAYS, NONE.

UPON MOTION OF MR. PINKARD, THE RULES OF COUNCIL WERE SUSPENDED BY A VOTE OF YEAS, 7. NAYS, NONE. THE AMENDED ORDINANCE WAS THEN PLACED BEFORE COUNCIL AND PASSED BY A VOTE OF YEAS, 7. NAYS, NONE.

ORD-16-09 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT WITH THE LOWEST AND BEST BIDDER WHO IS RESPONSIBLE FOR RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL WITHIN THE CITY OF YOUNGSTOWN. THE CITY IS EXERCISING ITS OPTION TO TERMINATE THE CURRENT CONTRACT AT THE END OF THE INITIAL TWO-YEAR TERM THAT WILL EXPIRE MARCH 31, 2016; 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. PINKARD 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-16-10 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO APPROVE THE PURCHASE OF TIRES, NOT TO EXCEED \$60,000.00 IN THE 2016 FISCAL YEAR, FOR THE POLICE DEPARTMENT'S VEHICULAR FLEET FROM FLYNN'S TIRES, HEADQUARTERED AT 2908 MERCER-WEST MIDDLESEX RD., WEST MIDDLESEX, PA 16159; 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. PINKARD 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-16-11 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO REIMBURSE THE CITY'S LIABILITY INSURANCE PROVIDER, HCC PUBLIC RISK CLAIM SERVICE, \$50,000.00 TO SATISFY THE POLICY DEDUCTIBLE IN THE MATTER OF SAMUEL ABUTAIR, CASE NUMBER 2014 CV 2490; 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. PINKARD 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-16-12 AUTHORIZING THE BOARD OF CONTROL OF THE CITY OF YOUNGSTOWN TO RENEW THE CITY'S LIABILITY AND CASUALTY COVERAGE IN THE AMOUNT OF \$677,001.00 THROUGH JACKSON-DIEKEN AND ASSOCIATES BY ENTERING INTO A NEW INSURANCE CONTRACT WITH THEM; 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. PINKARD 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-16-13 APPROPRIATING \$28,000.00 INTO THE COURT SPECIAL PROJECTS FUND 4003.30_5103, PROFESSIONAL SERVICES. APPROPRIATED AMOUNT WILL BE USED TO PAY SERVICES AND EXPENSES RENDERED BY OUTSIDE COUNSEL ATTORNEY JOHN B. JUHASZ IN THE MATTER OF ELIZABETH A. KOBLY, ET AL. V. YOUNGSTOWN CITY COUNCIL, ET AL., CASE NO. 2009-0866; 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. PINKARD 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-16-14 RETROACTIVELY INCREASING APPROPRIATIONS IN CALENDAR YEAR 2015 BY \$4,000.00 FOR THE DENTAL SEALANT FUND UNDER LINE ITEM 2410.30_5802; 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. PINKARD 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-16-15 AUTHORIZING THE EXPENDITURE IN THE AMOUNT OF \$500.00 FROM THE SECOND WARD DISCRETIONARY FUND TO THE BRYN MAWR BLOCK WATCH FOR NEIGHBORHOOD BEAUTIFICATION AND SNOW REMOVAL; 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. PINKARD 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-16-16 AMENDING SECTION 1 OF ORDINANCE NO. 14-16, PASSED BY YOUNGSTOWN CITY COUNCIL ON JANUARY 15, 2014, WHICH ESTABLISHED THE MASTER SALARY ORDINANCE FOR THE CITY OF YOUNGSTOWN TO RETROACTIVELY TRANSFER TO JANUARY 1, 2016, THE FOLLOWING SPECIFIED POSITIONS FROM THE HOUSING INSPECTION & DEMOLITION DIVISION WITHIN THE PUBLIC WORKS DEPARTMENT TO THE ADMINISTRATIVE DIVISION WITHIN THE SANITATION DEPARTMENT; AND PROVIDING THAT THIS ORDINANCE SHALL BE AN EMERGENCY MEASURE IF IT RECEIVES THE AFFIRMATIVE VOTE OF SIX MEMBERS OF COUNCIL; OTHERWISE, IT SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW. WAS READ THE FIRST TIME AND UPON MOTION OF MR. PINKARD 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.

PUBLIC HEARING

ORD-16-06 CHANGING THE ZONE CLASSIFICATION OF THE PROPERTY LOCATED AT 1315 ALBERT STREET, CITY LOT NUMBER 62321, CURRENTLY ZONED MU-I (MIXED USE - INSTITUTIONAL) AND RT-5.5 (ONE AND TWO FAMILY RESIDENTIAL) TO MU-C (MIXED USE - COMMUNITY).

SET FOR PUBLIC HEARING ON FEBRUARY 8, 2016 AT 2:10 PM.

COUNCILMAN RAY MADE A MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING MATTERS. ON A CALL OF THE ROLL THE MOTION CARRIED BY A VOTE OF YEAS, 7. NAYS, NONE. COUNCIL ENTERED EXECUTIVE SESSION AT 5:40 P.M.

PRESIDENT CHARLES P. SAMMARONE CALLED THE MEETING BACK TO ORDER AT 6:06 P.M. IN WHICH COUNCILMAN RAY MADE A MOTION TO ADJOURN. COUNCILWOMAN ADAMCZAK SECONDED.

UPON MOTION COUNCIL ADJOURNED.

APPROVED: WEDNESDAY, JANUARY 20, 2016


Valencia Morrow
CLERK


Charles P. Sammarone
PRESIDENT OF COUNCIL