Regular Session February 6, 2023

The members of Hubbard City Council met in regular session on Monday, February 6, 2023, in council chambers with President William Williams presiding. Approximately 38 people were in attendance.

Roll call showed the following members in attendance:

B. Viele R. Zambrini M. Mogg C. Cummings M. Kerr R. Hallapy J. Crowe

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the minutes of the January 17, 2023, regular session as presented to council. There were no questions or comments on the motion. Motion passed. Vote unanimous.

**COMMUNICATIONS-**

Clerk- We received an application from the Trumbull County Zoning Inspectors Association wanting to know if council wanted to elect one member to represent the city. For this committee, the fee is $30. They meet the fourth Wednesday of even numbered months generally, beginning at 11:30 am at various locations in Trumbull County. I have the application if they are interested. We received from the Ohio Ethics Commission to update the official list of elected officials and notification of filing requirements. The deadline is May 15, 2023, a letter from the Mayor concerning the appointment to the park board, also a letter concerning 27 Orchard Avenue, the Mayor’s Court Report for January of 23 showing a total of $4,366.00, the Income Tax Comparison 22/23 thru January 31, and the Reconciliation of Bank Statements for month ended January 31, 2023. That is all.

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the communications and place them in their proper files.

Mr. Williams- Just one moment, did you see this mayor? I mean just from reading this real quickly, I don’t think this would be a member of council that would do this. It would be somebody representing the zoning. You want to take a look at this and get back to us and let us know if you want to.

Clerk- Chris is already a member.

Mr. Williams- He is? So, we don’t have to…or are they asking for.

Mayor- I can take a look at it.

Mr. Williams- Unless someone, Bonnie you are planning & Zoning, I don’t know if you would be interested in this or not?

Ms. Viele- Not if Chris is already representing us.

Mr. Williams- Okay

There were no questions or comments on the motion. Motion passed. Vote unanimous.

**REPORTS OF STANDING COMMITTEES-**

**FINANCE**- Ms. Zambrini- I have no report tonight Mr. President but I will be requesting legislation.

Mr. Williams- Okay, thank you.

**PARK & RECREATION**- Ms. Cummings- I have nothing this evening for park & rec. I do have something under miscellaneous regarding the appointment. Thank you.

Mr. Williams-thank you.

**COMMUNITY AND ECONOMIC DEVELOPMENT**- Mr. Mogg- Yes sir, today everybody should have received in their city email address an email from the Shop Small Hubbard Committee. They are just letting us know their events that are coming up. I will read the whole thing to ya. About us: We exist to build a stronger community for small businesses and nonprofit organizations to promote a vibrant and local economy for residents and visitors. Their annual

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**REPORTS OF STANDING COMMITTEES-**

events are going to be the spring fling which will be held Saturday, May 6th, and the fall for Shop Small Saturday, October 14th. On there, they list about lane closures that they will be asking for so, I will probably just hand your number off to them and Bill will handle it. That is all I have thank you.

Mr. Williams- thank you.

**PLANNING & ZONING**- Ms. Viele- Hubbard Planning & Zoning Commission will meet here in council chambers, Monday, February 13th at 7 pm. Under consideration are two replats. The first is at 69 Belle Vista Drive and the second is 350 North Main Street. Also, up for consideration is a condition use permit to create a rental space for outside storage of vehicles. The Planning & Zoning Appeals will meet Tuesday, February 14th, at 7 pm here. Up for discussion is a request for a variance to build an addition to a garage at 8022 Moore Street. All interested parties are encouraged to attend. Thank you.

Mr. Williams-thank you.

U**TILITIES-** Mr. Kerr- Thank you Mr. President. We are having a scheduled meeting (committee meeting) on Tuesday the 21st due to the holiday. The Presidents Day Holiday on the 20th our regular council meeting will be on the 21st at 6 pm. That is a committee meeting for utilities and I have legislation tonight. Thank you, Mr. President.

Mr. Williams- thank you.

**STREETS & SIDEWALKS**- Mr. Crowe- Yes Mr. President, the weather has been nice, so the street department is just doing cold patch repairs right now. If there are any potholes, we missed you can call the Mayor’s Office and the street department will get them. Thank you that is all I have.

Mr. Williams- thank you.

**SAFETY**- Mr. Hallapy- No report Mr. President thank you.

Mr. Williams- thank you.

**REPORTS OF SPECIAL COMMITTEES-**

**CEMETERY BOARD**- Mr. Mogg- Yes sir, for the month of January, we had four burials, four lot sales and two foundation sales. I will be calling a meeting of the cemetery board for next Tuesday the 14th at 5 pm at the cemetery grounds. That is all I have. Thank you.

Mr. Williams-thank you.

**FIRE DISTRICT-** Mr. Mogg- Yes sir, the fire board met on January 18th at the township building. First off, we appointed the Chair and the Vice Chair for the year. Rick Hern was appointed the Chair. Tanna Angle was appointed Vice Chair. Rick Hern has shown an interest in learning record retention which is either an online class or you can go to Columbus and take it. That is going to be his choice. We received resignations or retirement letters for Lee O’Hara and Fred Behnke. We also approved that Lee and Fred would get some of their gear from the fire department. They asked for their helmet and shield and maybe a tail flap off of their coat. Approved a contract with Grant Source Professionals for grant writing for an ambulance. The max ambulance, the largest one they looked at was $318,000.00. The district would be liable for 10% of that so, $32,000.00. Hudson Communications was approved again to handle the radios and stuff for the department. They approved Fortunas Services for their email service which gives them a lot more email addresses. Jim Richmond was approved for the secretary and the IT clerk positions. There was a discussion on the fact that Lee O’Hara was a Lieutenant so, they are talking about replacing him. There was a discussion on previously, per year we use to need or per three years, we use to need 54 hours of continuing education. It has now been reduced to 36 hours. Last Wednesday, I met with Chief Stanish down at the station to again look at submitting applications for bids for the renovations of the restrooms in the fire station. That is all I have.

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Mr. Williams- thank you.

**REPORTS OF CITY OFFICIALS**

**SAFETY DIRECTOR**- Mr. Bancroft- Yes Mr. President, on Friday, February 3rd, I attended the graduation ceremony of Chief Bob Thompson. He completed the CLEE Program which is a Certified Law Enforcement Executive at the Highway Patrol Academy in Columbus. That concluded fourteen months of study. They had to read numerous books on topics of police administration. You know, that was a big accomplishment. In addition to all the duties, he was doing at the police station, he undertook that and successfully graduated. I would like to congratulate him for that. That was a huge accomplishment that benefits us at the police department as well. First one ever, that is a title he has at the end of his name now CLEE so that is a big thing. Numerous, there are probably thirty individuals from various departments throughout the state that attended that. It is going to be very good. Also. just as a side note, I do have on my whiteboard in my office a little note reminding myself of a HAZMAT Plan with Norfolk & Southern with these railroad crossings. We have two that go through the city. Of course, a lot of the trackage goes through town. They aren’t going real fast through town, but it doesn’t mean that anything can’t happen here. Once this East Palestine incident blows over and Norfolk Southern has a chance, I would like to meet with them. I know they have a training program with the fire department on what to do in case of spills. I think that might be pretty pertinent from now on. I had it on my list of things to do way before this was popular. That is what I have been working on… a few things. That is all I have tonight.

Mr. Williams-thank you Bill.

**LAW DIRECTOR**- Mr. Villano- No report this evening Mr. President, thank you.

**REPORTS OF CITY OFFICIALS**

**TREASURER**- Ms. Ruha- I have no report this evening, thank you Mr. President.

**AUDITOR**- Mr. Villano-Nothing this evening Mr. President thank you.

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the reports of standing committees, special committees, and city officials. There were no more questions or comments on the motion. Motion carried. Vote unanimous.

**MAYOR’S REPORT**

Thanks Mr. President. I am excited to announce that we received information from the Ohio EPA that we received one of the emergency generator grants that was issued throughout the state for $50,000. We are currently undertaking the requirements for that. It would be the Creed pump house. The Creed Avenue pump house would be the recipient of the generator. Currently there is no generator if power is lost to then continue pumping the water. So, it is a very good project for us to undertake. The lead service line project is currently underway. Bova Construction is here inside the city limits working daily. Five service lines on Woodland Avenue have been completed. Bova has been working well with the City Water Department and the Service Superintendent Kevin Lyden as well as the residents. We personally called every one of the residents to make sure that they knew that the project was going to be started and adjustments would have to be made for their daily lives because they would not have water while the project was undergoing. I had a meeting last week with Mike Wilson from SCOPE. He came on site looked at our facility back in the back at the senior center. He was very excited to see what we could do working together. I think there is a real possibility for the Hubbard Senior Center to be managed by SCOPE to be able to offer programs and to offer real things for seniors within our community both city and township. I will keep everybody up to date. We have a follow up meeting scheduled. We have a new city mechanic that will be starting on Wednesday. His name is Luke Wagner. He is a great young man. I am very hopeful that he will be starting his career with us with city employment and be able to make a nice long career. He is a recent Hubbard graduate and he will serve us well. I want to thank Ray Fallen for his years of service on the Planning & Zoning Commission Board. He has retired from that position as of

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**MAYOR’S REPORT**

February 1st, so there will be an opening on the Planning & Zoning Commission. As mentioned, I am very excited to work with Adrienne Poullas on the Park & Rec. Board. I think she will serve the residents and also the children of the city well. We once again received the grant from the Trumbull County Combined Health District for the annual mosquito fogging and the mosquito spraying throughout the city. The dates are May 23rd, June 20th, July 26th and August 22nd. So, those are the dates that have been set for mosquito spraying. I also met with the VFW and also in contact with the American Legion. Governor DeWine did sign the legislation that included the renaming of the Purple Heart Veteran’s Memorial Bridge. All paperwork is now completed, everything is done for that. We are starting a discussion that hopefully, we can have a bridge dedication while we are doing our Memorial Day Procession since we will be physically walking over top the aforementioned Hubbard Purple Heart Veteran’s Memorial Bridge. I think that is a good way to pull it all together. So, were currently working with those veterans trying to make sure everything lines up. Also our modernized and updated electric and water rates are now in effect. Everyone’s bill gave a phone number over the last few months if anyone needed but I will reiterate it is 330-534-3054 for the utilities office or you can always call the Mayor’s Office 534-3090 with any questions. That is all thank you.

Mr. Williams- thank you Mayor.

It was moved by Ms. Viele with a second by Ms. Zambrini to accept the Mayor’s Report. There were no questions or comments on the motion. Motion passed. Vote Unanimous.

**PUBLIC HEARING**

Mr. Williams- At this point in the meeting, we are going to have a public hearing to discuss the issue of a zone change request to change a classification from C3 General Commercial to I2 General Industrial for the property known as 6105 West Liberty Street parcel number 02-332480, 02-332481, 02-332482 located in the City of Hubbard. Clerk will now for the record show proof of publication and hearing and notifications to adjacent property owners. (Clerk holds up file) It is all right there. Okay, so we will move onto the public part of this.

Mr. Williams-If there is anyone in the audience who would like to address city council who is in favor of the zone change, please come forward to the microphone and state your name and address for the record. Is there anyone who wishes…. that is FOR the zone change?

Show there was no one.

Mr. Williams- Okay, is there anyone who wishes to address who opposes the zone change. If you would please come to the microphone and state your name and address for the record.

Could you turn the microphone on? The switch is on the back side.

My name is J.V. Ferrera from Pine lakes Golf Course and Julia’s Bed & Breakfast. I assume we are talking about the old bowling alley.

Mr. Williams-Yes sir

and the couple of adjacent properties. The biggest concern we have is that when the bowling alley was sold our thoughts were it was supposed to be sold for warehousing for the individual that had a construction company. It has turned out to be a multiple warehouse. A lot of trucks are coming in there and for what we have done at the golf course and we plan on doing in the future, I think it would be a detriment because of the noise. Golf is a quiet type of sport. We are even looking at doing housing down along the #9 fairway in the future. That would be right across the street from that industrial area. I am oppose to an Industrial classification from where it is at now as a warehouse. That is all I have to say.

Mr. Williams-thank you. Is there anyone else?

My name is Jim Marucci. I own After Burner Effects. We are at 6083 W. Liberty St. I agree with J.V. We are doing a lot to keep this community clean and nice. We don’t need to have all that

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**PUBLIC HEARING**

moving all over town. We need to keep it in an area somewhere else other than the main artery coming in. So, you know, my thoughts.

Mr. Williams- thank you. Anyone else? I believe all of council has the letter from the Planning & Zoning Commission with Mr. Keenan the President, voted 3-0 not to recommend it to council. So, that will end our public hearing on the Zone change. We will move on to…

**UNFINISHED OR OLD BUSINESS-**

**MISCELLANEOUS BUSINESS**

Ms. Cummings- I do.

Mr. Williams- I know.

It was moved by Ms. Cumming with a second by Mr. Mogg to accept the mayor’s recommendation to have Adrienne Poullas to join the Park & Rec. Board. There were no questions or comments on the motion. Motion passed. Vote unanimous.

Mr. Williams- Does anyone else have anything under miscellaneous?

**PUBLIC ADDRESS TO CITY COUNCIL ON AGENDA ITEMS-**

Mr. Williams- If there is anyone who wishes to address city council on the two agenda items we have this evening, when recognized please step forward to the microphone and state your name and address for the record. You will have three minutes unless extended by council vote. We have no one.

**NEW BUSINESS & REQUESTS FOR LEGISLATION**

Mr. Williams- Robin if you would like to start us off this evening.

It was moved by Ms. Zambrini with a second by Ms. Viele to have the law director draw up the necessary legislation authorizing the Board of Control to enter into a contract with Gledhill Road Machinery Company for the snow and ice removal truck package for the City of Hubbard street department through the state purchasing program. Purchase amount to be $71,797.70 and declaring an emergency.

Mr. Williams- I would just like to comment nice job Mayor you saved us $26,000 from our initial numbers we received. Good job thank you. That is all I have. Any other comments, questions?

There were no more questions or comments on the motion. Motion passed. Vote unanimous.

Mr. Williams- you have one more?

Ms. Zambrini-no

Mr. Williams- you’re not going to do that one? Okay. That is right we are going to hold off, sorry about that.

**ORDINANCES & RESOLUTIONS**

Ordinance 1-23 Third Reading

AUTHORIZING A CHANGE IN ZONING CLASSIFICATION FROM C-3 GENERAL COMMERICAL TO I-2 GENERAL INDUSTRIAL FOR THE PROPERTY KNOWN AS 6105 W. LIBERTY ST. PARCEL NOS. 02-332480, 02-332481 AND 02-332482 LOCATED IN THE CITY OF HUBBARD, OHIO

It was moved by Ms. Viele with a second by Ms. Zambrini that Ordinance 1-23 be put to a vote.

Clerk-Viele

Ms. Viele- No

Mr. Williams- Do you have to have a motion to put it to a vote an then vote on it?

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**ORDINANCES & RESOLUTIONS**

Mr. Villano-This is a motion to put it to a vote.

Mr. Williams-Okay. You can vote no if you don’t want to vote on it. It would just die and then it goes away. You vote no not to bring it to a vote correct it would just die?

Mr. Villano-Let’s just vote so we have a record on it.

Mr. Williams- Okay

Mr. Villano-Make the motion that you are going to vote

Mr. Williams-That has been made so call the roll. I am sorry.

Remaining votes all yes. Motion passed. Vote one no by Viele.

Mr. Williams- Okay, so now we vote.

Mr. Villano- Take the vote.

Mr. Williams-On the ordinance to pass or okay the zone change.

Vote taken. Motion failed. Vote unanimous

Ordinance 3-23 First Reading

AUTHORIZING THE BOARD OF CONTROL TO ENTER INTO A CONTRACT WITH MS CONSULTANTS CONTINGENT UPON RECEIVING OHIO EPA WATER SUPPLY REVOLVING LOAN ACCOUNT FUNDING FOR THE 2023 WATERLINE REPLACEMENT PROJECT AND DECLARING AN EMERGENCY.

It was moved by Mr. Kerr with a second by Mr. Hallapy to suspend the second and third readings of Ordinance 3-23. There were no more questions or comments on the motion. Motion passed. Vote unanimous.

It was moved by Mr. Kerr with a second by Mr. Hallapy that Ordinance 3-23 be passed as read. There were no more questions or comments on the motion. Motion passed. Vote unanimous.

Mr. Williams- hold on one second, I want to make sure we took care of everything

**PUBLIC ADDRESS TO CITY COUNCIL ON NON-AGENDA ITEMS-**

Mr. Williams- - If there is anyone who wishes to address city council on non-agenda items related to city council business please step to the microphone and state your name and address. You will have three minutes unless extended by council.

Mr. Mogg- Mr. President, can I throw a few things out here real quick. The deal with Robert Fipps, I will direct him towards the city in regards to the licensing and all that. Very good, okay that is what I Will do. Also, I received a phone call and a letter last week and I spoke real highly…this is a teacher up at the school, Mary Davis. All you kids probably know her. I talked to her this evening and she said a bunch of you were going to be here so welcome. I am going to read the letter that Mary, Ms. Davis wrote to me. She has some legitimate concerns here. She says Good Morning Mr. Mogg. I have some concerns about the new marque sign at ERC Firearms. This is a business that maybe should have always been concerning being so close to the school but I really never gave much thought to it. I have been with Hubbard High School since 2015. I previously resided at 362 W. Liberty St. until I bought my home in Youngstown in 2018. The old signage or what is still on their building advertises training and is fairly unassuming. Their new sign however is concerning. It depicts a vigilantism masked individual with two large semi or automatic weapons. I am not well versed in guns. I believe this is a very concerning message to be sending regardless but also so close to our schools. The Hubbard Community and Police Department have always been supportive of and worked closely with our schools. However, I believe this type of imagery glorifies gun violence. I do not normally get involved in things like this but I feel very strongly that their sign is inappropriate. Mass shootings and gun violence is at an all-time high. The man depicted on the sign is

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**PUBLIC ADDRESS TO CITY COUNCIL ON NON-AGENDA ITEMS-**

congruent with individuals that we have seen commit such heinous crimes as well as violent characters in TV, movies, videos games as well as individuals disguised storming our nation’s capital on January 6th. This characterization they have chosen to display is menacing. It is not someone who hunts or is in law enforcement or the military. It is other and it is violent. I do not know what our city zoning laws say about certain businesses in close proximity from our campus but I do think it is an issue for our students and families to leave each day and be faced with that type of imagery.

She attached a photo of it, but everybody sees it every day.

I would also be willing to attend a city council meeting to bring this up to the entire council if that is necessary or warranted. Thank you in advance for your time and consideration.

Mary Davis

I mean she was very nice about it. I spoke with Chris in zoning. Unfortunately, there is nothing they have done wrong up there. As he stated to me “it is a store owner using their first amendment right to sell the second amendment.” I mean could they have done a better choice of signs…absolutely. I mean I understand her letter with everything that is going on lately. I mean people being shot at mushroom farms because he was asked to pay $100.00 to fix a forklift. Eleven people being shot at a dance hall all because they shunned the guy from the dance group or a six year old..a six year old taking a gun into a school and shooting his teacher. I mean there is a problem in this country. If I had the solution to it I would certainly would be sitting here. I would be over in Washington but I don’t have the solution. I don’t think anybody does but her point is very valid. I just informed her that I would be glad to read this to council and to everybody in attendance. Thank you for listening. That is all I have.

Mr. Williams- thank you, is there anyone who wishes to address council? If not I would entertain a motion to adjourn.

**ADJOURN**

A motion was made by Ms. Cummings with a second by Mr. Mogg to adjourn. There were no questions or comments on the motion. Motion carried. Vote Unanimous.

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Lorrie Brown, Council Clerk William Williams, President