

Council met in **REGULAR SESSION** on Monday, October 10, 2016, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Angeloff, Coburn, Debevec, Frey, Megyes, Palmer, Soyars, and Conrad-Wokojance. The Pledge of Allegiance to the Flag was recited and Mrs. Coburn gave the Invocation.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Public Hearing regarding the Barberton Design Guidelines - Signage, held on Monday, September 26, 2016, as presented. All Members voted "yea." Motion carried.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Public Hearing regarding the Regulation of Donation Boxes, held on Monday, September 26, 2016, as presented. All Members voted "yea." Motion carried.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Regular Legislative Session held on Monday, September 26, 2016, as presented. All Members voted "yea." Motion carried.

It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, to accept the Finance Department Report for September 2016, as presented. All Members voted "yea." Motion carried.

PETITIONS AND CLAIMS

None.

MATTERS REFERRED

Each Council Member, the Mayor and Service Director were given a report prepared by the Council Clerk listing all matters before all committees.

CITIZENS ADDRESSING COUNCIL

None.

The following Minutes are not transcribed verbatim. This meeting has been recorded in its entirety and the tape is catalogued in the Clerk of Council's office.

FIRST READING OF ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 100-2016

RESOLUTION NO. 100-2016. PRESENTED BY: MRS. FREY. TITLE: ENTER INTO CONTRACT – ODOT - WOOSTER ROAD NORTH / WEST HOPOCAN AVENUE. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE IMPROVEMENT OF THE INTERSECTION LOCATED AT WOOSTER ROAD NORTH / WEST HOPOCAN AVENUE, AND DECLARING AN EMERGENCY. It was moved by Mrs. Frey, seconded by Mr. Palmer, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Frey, seconded by Mr. Palmer, that **RESOLUTION NO. 100-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

RESOLUTION NO. 101-2016

RESOLUTION NO. 101-2016. PRESENTED BY: MRS. FREY. TITLE: ENTER INTO CONTRACT – ODOT - BRIDGE INSPECTION PROGRAM. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE IMPROVEMENT OF THE INTERSECTION LOCATED AT WOOSTER ROAD NORTH / WEST HOPOCAN AVENUE, AND DECLARING AN EMERGENCY. It was moved by Mrs. Frey, seconded by Mr. Palmer, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Frey, seconded by Mr. Palmer, that **RESOLUTION NO. 101-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 102-2016

ORDINANCE NO. 102-2016. PRESENTED BY: MRS. ANGELOFF. TITLE: AMEND BARBERTON DEVELOPMENT CODE “DONATION BOXES.” AN ORDINANCE AMENDING THE BARBERTON DEVELOPMENT CODE BY ADDING A SECTION ESTABLISHING “DONATION BOXES,” TO CHAPTER 1250 AS SECTION 1250.11. It was moved by Mrs. Angeloff, seconded by Mrs. Frey, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Angeloff, seconded by Mrs. Frey, that **ORDINANCE NO. 102-2016 BE ADOPTED.** President Maurer stated he thinks the Planning Department did a wonderful job preparing and working with some of our neighbors. He said he didn’t really notice the donation boxes until they started working on the legislation and then he realized how many there are and how bad they look. He stated he was driving down Barber Road and within a stone’s throw of the high school there were four (4) of them stacked up. He said it looked it looked like they were selling firewood by the cord. He said it is disturbing that some of these boxes are placed without the property owners even knowing it. All Members voted “yea.” Motion carried.

ORDINANCE NO. 103-2016

ORDINANCE NO. 103-2016. PRESENTED BY: MRS. ANGELOFF. TITLE: AMENDING BARBERTON DESIGN GUIDELINES – SIGNAGE. AN ORDINANCE AMENDING THE DOWNTOWN AND PRESERVATION OVERLAY DESIGN GUIDELINES. It was moved by Mrs. Angeloff, seconded by Mrs. Frey, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Angeloff, seconded by Mrs. Frey, that **ORDINANCE NO. 103-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 104-2016

ORDINANCE NO. 104-2016. PRESENTED BY: MR. MEGYES. TITLE: FOUNDATION GRANT REQUEST – PARKS - GREYNOLD’S FITNESS AFTER SCHOOL PROGRAM. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE DIRECTOR OF PARKS AND RECREATION TO THE BARBERTON COMMUNITY FOUNDATION, IN AN AMOUNT OF \$1,000, FOR THE GREYNOLD’S FITNESS AFTER SCHOOL PROGRAM, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mrs. Coburn, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Megyes, seconded by Mrs. Coburn, that **ORDINANCE NO. 104-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 105-2016

ORDINANCE NO. 105-2016. PRESENTED BY: MR. MEGYES. TITLE: FOUNDATION GRANT REQUEST – PARKS - WINTER YOUTH ADVENTURE CAMP. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE DIRECTOR OF PARKS AND RECREATION TO THE BARBERTON COMMUNITY FOUNDATION, IN THE AMOUNT OF \$1,000.00, TO BE USED FOR THE WINTER YOUTH ADVENTURE CAMP, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mrs. Coburn, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Megyes, seconded by Mrs. Coburn, that **ORDINANCE NO. 105-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 106-2016

ORDINANCE NO. 106-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: APPROPRIATION - LAW DEPARTMENT. AN ORDINANCE APPROPRIATING \$20,000 FROM THE UNAPPROPRIATED ITEM OF THE GENERAL FUND TO THE LAW DEPARTMENT OPERATION BUDGET, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that **ORDINANCE NO. 106-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

RESOLUTION NO. 107-2016

RESOLUTION NO. 107-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: CERTIFYING PROPERTY TAX RATES. A RESOLUTION ACCEPTING THE AMOUNTS AND RATES OF PROPERTY TAX AS DETERMINED BY THE BUDGET COMMISSION OF SUMMIT COUNTY, AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE SUMMIT COUNTY AUDITOR FOR THE YEAR 2017, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that **RESOLUTION NO. 107-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

RESOLUTION NO. 108-2016

RESOLUTION NO. 108-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: DESIGNATING DEPOSITORIES FOR PUBLIC FUNDS. A RESOLUTION DESIGNATING FINANCIAL INSTITUTIONS AS PUBLIC DEPOSITORIES FOR THE CITY OF BARBERTON, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that **RESOLUTION NO. 108-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 95-2016

ORDINANCE NO. 95-2016. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO LEASE AGREEMENT – PARKS - SUMMA HEALTH SYSTEMS. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH SUMMA HEALTH SYSTEMS FOR A SECTION OF TUSCORA PARK FOR HOSPITAL PARKING. *1st Reading September 26, 2016*

ORDINANCE NO. 97-2016

ORDINANCE NO. 97-2016. PRESENTED BY: MR. PALMER. TITLE: SEWER RATE MODIFICATION. AN ORDINANCE AMENDING ORDINANCE NO. 187-2015 TO MODIFY THE UTILITIES SEWER RATE ORDINANCE IN ACCORDANCE WITH THE NEW BARBERTON NORTON SEWER AGREEMENT, AND DECLARING AN EMERGENCY. *1st Reading September 26, 2016*

THIRD READING OF ORDINANCES AND RESOLUTIONS

None

APPOINTMENTS

None

MISCELLANEOUS AND UNFINISHED BUSINESS

President Maurer reminded all members of council that on October 12th at the Active Adult Center there will be a public meeting regarding the parking lot issue (Ordinance No. 95-2016).

President Maurer stated October has 5 Monday so there will be no meeting on October 31st.

President Maurer said beggar’s night will be October 29th from 5:00pm – 7:00pm.

The Clerk of Council stated the Design Review Board which was scheduled for the following day has been cancelled.

COMMUNICATION FROM THE MAYOR

Mayor Judge stated this past Friday he attended the AMATS Annual Conference in Cuyahoga Falls. He said the City of Barberton, Foundation, and NDS were featured guests. He said they told the story on how they collaborated and worked together to get funds for the redevelopment of downtown whether it was the paving program, the infrastructure needs, flood mitigation, the Magic Mile with Medical Mutual, and the Towpath/Towpath connector bridge. He said over 180 people attended. He said the AMATS participant is the agency out of Akron who gets federal funds for our street resurfacing and other projects. He stated this all started with the Connective Communities Grant through AMATS back in 2012. He said one of the other speakers was from the Greater Ohio Policy Center and after hearing our story was interested in having the City go down to talk in Columbus about our story, future funding and in things of that nature. He said there are pretty exciting things going on.

Mayor Judge said if you get a chance to join them on Saturday as the Zips take on Western Michigan for Barberton Day which is celebrating Barberton’s 125th Anniversary. He said it will be held at InfoCision Stadium and the game time is 3:30. He stated Barberton residents get a \$5.00 discount on the ticket.

Mayor Judge stated this month’s Change for Change will be held on Thursday, October 27th at the VFW benefiting the high school’s DI team. He said they are collecting funds on a project for veterans in Barberton.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to adjourn.

Adjourned: 7:56 P.M.

Frederick S. Maurer
President of Council

Renee Fox
Clerk of Council