

MINUTES OF REGULAR MEETING
Monday April 01, 2024 at 6pm
COUNCIL OF THE CITY OF EAST LIVERPOOL, OHIO
COUNCIL CHAMBERS, CITY HALL

CALL TO ORDER:

Council President Pro tem C. Fred Rayl **called to order** this Regular Meeting of East Liverpool City Council at 6:00PM.

ROLL CALL:

The Clerk read aloud the **call of the roll** and was recorded as follows:

First Ward Council member Tom Beagle:	present
Second Ward Council member C. Fred Rayl:	present
Third Ward Council member Jeffrey Kreefer:	present
Fourth Ward Council member Scott Barrett:	present
Council member At-Large Brian Kerr:	present
Council Member At-Large John Mercer:	present
Council member At-Large Thomas Clark:	present

MOTION TO EXCUSE:

Council President Pro tem Rayl entertained a **motion to excuse** Mr. Torma from this regular meeting of East Liverpool City Council. **Moved** by Mr. Kerr and **seconded** by Mr. Beagle, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PRAYER AND PLEDGE:

Council member Kreefer led the **Prayer and Pledge**.

MINUTES-CORRECT:

Council President Pro tem Rayl **entertained a motion to accept the minutes** from the Regular meeting of March 04, 2024, as there were no additions or corrections. **Moved** by Council member Beagle and **Seconded** by Council member Kerr, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PERSONAL PRIVILEGE:

Council President Pro tem Rayl **entertained a motion that Personal Privilege be granted. Moved** by Council member Kreefer and **Seconded** by Council member Beagle, the call was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Terry Sprague, 605 E. 5th Street discussed what she feels are improper book keeping and financial transfers in the water and sewer departments. Ms. Sprague passed the information on to Mr. Kerr, who chairs the utilities committee.

Mr. Kerr advised he would be calling a meeting very soon.

UNFINISHED BUSINESS:

There was no Unfinished Business.

COMMUNICATIONS OR PETITIONS:

There were no Communications or Petitions.

APPOINTMENTS OF BOARDS AND SEATS:

Council President Pro Tem Rayl shared with council a letter from Mayor Smith requesting Council approve Daniel Ibbs, 3101 Saint Clair Avenue to the Civil Service Board, filling the un-expired term of Mr. Thomas Clark.

By a unanimous voice vote, Mr. Ibbs was approved.

COMMITTEE REPORTS:

Refuse and Recycling / Public Utilities / Franchise Committee: Brian Kerr, Chair of the Refuse and Recycling / Public Utilities / Franchise Committee made no report, but did call a meeting of the committee for 5:30pm Tuesday April 09, 2024 in chambers.

License and Economic Development Committee: John Mercer, Chair of the License and Economic Development Committee made no report and did not schedule a meeting of the committee this month.

Recreation and Ordinance Committee: Thomas Clark, Chair of the Recreation and Ordinance Committee made no report.

Streets / Lands and Buildings Committee: Scott Barrett, Chair of the Streets / Lands and Buildings Committee reported the committee met at 5:30pm on the 20th of March, 2024 in chambers with all committee members present as well as several elected officials and department heads.

Mr. Barrett reported the committee agreed to pass on to the full council a resolution authorizing the planning director to submit a letter to the Public Utilities Commission to request a rail crossing exemption for Harvey Avenue.

Mr. Barrett **made motion** for a **seven-day waiver** for the proposal and was **seconded** by Mr. Clark. The call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Safety and Rules Committee: Jeffrey Kreefer, Chair of the Safety / Rules Committee made no report but did call a meeting in conjunction with Mr. Kerr's meeting (5:30pm Tuesday April 09, 2024 in chambers) as he feels there are some safety issues with the storm water report.

Finance and Labor Committee: C. Fred Rayl, Chair of the Finance / Labor Committee reported the committee met at 3:03pm Tuesday March 26, 2024, in chambers, Byers with all committee members present as well as several department heads and elected officials. Please see attached.

Mr. Rayl reported the committee agreed to pass on to the full council the following proposals.

1. A resolution accepting the amounts and rates as determined by the budget commission.
2. An ordinance to pay vendors.
3. An ordinance to adjust appropriations.
4. An Ordinance authorizing the city to sell or exchange certain property at St. Clair Ave, and Avondale streets.

Mr. Rayl called the next meeting of the committee for 3pm Tuesday April 30, 2024, in chambers.

Planning and Expansion Committee: Tom Beagle, Chair of the Planning and Expansion Committee reported the committee met at 5:45pm Monday April 01, 2024, in chambers with all committee members present as well as several department heads and elected officials. Please see attached.

Mr. Beagle reported the committee agreed to pass on to the full council a proposed ordinance amending sections 1121.06 and 1121.07 of the codified ordinances of the City of East

Liverpool, Ohio, reclassifying a certain section from “R-3” residential to “M-3” General Industrial for parcels located on St. George Street. This is for Heritage Thermal.

Mr. Beagle, in the form of a **motion**, requested a **seven-day waiver** for this proposal and was **seconded** by Council member Mercer. The call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

OFFICER REPORTS:

CHIEF OF POLICE: Police Chief John Lane was not present.

FIRE CHIEF: Acting Fire Chief Cumo made no report.

UTILITIES DIRECTOR: Utilities Director Paul McCarthy was not present.

STREET SUPERINTENDENT: Street Superintendent Dan Galeoti was not present.

HOUSING INSPECTOR: Housing Inspector was not present.

PLANNING DEPARTMENT: City Planning Director William Cowan was not present.

OFFICE OF THE LAW DIRECTOR: Law Director Charles Payne made no report.

OFFICE OF CITY AUDITOR: City Auditor Marilyn Bosco made no report.

OFFICE OF INCOME TAX DEPARTMENT: Tax Commissioner Sharon Williams was not present.

OFFICE OF CITY TREASURER: City Treasurer Deborah Fickes was not present.

OFFICE OF SERVICE / SAFETY: Service / Safety Director William Jones was not present.

OFFICE OF THE MAYOR: Mayor Robert Smith was not present.

FINANCIAL STATEMENT OF CASH POSITION REPORT:

LEGISLATION:

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

CONSIDERATION:

Moved by Council member Rayl, and **Seconded** by Council member Beagle, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Kerr, and **Seconded** by Council member Kreefer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Clark, and **Seconded** by Council member Barrett, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Rayl, and **Seconded** by Council member Mercer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Resolution Number 06, 2024, duly passed as read.

A RESOLUTION AUTHORIZING THE PLANNING DIRECTOR OF THE CITY OF EAST LIVERPOOL, OHIO TO SUBMIT A LETTER TO THE PUBLIC UTILITIES COMMISSION OF OHIO TO REQUEST A RAIL CROSSING EXEMPTION FOR HARVEY AVENUE /SR.39, DOT #510-705Y AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

Moved by Council member Barrett, and **Seconded** by Council member Beagle, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Kerr, and **Seconded** by Council member Clark, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Mercer, and **Seconded** by Council member Barrett, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Barrett, and **Seconded** by Council member Kreefer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Resolution Number 07, 2023, duly passed as read.

AN ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY CERTAIN VENDORS WHO SUPPLIED GOODS OR SERVICES TO THE CITY WITHOUT THE ISSUANCE OR AUTHORIZATION OF A PURCHASE ORDER.

CONSIDERATION:

Moved by Council member Rayl, and **Seconded** by Council member Mercer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Beagle, and **Seconded** by Council member Kerr, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Kreefer, and **Seconded** by Council member Barrett, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Clark, and **Seconded** by Council member Rayl, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Ordinance Number 17, 2024, duly passed as read.

AN ORDINANCE TO AMEND BUDGET ORDINANCE NUMBER 10, 2024 BY ADJUSTING APPROPRIATIONS.

CONSIDERATION:

Moved by Council member Rayl, and **Seconded** by Council member Kerr, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Beagle, and **Seconded** by Council member Mercer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Kreefer, and **Seconded** by Council member Barrett, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Rayl, and **Seconded** by Council member Clark, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Ordinance Number 18, 2024, duly passed as read.

AN ORDINANCE AUTHORIZING THE CITY OF EAST LIVERPOOL, OHIO TO ENTER INTO AN AGREEMENT, ATTACHED HERETO AND MARKET EXHIBIT "A" WITH THE

CITY OF EAST LIVERPOOL COMMUNITY CORPORATION, TO SELL OR EXCHANGE CERTAIN PROPERTY LOCATED ON AVONDALE STREE AND ST. CLAIR AVENUE, EAST LIVERPOOL, OHIO 43920 (PPN) 37-050040.000) AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

Moved by Council member Barrett, and **Seconded** by Council member Kerr, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Kerr, and **Seconded** by Council member Rayl, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Beagle, and **Seconded** by Council member Mercer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Clark, and **Seconded** by Council member Kreefer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Ordinance Number 19 , 2024, duly passed as read.

AN ORDINANCE AMENDING SECTIONS 1121.06 AND 1121.07 OF THE CODIFIED ORDINANCES OF THE CITY OF EAST LIVERPOOL PERTAINING TO THE ZONING DISTRICT MAP BY RECLASSIFYING A CERTAIN SECTION FROM AN “R-3” RESIDENTIAL CLASSIFICATION TO A “M-3” GENERAL INDUSTRIAL CLASSIFICATION FOR PARCEL LOCATED ON ST GEORGE STREET BEING PART OF PARCEL NUMBER 37-00090.000 AND DEPICTED ON EXHIBIT “B” ATTACHED HERETO AND MADE PART HEREOF.

CONSIDERATION:

Moved by Council member Beagle, and **Seconded** by Council member Mercer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

FIRST READING:

Moved by Council member Barrett, and **Seconded** by Council member Clark, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

SUSPEND THE RULES:

Moved by Council member Beagle, and **Seconded** by Council member Rayl, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

PASSAGE:

Moved by Council member Beagle, and **Seconded** by Council member Kreefer, the call of the roll was recorded as follows:

Mr. Barrett:	yes	Mr. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Pro tem Rayl **declared** Ordinance Number 20, 2024, duly passed as read.

MISCELLANEOUS:

At-Large Council member Brian Kerr thanked everyone for coming to the meeting and thanked Mr. Rayl for stepping in for Mr. Torma.

At-Large Council member John Mercer thanked those who came to the meeting.

At-Large Council member Thomas Clark echoed Mr. Mercers sentiments

Fourth Ward Council member Scott Barrett wished Mr. Torma a speedy recovery.

Third Ward Council member Jeffrey Kreefer made no comments.

Second Ward Council member C. Fred Rayl thanked everyone for helping him fill in for Mr. Torma.

First Ward Council member Thomas Beagle made no comments.

Council President John Torma was excused.

ADJOURNMENT:

Council President Torma **entertained a motion to Adjourn. Motion** was made by Council member Kerr.

Respectfully submitted,

PATRICK S. SCAFIDE, COUNCIL CLERK

JOHN TORMA, COUNCIL PRESIDENT