

MINUTES OF SPECIAL MEETING
Monday December 30, 2024 at 6pm
COUNCIL OF THE CITY OF EAST LIVERPOOL, OHIO
COUNCIL CHAMBERS, CITY HALL

MEETING CONTENT:

1. **Third reading of a land lease agreement.**
2. **A resolution authorizing the mayor to participate in the Appalachian Region Commission.**
3. **A resolution authorizing the planning director to make application for the RAISE infrastructure program.**
4. **A resolution objecting the renewal of Lena Lounge liquor license.**
5. **An ordinance authorizing the mayor to settle with Chris Green.**
6. **An ordinance to amend the budget ordinance.**
7. **An ordinance authorizing the mayor to use \$24,206.00 from the CDBG revolving loan fund and \$1,600.00 from the water dept. miscellaneous fund to purchase certain water department equipment.**
8. **An ordinance to creat a part-time director of public utilities.**
9. **An ordinance to borrow money to help pay the Chris Green settlement.**

PUBLIC HEARING NEEDED?

No.

CALL TO ORDER:

Council President Torma **called to order** this Special Meeting of East Liverpool City Council at 6pm.

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 John Mercer:	present
Council Member At-Large Brian Kerr:	present
Council member At-Large Thomas Clark:	present

EXCUSE/ABSENT:

No.

ACCEPT CALL:

Council President Torma **entertained a motion to accept the call. Moved** by Mr. Mercer and **seconded** by 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.

WAIVERS NEEDED?

Council President Torma entertained a **motion for a waiver of time** be granted for the legislation brought foreword by the Finance/Labor Committee and the License and Economic Development Committee, just prior to this special meeting of city council.

The Voice vote 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.

LEGISLATION:

AN ORDINANCE TO ENTER INTO A LAND LEASE AGREEMENT (SOLAR SYSTEM) BETWEEN HHH FOUNDATION, LANDLORD AND THE CITY OF EAST LIVERPOOL, TENANT, AND TO DECLARE AN EMERGENCY.

THIRD READING:

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:	no
Mr. Beagle:	ab.	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	no		

Motion carried 4-2 with one abstention.

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:	no
Mr. Beagle:	ab	Mr. Mercer:	yes
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	no		

Motion carried 4-2 with one abstention.

Council President Torma **declared** Ordinance Number 63, 2024, duly passed as read.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF EAST LIVERPOOL TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE APPALACHIAN REGIONAL COMMISSION AND OR OHIO GOVERNORS OFFICE OF APPLACHIA PROGRAMS AND TO EXECUTE CONTRACTS AS REQUIRED AND TO DECLARE AN EMERGENCY.

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 Kreefer, 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.

SUSPEND THE RULES:

Moved by Council member Beagle, 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.

PASSAGE:

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.

Council President Torma **declared** Resolution Number 14, 2024, duly passed as read.

A RESOLUTION AUTHORIZING THE MAYOR OR THE DIRECTOR OF PLANNING TO SUBMIT AN APPLICATION FOR THE REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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.

FIRST READING:

Moved by Council member Clark, 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.

SUSPEND THE RULES:

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.

PASSAGE:

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.

Council President Torma **declared** Resolution Number 15, 2024, duly passed as read.

A RESOLUTION OF THE COUNCIL OF THE CITY OF EAST LIVERPOOL, COLUMBIANA COUNTY, OHIO OBJECTING TO THE RENEWAL OF LIQUOR PERMIT NUMBER 5096627, LENA’S LOUNGE LLC 639-41 ST. CLAIR AVENUE, FIRST FLOOR AND PATIO, EAST LIVERPOOL, OHIO 43920 AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

Moved by Council member Mercer 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 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 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.

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. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	yes

Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 7-0.

Council President Torma **declared** Resolution Number 16, 2024, duly passed as read.

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF EAST LIVERPOOL TO ENTER INTO A SETTLEMENT AGREEMENT AND RELEASE WITH CHRISTOPHER GREEN.

CONSIDERATION:

Moved by Council member Kreefer, 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 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:	no
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 6-1.

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. Kreefer:	yes
Mr. Beagle:	yes	Mr. Mercer:	no
Mr. Clark:	yes	Mr. Rayl:	yes
Mr. Kerr:	yes		

Motion carried 6-1.

PASSAGE:

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

Comment: I am very hesitant to support this legislation due to the facts surrounding this case and the fact that there was an independent arbitrator ruling in favor of the city. But I also understand the legal and financial hardship on the city as well. So I vote “yes” to end this nonsense.

Mr. Kerr: yes

Motion carried 7-0.

Council President Torma **declared** Ordinance Number 64, 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 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.

FIRST READING:

Moved by Council member Kerr, 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 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.

PASSAGE:

Moved by Council member Clark 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 Torma **declared** Ordinance Number 65, 2024, duly passed as read.

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF EAST LIVERPOOL TO USE \$24,206.98 FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT REVOLVING LOAN FUND (CDBG RLF CITY OF EAST LIVERPOOL FUND NUMBER 241) AND \$1,600.00 FROM THE WATER DEPARTMENT MISCELLANEOUS FUND ACCOUNT (655-5-65-5-2439) AND TO DECLARE AN EMERGENCY.

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 Kreefer, 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 Kerr, 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.

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 Torma **declared** Ordinance Number 66, 2024, duly passed as read.

AN ORDINANCE TO AMEND CHAPTER 149 OF THE CODIFIED ORDINANCES OF THE CITY OF EAST LIVERPOOL TO CREATE THE POSITION OF PART TIME DIRECTOR OF PUBLIC UTILITIES AND TO DECLARE AN EMERGENCY.

CONSIDERATION:

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.

FIRST READING:

Moved by Council member Kerr, 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.

SUSPEND THE RULES:

Moved by Council member Kreefer , 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 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.

Council President Torma **declared** Ordinance Number 67, 2024, duly passed as read.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOTE(S) ANTICIPATION OF BONDS TO PROVIDE FUNDS TO ASSIST IN THE PAYMENT OF SETTLEMENT AMOUNT IN CHRISTOPHER GREEN V. THE CITY OF EAST LIVERPOOL ET AL US DISTRICT COURT FOR THE NORTHER DISTRICT OF OHIO, EASTERN DIVISION CASE # 4:23-CV-00445 AND TO DECLARE AN EMERGENCY.

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. 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 Rayl, 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 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 Torma **declared** Ordinance Number 68, 2024, duly passed as read.

ADJOURNMENT:

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

Respectfully submitted,

PATRICK S. SCAFIDE, COUNCIL CLERK

JOHN TORMA, COUNCIL PRESIDENT

