**REGULAR MEETING**

**June 14, 2023**

**Struthers, Ohio 44471**

**LIVE STREAM MEETING LINKS:**

**Caucus 6:15 pm**

[**https://youtube.com/live/5uEQ99v52CM?feature=share**](https://youtube.com/live/5uEQ99v52CM?feature=share)

**General Session 7:00 pm**

[**https://youtube.com/live/c2TaqXentG0?feature=share**](https://youtube.com/live/c2TaqXentG0?feature=share)

The Regular Meeting of the Council of the City of Struthers, Ohio, was held on Wednesday, June 14, 2023 at roughly 7:02 p.m. with the following members present at Roll Call: Baluck, Bayus, Bigley (absent), Burnside, Carcelli, Gomon, Pingley. (Delay Due To Live Stream)

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

President of Council, 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 recognized the invited guest in attendance at the Regular Council Meeting: Mayor, Catherine Cercone Miller, Safety Service Director, Robert F. Benson, Auditor, Christina S. Bohl and Law Director, John N. Zomoida Jr.

President of Council, Michael S. Patrick asked for a motion to excuse Councilman-At-Large, Dallas A. Bigley from the 1st Regular Meeting of Council dated June 14, 2023. Do I have a motion? A second?

Carcelli moved seconded by Pingley to excuse Councilman-At-Large, Dallas A. Bigley from the 1st Regular Council Meeting dated Wednesday, June 14, 2023, due to being unavailable.

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

No Remarks.

Motion Carried 6-0.

Mr. Dallas A. Bigley excused by 6-0 vote.

President of Council, Mr. Michael S. Patrick asked for a motion to dispense with the reading of the minutes of 2nd Regular Meeting Dated Wednesday, May 24, 2023 and accept the minutes. Do I have a motion? A second?

Carcelli moved seconded by Burnside to dispense with the reading of the minutes of the 2nd Regular Meeting Dated Wednesday, May 24, 2023 and accept them as prepared by the Clerk.

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

No Remarks.

Motion Carried 6-0.

Meeting minutes approved and accepted by 6-0 vote.

President of Council, Michael S. Patrick asked the clerk to read the one (1) piece of communication.

**COMMUNICATIONS**

**1) STRUTHERS TAX OFFICE MONTHLY REPORTS FOR TAX COLLECTIONS FOR THE MONTH OF MAY 2023, SUBMITTED BY RYAN ROGALSKI, STRUTHERS TAX COMMISSIONER ON JUNE 5, 2023.**

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

Bayus moved seconded by Pingley to receive and file said communications.

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

No Remarks.

Motion Carried 6-0.

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

**MAYOR’S REPORT (VERBAL REPORT)**

Mayor was present and had a verbal report for Council this evening. The Mayor gave the verbal report in Council Caucus Review prior to the meeting.

There were no remarks or comments under Mayor’s Report.

**REPORT OF STANDING COMMITTEES (On Audio)**

**WEDNESDAY, JUNE 21, 2023**

**NOTICE OF COUNCIL- AS- A -WHOLE COMMITTEE MEETINGS- SCHEDULED ON WEDNESDAY, JUNE 21, 2023 AT 6:00 P.M. IN COUNCIL CAUCUS ROOM #11.**

**6:00 P.M.**

**FINANCE & LEGISLATION COMMITTEE**

**Finance & Legislation Committee Chairman Dallas A. Bigley & Members: Richard S. Bayus, James E. Baluck. The purpose of the meeting is to discuss pending legislation.**

**6:15 P.M.**

**PARKS & RECREATION COMMITTEE**

**Park & Recreation Committee Chairman James E. Baluck & Members: Dallas A. Bigley, Lori A. Gomon. The purpose of the meeting is to discuss the future dog park.**

**THE PUBLIC WANTING TO BE PRESENT AT THE MEETINGS MUST USE THE BACK ENTRANCE OF THE MUNICIPAL BUILDING. THANK YOU!**

**LIVESTREAM: FACEBOOK/YOUTUBE**

**WWW.CITYOFSTRUTHERS.COM**

**Link:**

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**F&L Committee Meeting**

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

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

There were no remarks or comments under Addressing Council on Pending Legislation.

President of Council, Michael S. Patrick stated that there were five (5) pieces of legislation this evening for the Regular Meeting of Council.

**LEGISLATION**

**23-017**

**AN ORDINANCE AUTHORIZING THE AUDITOR TO TRANSFER THE SUM OF $100,000.00 FROM THE 2023 GENERAL FUND BUDGET CATEGORY TRANSFER TO POLICE PENSION # 100 9100 59004 TO THE POLICE PENSION FUND # 805 0000 47101 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 (absent), Burnside, Carcelli, Gomon, Pingley.

No Remarks.

Burnside moved seconded by Pingley that the ordinance be passed as read.

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

No Remarks.

Motion Carried 6-0.

Legislation passed by 6-0 vote.

**23-018**

**AN ORDINANCE AUTHORIZING THE AUDITOR TO TRANSFER THE SUM OF $70,000.00 FROM THE 2023 GENERAL FUND BUDGET CATEGORY TRANSFER TO FIRE PENSION # 100 9100 59005 TO THE FIRE PENSION FUND # 810 0000 47101 AND DECLARING AN EMERGENCY.**

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

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

No Remarks.

Carcelli moved seconded by Gomon that the ordinance be passed as read.

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

No Remarks.

Motion Carried 6-0.

Legislation passed by 6-0 vote.

**23-019**

**AN ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH DLZ ENGINEERING. FOR ENGINEERING SERVICES FOR WETMORE DRIVE BRIDGE REPLACEMENT, PID 118677 AND DECLARING AN EMERGENCY.**

Bayus 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 (absent), Burnside, Carcelli, Gomon, Pingley.

No Remarks.

Bayus moved seconded by Pingley that the ordinance be passed as read.

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

No Remarks.

Motion Carried 6-0.

Legislation passed by 6-0 vote.

**3-3 TIE VOTE**

**AN ORDINANCE APPROPRIATING THE SUM NOT TO EXCEED $1,000.00 FROM THE 2023 GENERAL FUND BUDGET APPROPREATION 9000 MISCELLANEOUS CATEGORY CONTINGENT # 100 9000 53024 FOR THE HIGGINS-REARDON FUNERAL HOME AND CREMATION SERVICES FOR AN INDIGENT STRUTHERS RESIDENT AND DECLARING AN EMERGENCY.**

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

Roll Call: Voting Yea: Baluck, Bigley (absent), Burnside, Gomon.

Voting Nay: Bayus, Carcelli, Pingley.

President of Council announced it fails at this time. Asked the Clerk what to do.

Clerk stated that it did not pass at this time.

President of Council stated that it failed. Clerk read number 5 please.

**23-020**

**AN ORDINANCE APPROPRIATING THE SUM NOT TO EXCEED $4,000.00 FROM THE 2023 GENERAL FUND BUDGET CATEGORY CONTINGENT # 100 9000 53024 FOR ENERTAINMENT IN THE PARK AND DECLARING AN EMERGENCY.**

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

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

No Remarks.

Pingley moved seconded by Baluck that the ordinance be passed as read.

Roll Call: Voting Yea: Baluck, Bayus, Bigley (absent), Burnside, Carcelli, Gomon, 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 said report for Council this evening.

There were no remarks or comments for Law Director.

**REPORT OF AUDITOR**

Auditor Christina Bohl was not present at the meeting and had no said report for Council this evening. (Auditor Present Caucus Only)

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. Mr. Beson gave an update on Judith Lane for the resident in attendance regarding their issues on Judith Lane.

There were no remarks or comments for Safety Service Director.

**ADDRESSING OF COUNCIL (On Audio)**

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

President of Council, Michael S. Patrick announced if anyone in the audience would like to address council, please come to the podium and state your name and address for the record. You will have three (3) minutes to speak. Thank you!

President of Council, Michael S. Patrick asked again that the audience come forward if they wish to speak. The following spoke:

**GUEST SPEAKER: (ON AUDIO)**

**CHRIS BRODERICK, ONE HEALTH OHIO AND RISE CANCELED FOR 06/14/2023.**

**COMMENTS/REMARKS: (ON AUDIO)**

Joann Kalbasky, 495 Judith Lane, Struthers, Ohio 44471. Spoke about the Creek on Judith Lane with the flooding and all the debris. Needs cleaned out. Letter needs sent out to or residents to educate them on the rules or renting.

**Comments/Remarks**:

Mayor Catherine Cercone Miller, President of Council, Michael S. Patrick, Miss. Megan L. Pingley, Mr. Robart D. Burnside, and Mr. Ronald A. Carcelli.

President of Council, Mr. Michael S Patrick called for a Point-Of-Order. Clerk can we please go back to Legislation No. 4 and read what the vote was for that legislation. Clerk stated that it was a three (3) Three (3) vote so our President of Council would have to be the tie breaker in this scenario, because Mr. Bigley is not present. I believe that I would have to read that over and have the 1st and 2nd again and do a revote to see if the legislation passes or fails. Then if it fails you all can vote to send back to Committee.

**# 4**

**AN ORDINANCE APPROPRIATING THE SUM NOT TO EXCEED $1,000.00 FROM THE 2023 GENERAL FUND BUDGET APPROPREATION 9000 MISCELLANEOUS CATEGORY CONTINGENT # 100 9000 53024 FOR THE HIGGINS-REARDON FUNERAL HOME AND CREMATION SERVICES FOR AN INDIGENT STRUTHERS RESIDENT AND DECLARING AN EMERGENCY.**

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

Roll Call: Voting Yea: Baluck, Bigley (Absent), Burnside, Gomon.

Voting Nay: Bayus, Carcelli, Pingley.

Tie Breaker vote: President of Council, Mr. Michael S. Patrick wishes to vote no on no. 4.

Motion Carried 3-4-1.

Legislation failed by 3-4 vote.

Is there a motion to send the legislation back to committee for further review.

Burnside moved seconded by Pingley to send it back to Committee for further review.

Roll Call: Voting Yea: Baluck, Bayus, Bigley (Absent), Burnside, Carcelli, Gomon, Pingley.

No Remarks.

Motion Carried 6-0.

Referred back to committee by 6-0 vote for review.

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

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**ADJOURNMENT**

Bayus moved seconded by Carcelli that the meeting be adjourned.

Roll Call: Voting Yea: Baluck, Bayus, Bigley (Absent), Burnside, Carcelli, Gomon, 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.

\_*Megan R. Shorthouse*\_\_\_\_\_\_\_ \_\_\_*Michael S. Patrick*\_\_\_\_\_\_\_\_\_\_\_

CLERK OF COUNCIL PRESIDENT OF COUNCIL