

MINUTES OF REGULAR MEETING
Monday May 01, 2023
COUNCIL OF THE CITY OF EAST LIVERPOOL, OHIO
COUNCIL CHAMBERS, CITY HALL

CALL TO ORDER:

Council President John Torma **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 Robert Nizer Jr.:	present

PRAYER AND PLEDGE:

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

MINUTES-CORRECT:

Council President John Torma **entertained a motion to accept the minutes** from the Regular meeting of April 03, 2023 and the Special Meeting of April 18, 2023 as there were no additions or corrections. **Moved** by Council member Rayl and **Seconded** by Council member Nizer, the call of the roll was recorded as follows:

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

Motion carried 7-0.

PERSONAL PRIVILEGE:

Council President John Torma **entertained a motion that Personal Privilege be granted**. **Moved** by Council member Kerr and **Seconded** by Council member Barrett. The call was recorded as follows:

Mr. Barrett:	yes	Mr. Mercer:	yes
Mr. Beagle:	yes.	Mr. Nizer:	yes
Mr. Kerr:	yes.	Mr. Rayl:	yes

Mr. Kreefer:

yes.

Motion carried 7-0.

Darlene Kinsey, #7 Highland Colony, spoke in defense of the the city's Income Tax Department and against RITA (Regional Income Tax Collection System).

UNFINISHED BUSINESS:

There was no Unfinished Business.

COMMUNICATIONS OR PETITIONS:

There were no Communications or Petitions.

COMMITTEE REPORTS:

Refuse and Recycling / Public Utilities / Franchise Committee: Brian Kerr, Chair of the Refuse and Recycling / Public Utilities / Franchise Committee made no report.

License and Economic Development Committee: John Mercer, Chair of the License and Economic Development Committee made no report.

Recreation and Ordinance Committee: Robert Nizer Jr., 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 made no report.

Safety and Rules Committee: Jeffrey Kreefer, Chair of the Safety / Rules Committee made no report.

Finance and Labor Committee: C. Fred Rayl, Chair of the Finance / Labor Committee reported the committee met on at 3pm April 25, 2023 and agreed to pass on to the full council the following.

1. A resolution for the disposition of personal property a 2019 International roll of hoist truck and four roll-off containers and to declare an emergency.
2. An ordinance authorizing the Board of Control to advertise for bids and enter into a contract to provide compactor, dumpster and hauling services for the Refuse and recycling Department and to declare an emergency.
3. An ordinance to create a new fund and line items and make appropriations for the Dresden Avenue project and to declare an emergency.
4. An ordinance to amend budget ordinance #16 by adjusting appropriations and to declare an emergency.

5. An ordinance approving and authorizing the execution of a community reinvestment agreement with 514 Market, LLC an Ohio Limited Liability Company and to declare an emergency.
6. An ordinance adopting a fee schedule for Spring Grove Cemetery and to declare an emergency.

Mr. Rayl then requested a seven-day waiver for the following proposals.

1. A resolution in support of the administrations position to ensure continued access to the area between the Ohio River and the City’s water treatment plant and to declare an emergency.
2. An ordinance to allow the Water Department top set aside for the R&I Fund from 18% to 25% and to declare an emergency.
3. An ordinance authorizing the city to purchase a 2023 International MV607 Chassis from O.S. Hill International for \$191,592.66 and to declare an emergency.

Moved by Mr. Mercer and **seconded** by Mr. Kerr, the call of the roll was recorded as follows:

Mr. Barrett:	“yes”
Mr. Beagle:	“yes”
Mr. Kerr:	“yes”
Mr. Kreefer:	“yes”
Mr. Mercer:	“yes”
Mr. Nizer:	“yes”
Mr. Rayl:	“yes”

Motion Carried 7-0.

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

Planning and Expansion Committee: Tom Beagle, Chair of the Planning and Expansion Committee made no report.

OFFICER REPORTS:

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

FIRE CHIEF: Fire Chief William Jones discussed the upcoming request for a renewal of a Fire Department Levy.

UTILITIES DIRECTOR: Utilities Director Paul McCarthy was not present.

STREET SUPERINTENDENT: Street Superintendent Dan Galeoti was not present.

HOUSING INSPECTOR: Housing Inspector Kayla Crawl made no report.

PLANNING DEPARTMENT: City Planning Director William Cowan made. No report.

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 Linda Harpold was not present.

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

OFFICE OF SERVICE / SAFETY: Service / Safety Director David Dawson discussed several projects in the city.

OFFICE OF THE MAYOR: Mayor Gregory Bricker was not present.

FINANCIAL STATEMENT OF CASH POSITION REPORT:

LEGISLATION:

A RESOLUTION FOR THE DISPOSITION OF PERSONAL PROPERTY I.E. A 2019 INTERNATIONAL ROLL OFF TRUCK (2019 INTERNATIONAL TRUCK (HX629) VIN: 3HTDTAPT2KN317791 AMERICAN MODEL ARD-75-24 ROLL-OFF HOIST S/N:96184) AND FOUR ROLL-OFF CONTAINERS (TWO OPEN TOP 40 YARD ROLL-OFF BOXES AND TWO CLOSED TOP RECEIVER 40 YARD ROLL-OFF BOXES) PURSUANT TO SECTION 721.15 (A) AND SECTION 721.15 (B) OF THE OHIO REVISED CODE AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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

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

Mr. Kerr: yes. Mr. Rayl: yes
Mr. Kreefer: yes.

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Resolution Number 06, 2023 duly passed as read.

A RESOLUTION IN SUPPORT OF THE ADMINISTRATION’S POSITION TO ENSURE CONTINUED ACCESS AND TO PREVENT RESTRICTIONS WITHIN THE AREA BETWEEN THE OHIO RIVER AND THE CITY’S WATER TREATMENT PLANT FACILITY AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

Mr. Barrett: yes Mr. Mercer: yes
Mr. Beagle: yes. Mr. Nizer: yes

Mr. Kerr: yes. Mr. Rayl: yes
Mr. Kreefer: yes.

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Resolution Number 07, 2023 duly passed as read.

AN ORDINANCE AUTHORIZING THE BOARD OF CONTROL TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER TO PROVIDE COMPACTOR, DUMPSTER AND F HAULING SERVICES TO THE REFUSE AND RECYCLING DEPARTMENT AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

Mr. Barrett: yes Mr. Mercer: yes
Mr. Beagle: yes. Mr. Nizer: yes
Mr. Kerr: yes. Mr. Rayl: yes

Mr. Kreefer: yes.

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 26, 2023 duly passed as read.

AN ORDINANCE TO CREATE A NEW FUND, CREATE NEW LINES ITEMS AND MAKE APPROPRIATION FOR THE DRESDEN AVENUE PROJECT.

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. Mercer:	yes
Mr. Beagle:	yes.	Mr. Nizer:	yes
Mr. Kerr:	yes.	Mr. Rayl:	yes
Mr. Kreefer:	yes.		

Motion carried 7-0.

FIRST READING:

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

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

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 27, 2023 duly passed as read.

AN ORDINANCE TO AMEND BUDGET ORDINANCE 16, 2023 BY ADJUSTING APPROPRIATIONS.

CONSIDERATION:

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

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

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 28, 2023 duly passed as read.

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A COMMUNITY REINVESTMENT AREA AGREEMENT WITH 514 MARKET, LLC., AN HIO LIMITED LIABILITY COMPANY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

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

Mr. Kreefer: yes.

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 29, 2023 duly passed as read.

AN ORDINANCE ADOPTING THE FEE SCHEDULE FOR THE SPRING GROVE CEMETERY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

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

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 30, 2023 duly passed as read.

AN ORDINANCE FOR THE CITY OF EAST LIVERPOOL DIVISION OF WATER TO INCREASE THE AMOUNT SET ASIDE FROM IT'S WATER REVENUE FOR THE WATER R&I FUND FROM 18% TO 25% AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

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

Motion carried 7-0.

SUSPEND THE RULES:

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

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

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 31, 2023 duly passed as read.

AN ORDINANCE AUTHORIZING THE CITY, BY AND THROUGH THE BOARD OF CONTROL TO PURCHASE A 2023 INTERNATIONAL MV607 CHASSIS FROM HILL INTERNATIONAL TRUCKS IN THE PRINCIPAL AMOUNT OF ONE HUNDRED NINETY ONE THOUSAND FIVE HUNDRED NINETY TWO DOLLARS AND SIXTY SIX CENTS (\$191,592.66) THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM WHEREBY OBTAINING THE REQUIREMENT OF COMPETITIVE BIDDING AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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

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

Motion carried 7-0.

FIRST READING:

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

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

Motion carried 7-0.

SUSPEND THE RULES:

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

Mr. Barrett:	yes	Mr. Mercer:	yes
Mr. Beagle:	yes.	Mr. Nizer:	yes

Mr. Kerr: yes. Mr. Rayl: yes
Mr. Kreefer: yes.

Motion carried 7-0.

PASSAGE:

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

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

Motion carried 7-0.

Council President John Torma **Declared** Ordinance Number 32, 2023 duly passed as read.

MISCELLANEOUS:

At-Large Council member Brian Kerr thanked everyone for coming out.

At-Large Council member John Mercer made no commentary

At-Large Council member Robert Nizer Jr. Thanked those who came out.

Fourth Ward Council member Scott Barrett made no comment.

Third Ward Council member Jeffrey Kreefer thanked those who came out.

Second Ward Council member C. Fred Rayl made no comment.

First Ward Council member Thomas Beagle made no comment.

Council President John Torma thanked everyone for coming out.

ADJOURNMENT:

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

Respectfully submitted,

PATRICK S. SCAFIDE, COUNCIL CLERK

JOHN TORMA, COUNCIL PRESIDENT