

**REGULAR MEETING**  
**November 24, 2021**  
**Struthers, Ohio 44471**

The Regular Meeting of the Council of the City of Struthers, Ohio, was held on Wednesday, November 24, 2021 at roughly 7:00 p.m. with the following members present at Roll Call: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.

President of Council, Michael S. Patrick was present at the Meeting.

President of Council, Michael S. Patrick asked everyone to stand for the Pledge.

Pledge was recited.

President of Council, Michael S. Patrick thanked everyone for coming this evening.

President of Council, Michael S. Patrick asked for a motion to excuse 2<sup>nd</sup> Ward Councilman, Mr. Ronald A. Carcelli from the meeting due to flight delay.

Bigley moved seconded by Pingley to excuse Mr. Ronald A. Carcelli from the 2<sup>nd</sup> Regular Meeting Dated November 24, 2021 due to flight delay.

Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.

Motion carried 6-0.

Mr. Ronald A. Carcelli excused by 6-0 vote.

President of Council, Michael S. Patrick recognized the invited guest in attendance at the Regular Council Meeting: Mayor Catherine Cercone Miller, Safety Service Director, Tim Daley, Law Director, John N. Zomoida, Jr. and CED, Joseph N. Rudzik.

President of Council, Mr. Michael S. Patrick asked for a motion to dispense with the reading of the minutes of 2<sup>nd</sup> Regular Meeting Dated Wednesday, October 27, 2021 and minutes of 1<sup>st</sup> Regular Meeting dated November 10, 2021 and accept the minutes. Do I have a motion? A second?

Bigley moved seconded by Pingley to dispense with the reading of the minutes of 2<sup>nd</sup> Regular Meeting Dated Wednesday, October 27, 2021 and minutes of 1<sup>st</sup> Regular Meeting dated November 10, 2021 and accept them as prepared by the Clerk.

Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.

Motion carried 6-0.

Meeting minutes accepted by 6-0 vote.

President of Council, Michael S. Patrick asked the clerk to read the Five (5) pieces of communications.

**COMMUNICATIONS**

- 1) **STRUTHERS MUNICIPAL TREASURER'S CASH TRANSACTION REPORT FOR THE MONTH OF OCTOBER 2021 SUBMITTED BY ROBERT D. CARCELLI, STRUTHERS CITY TREASURER.**
- 2) **STRUTHERS CITY AUDITOR'S MONTHLY STATEMENT OF CASH POSITION, REVENUE REPORT WITH TRANSFER IN & OUT, AND EXPENSE TRANSACTION LEDGER REPORTS FOR THE MONTH OF OCTOBER 2021, SUBMITTED BY CHRISTINA S. BOHL, STRUTHERS CITY AUDITOR.**

- 3) **NOTICE TO THE LEGISLATIVE AUTHORITY OHIO DIVISION OF LIQUOR CONTROL REGARDING B TRFO PERMIT NUMBER 57760560005 FROM MARGARET JANOSIK LLC DBA BOWLADROME LANES TO JUSTIN MCMANNIS DBA MONKS STATE STREET BILLIARDS & BOWLING 56 STATE STREET, STRUTHERS, OHIO 44471 RECEIVED NOVEMBER 18, 2021.**
- 4) **NOTICE TO THE LEGISLATIVE AUTHORITY OHIO DIVISION OF LIQUOR CONTROL REGARDING B N PERMIT NUMBER 1194585 CIGS 4 LESS LLC DBA CIGS 4 LESS 866 YOUNGSTOWN POLAND ROAD, STRUTHERS, OHIO 44471 RECEIVED NOVEMBER 19, 2021**
- 5) **MAYOR'S REPORT DATED MONDAY, NOVEMBER 22, 2021 SUBMITTED BY MAYOR CATHERINE CERCONE MILLER.**

President of Council, Michael S. Patrick asked for a motion to receive and file the communications.

Bayus moved seconded by Pingley to receive and file said communications.  
Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.  
Motion carried 6-0.

Communications accepted, received and filed by 6-0 vote.

#### **MAYOR'S REPORT**

Mayor was present and had said report entitled Mayor's Report Monday, November 22, 2021 for Council this evening. Read in: (Caucus / Chambers) MAYOR'S REPORT: 1) Food Drives, 2) Fire Department, 3) Holiday Lights Contest, 4) New Fire Station, and 5) Thanksgiving.  
(REPORT ON FILE)

*Catherine Cercone Miller*  
*Mayor*

**STRUTHERS**  
OHIO

6 Elm Street  
Office: (330)755-2181 Ext. 110  
Fax: (330)755-1550

#### **MAYOR'S REPORT November 22, 2021**

##### **Food Drives**

We would like to thank AMVETS who provided food for over 400 families and the Boo Squad who provided 213 Thanksgiving meals. We are grateful for your continued support for the community.

##### **Fire Department**

We would like to welcome Alex Sepesy to our volunteer squad at the Fire Department. He was sworn in by Fire Chief, Mike Agnone and will be a great asset to our community.

##### **Holiday Lights Contest**

The Struthers 2<sup>nd</sup> Annual Holiday Lights Contest is now underway.  
The contest will take place December 7th - 13th from 6:00 - 9:00 PM.  
Contest requirements:

- Open to any Struthers City Schools residence or business. One entry per address.
- Decorations must be completed and submitted by December 5th.
- Our local judges will be looking at the decorations the week of December 7th -13th during the hours of 6:00-9:00 PM.

Please see the city facebook page or call my office for more details.

**New Fire Station**

Bids will be opened Thursday, December 2<sup>nd</sup> at 2:00pm

**Thanksgiving**

Upon observance of the Thanksgiving holiday, city hall will be closed Thursday, November 25<sup>th</sup> and Friday November 26<sup>th</sup>, Have a healthy and safe Thanksgiving.

Stay Safe and Healthy,  
Mayor Cat Cercone Miller

There were no remarks or comments for the Mayor.

**REPORT OF STANDING COMMITTEES (On Audio)  
WEDNESDAY, DECEMBER 1, 2021**

**NOTICE OF COUNCIL- AS- A -WHOLE COMMITTEE MEETINGS- SCHEDULED  
ON WEDNESDAY, DECEMBER 1, 2021 AT 6:00 P.M. IN COUNCIL CAUCUS ROOM  
#11 (COMMITTEE MEETINGS WILL BE LIVESTREAM BY WAY OF WWW.  
CITYOFSTRUTHERS.COM: FACEBOOK/YOUTUBE)**

**6:00 P.M.**

**PUBLIC UTILITIES COMMITTEE**

Public Utilities Chairman Lori A. Greenwood & Members Ronald A. Carcelli, James E. Baluck.  
The purpose of the meeting is to discuss the Natural Gas Program Agreement with Mr. Thomas  
M. Bellish, President of Buckeye Energy Brokers, Inc.

**FINANCE & LEGISLATION COMMITTEE  
TO FOLLOW PUBLIC UTILITY COMMITTEE MEETING**

Finance & Legislation Committee Chairman Dallas A. Bigley & Members: Robert D. Burnside,  
Ronald A. Carcelli. The purpose of the meeting is to discuss pending legislation.

**ANYONE WISHING TO ADDRESS COUNCIL ON PENDING LEGISLATION**

There were no remarks or comments under Anyone Wishing To Address Council On Pending  
Legislation.

President of Council, Michael S. Patrick stated that there was five (5) pieces of legislation this  
evening.

**LEGISLATION**

**21-062**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A  
MEMORANDUM OF UNDERSTANDING TO AMEND THE COLLECTIVE  
BARGAINING AGREEMENT BETWEEN THE CITY AND THE INTERNATIONAL  
ASSOCIATION OF FIREFIGHTERS, LOCAL 1910 TO ADDRESS WAGE  
REOPENER NEGOTIATIONS CONTAINED IN ARTICLE 17, SECTION 3, OF THE  
COLLECTIVE BARGAINING AGREEMENT FOR YEARS 2021 AND 2022, AND  
DECLARING AN EMERGENCY.**

Bayus moved seconded by Bigley that the rules of Council be suspended and the  
ordinance be placed upon its passage.

Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.

No Remarks.

Bayus moved seconded by Bigley that the ordinance be passed as read.  
Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.  
No Remarks.  
Motion Carried 6-0.

Legislation passed by 6-0 vote.

**21-063**

**AN ORDINANCE AUTHORIZING THE CITY OF STRUTHERS TO IMPLEMENT A PLAN TO CONTROL WASTEWATER BACKFLOWS FROM ENTERING STRUCTURES AND AUTHORIZING PAYMENT, REPEALING ORDINANCE NO. 04-078 AND DECLARING AN EMERGENCY.**

Burnside moved seconded by Pingley that the rules of Council be suspended and the ordinance be placed upon its passage.  
Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.  
No Remarks.  
Burnside moved seconded by Pingley that the ordinance be passed as read.  
Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.  
No Remarks.  
Motion Carried 6-0.

Legislation passed by 6-0 vote.

**FIRST  
READING**

**AN ORDINANCE ESTABLISHING A CREDIT CARD POLICY FOR THE CITY OF STRUTHERS.**

Pingley moved seconded by Bigley that the ordinance be passed to a second reading.  
Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.  
No Remarks.  
Motion Carried 6-0.

Legislation passed to Second Reading by 6-0 vote.

**FIRST  
READING**

**AN ORDINANCE ADOPTING THE FLAG DESIGN OF FIVE POINTS CREATIVE, BY RYAN ROGALSKI, AS THE OFFICIAL FLAG OF THE CITY OF STRUTHERS, OHIO REPEALING ORDINANCE NO. 21-050.**

Pingley moved seconded by Bayus that the ordinance be passed to a second reading.  
Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood,  
Pingley.  
No Remarks.  
Motion Carried 6-0.

Legislation passed to Second Reading by 6-0 vote.

**FISCAL OFFICER CERTIFICATE READ & SIGNED BY CHRISTINA BOHL,  
STRUTHERS CITY AUDITOR.**

**FISCAL OFFICERS CERTIFICATE**

I, Christina Bohl, Auditor for the City of Struthers, do hereby certify that the City's local share of funds for the Ohio Public Works Commission Program Year 36 Project, namely the 2022 Street Resurfacing Project in the amount of \$239,906.00 shall be provided from the City's Road Levy Fund to pay for the local share of the Project. These funds for this project will be made available on or before July 1, 2022.

Christina S. Bohl

Auditor

11/17/2021

Date

**21-064**

**A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT APPLICATIONS, AND TO EXECUTE CONTRACTS AND ACT AS CHIEF EXECUTIVE OFFICER FOR THE OHIO PUBLIC WORKS COMMISSION, PROGRAM YEAR 2022, OPWC FUNDED PROJECT; NAMELY THE YEAR 2022 RESURFACING PROJECT, AND TO DESIGNATE THE AUDITOR AS CHIEF FISCAL OFFICER FOR ALL GRANT DOCUMENTS FOR THE PROJECT AND TO DESIGNATE MS CONSULTANTS, INC. AS THE PROJECT MANAGER, AND DECLARING AN EMERGENCY.**

Bigley moved seconded by Pingley that the rules of Council be suspended and the resolution be placed upon its passage.

Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.

No Remarks.

Bigley moved seconded by Pingley that the resolution be passed as read.

Roll Call: Voting Yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.

No Remarks.

Motion Carried 6-0.

Legislation passed by 6-0 vote.

**UNFINISHED BUSINESS**

There were no remarks or comments under Unfinished Business.

**NEW BUSINESS**

There were no remarks or comments under New Business.

**REPORT OF LAW DIRECTOR**

Law Director, John N. Zomoida, Jr. was present and had no Report for Council this evening. He stated that he would be available for any questions that any one may have.

There were no remarks or comments for Law Director.

**REPORT OF AUDITOR (Report on File)**

Auditor Christina Bohl was not present at the meeting and had a report dated October 2021 for Council this evening. Auditor's Report: Struthers City Auditor's Monthly Statement Of Cash Position, Revenue Report With Transfer In & Out, And Expense Transaction Ledger Reports For The Month Of October 2021, Submitted By Christina S. Bohl, Struthers City Auditor. (Report on File)

There were no remarks or comments for the Auditor.

**REPORT OF SAFETY SERVICE DIRECTOR (On Audio)**

Safety Service Director was present at the meeting and had no report for Council this evening.

There were no remarks or comments for the Safety Service Director.

**ADDRESSING OF COUNCIL (On Audio)**

**(On Audio - These minutes are a summarization of the Regular Meeting and not verbatim.)**

Mr. Allen Shacklock, 585 Edison Street, Struthers, Ohio 44471. He spoke at length regarding complaints from his neighbors for putting in his new driveway. They are taking pictures of his property. He had to call off two nights to try and get this handled. He stated that he has to get his camper, dually truck and his trailers off his property.

**Remarks/Comments:**

Mr. Dallas A. Bigley made comments.

Miss. Josie Staraitis, 585 Edison Street, Struthers, Ohio 44471. She made comments with regards to their neighbor having a utility truck dually and they haven't been cited.

**Remarks/Comments:**

Mr. Dallas A. Bigley and Mr. Joseph N. Rudzik made comments.

**President of Council, Michael S. Patrick announced the following:**

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ON WEDNESDAY, DECEMBER 1, 2021 AT 6:00 P.M. IN COUNCIL CAUCUS ROOM  
#11 (COMMITTEE MEETINGS WILL BE LIVESTREAM BY WAY OF WWW.  
CITYOFSTRUTHERS.COM: FACEBOOK/YOUTUBE)**

**6:00 P.M.**

**PUBLIC UTILITIES COMMITTEE**

Public Utilities Chairman Lori A. Greenwood & Members Ronald A. Carcelli, James E. Baluck. The purpose of the meeting is to discuss the Natural Gas Program Agreement with Mr. Thomas M. Bellish, President of Buckeye Energy Brokers, Inc.

**FINANCE & LEGISLATION COMMITTEE  
TO FOLLOW PUBLIC UTILITY COMMITTEE MEETING**

Finance & Legislation Committee Chairman Dallas A. Bigley & Members: Robert D. Burnside, Ronald A. Carcelli. The purpose of the meeting is to discuss pending legislation.

**Happy Thanksgiving!**

**LOOK OVER MEETING SCHEDULE FOR NEXT YEAR AND ALSO, LET  
MEGAN KNOW ABOUT SWEARING -IN AS SOON AS POSSIBLE!**

**EXECUTIVE SESSION OF STRUTHERS CITY COUNCIL:**

**EXECUTIVE SESSION:**

**CALLED TO DISCUSS THE EMPLOYMENT OF A PUBLIC EMPLOYEE.**

Bigley motioned seconded by Bayus to go into Executive Session to discuss matters required to be kept confidential under the Ohio Open Meeting Act Chapter Three: Executive Session.

**EXECUTIVE SESSION:  
CALLED TO DISCUSS THE EMPLOYMENT OF A PUBLIC EMPLOYEE.**

Roll Call: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.  
Motion Carried 6-0.

Motion passed by 6-0 for Council to go into Executive Session at 7:24 p.m. in Council Caucus Room #11

**MOTION TO RECONVENE FROM EXECUTIVE SESSION:**

**MOTION TO RECONVENE FROM EXECUTIVE SESSION REGARDING MATTERS  
REQUIRED TO BE KEPT CONFIDENTIAL UNDER THE OHIO OPEN MEETING ACT  
CHAPTER 3: EXECUTIVE SESSION.**

**EXECUTIVE SESSION:  
CALLED TO DISCUSS THE EMPLOYMENT OF A PUBLIC EMPLOYEE.**

Council stayed in the Council Caucus Room #11 and those not asked to stay in Executive Session to be seated in the hall outside and went into Executive Session at 7:24 p.m. and returned at 8:23 p.m.

President of Council, Michael S. Patrick asked for a motion to reconvene from the Executive Sessions and to go back into the 2<sup>nd</sup> Regular Meeting of Council for Wednesday, November 24, 2021.

Bigley motioned seconded by Bayus to reconvene from the Executive Session and go back into the 2<sup>nd</sup> Regular Meeting of Council on November 24, 2021.

Roll Call: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.  
Motion Carried 6-0.

Reconvened from Executive Session by 6-0 vote.

**RECONVENE REGULAR COUNCIL MEETING**

**ADJOURNMENT**

Bigley moved seconded by Greenwood that the meeting be adjourned.  
Roll Call: Voting yea: Baluck, Bayus, Bigley, Burnside, Carcelli (absent), Greenwood, Pingley.  
Motion Carried 6-0.

Meeting Adjourned.

President of Council, Mr. Michael S. Patrick declared the meeting be adjourned and thanked everyone for coming to the meeting. Happy Thanksgiving!

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CLERK OF COUNCIL

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PRESIDENT OF COUNCIL