

Council met in **REGULAR SESSION** on Monday, April 27, 2009, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Anderson, Avant, Dippel, Judge, Megyes, Silva, Soyars, and Suboticki. The Pledge of Allegiance to the Flag was recited and Mr. Avant gave the Invocation.

It was moved by Mr. Judge, seconded by Mr. Dippel, to approve the Minutes of the Regular Legislative Session held on Monday, April 13, 2009, as presented. All Members voted "yea." Motion carried.

It was moved by Mr. Judge, seconded by Mr. Dippel, to approve the Minutes of the Special Session held on Monday, April 20, 2009, 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

Ms. Andrea Norris, Clerk of Courts, said she and Mr. Andy Padrutt, Deputy Clerk of Courts, would like to go over (Municipal Court) numbers to present to Council. She said since she was elected, collections have increased by 39% and she has collected over two million dollars in just delinquent fines and costs. She said she is not going to take credit for this beautiful report; however, she will take credit for the terrific numbers in the report. She said she is pretty diligent when it comes to their audits. She said there were no citations, no issues, and no recommendations given in their last audit. Mr. Padrutt said he and Ms. Norris will be going to each community of the court district to try to increase awareness of what the Office of the Clerk of Courts does, the services it provides, and to talk about a few important statistics as they relate to their office. He said they do about 17,000 to 18,000 cases per year and they process every aspect of them. He said last year they did 17,444 cases -- about 40% of those generated out of Barberton -- and brought in 3.85 million dollars in receipts. He said they try to be as fiscally responsible as possible and try to work collaboratively with the host city. He said they are proud of the fact that they generate an operating surplus in the Courts, so they are putting money back into the City of Barberton. He said that is not the case in any other court in Summit County and he thinks it is a rare case anywhere in the State. He said they have the lowest cost per case of any court in the county and they have the highest caseload per employee. He said they try to do more with less -- they have a lean operation. He said they perceive that as part of the major reason to help the cause of the host city and they would like to continue to do that and to continue the positive working relationship.

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

ORDINANCE NO. 61-2009

ORDINANCE NO. 61-2009. PRESENTED BY: MR. MEGYES. TITLE: CDBG FY2009 ANNUAL ACTION PLAN. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FY2009 ANNUAL ACTION PLAN DOCUMENT AND PROGRAM, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mr. Soyars, 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 Mr. Soyars, that **ORDINANCE NO. 61-2009 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 62-2009

ORDINANCE NO. 62-2009. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT - HUD. AN ORDINANCE ALLOWING THE MAYOR, VIA THE PLANNING DIRECTOR, TO ENTER INTO CONTRACT WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), IN THE AMOUNT OF APPROXIMATELY \$750,000, IN ORDER TO CARRY OUT ELIGIBLE CDBG ACTIVITIES, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mr. Soyars, 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 Mr. Soyars, that **ORDINANCE NO. 62-2009 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 63-2009

ORDINANCE NO. 63-2009. PRESENTED BY: MR. AVANT. TITLE: APPROPRIATION – 31ST STREET SAFETY STUDY. AN ORDINANCE APPROPRIATING \$13,900 FROM THE UNAPPROPRIATED ITEM OF THE PERMISSIVE LICENSE TAX FUND TO THE PERMISSIVE LICENSE TAX FUND OPERATING BUDGET FOR THE 31ST STREET SAFETY STUDY BY GPD ASSOCIATES, AND DECLARING AN EMERGENCY. It was moved by Mr. Avant, seconded by Mr. Judge, 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. Avant, seconded by Mr. Judge, that **ORDINANCE NO. 63-2009 BE ADOPTED.** All Members voted “yea.” Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 57-2009

ORDINANCE NO. 57-2009. PRESENTED BY: MR. AVANT. TITLE: ADOPT INDIGENT BURIAL POLICY. AN ORDINANCE TO ESTABLISH AND ADOPT AN INDIGENT BURIAL POLICY FOR THE CITY OF BARBERTON, AND DECLARING AN EMERGENCY. *First Reading – April 13, 2009. Second Reading – April 27, 2009.*

THIRD READING OF ORDINANCES AND RESOLUTIONS

None.

APPOINTMENTS

None.

MISCELLANEOUS AND UNFINISHED BUSINESS

President Maurer said Sue Matuch, our Municipal Clerk, is to be congratulated for receiving the prestigious certification by the International Institute of Municipal Clerks Association due to her personal pursuit of excellence to help this Body.

President Maurer said tomorrow night there is a meeting at the high school regarding the post secondary initiative and he feels it is very important that everyone be there. He said he is sure this subject is on the Mayor's agenda.

Mr. Megyes said he had a couple of groups volunteering on Clean Up Day. He said the Van Hyning Neighborhood Watch Group had about 16 people and they collected 22 bags of trash on the city lot on Newell and Van Streets. He said another group was the Brown Street Neighborhood Watch Group with about 15 people, six of them children. He said they got 16 bags of trash cleaning up the Brown Street Area.

Mr. Megyes said he and his wife were walking around the Lake and they noticed the Library was pumping out New Age music and they also noticed there were no kids loitering around that area. He said the kids went over to the other side of the Lake by the statue. He said maybe the speakers and sound system around the Lake could be fixed before this problem magnifies.

Mr. Megyes said a week or so ago he forgot to thank a couple of people who attended his ward meetings. He said Mr. Dippel attended one meeting and Mr. Maurer was there for both.

COMMUNICATION FROM THE MAYOR

Mayor Genet said the meeting regarding the post secondary initiative is tomorrow night at 6:30 p.m. in the theatre at the high school. He said this program is being offered by The University of Akron and Stark State. He said this is an informational session. He said the whole intent is to be able to draw from the area -- not just from Barberton.

Mayor Genet said he would like to thank everyone who participated in the Clean Up Barberton Day Saturday. He said there was a total of about 250 volunteers. He said that speaks volumes about this community.

Mayor Genet said the Larry Bidlingmyer Community Bike Ride was also on Saturday and it was very successful. He said they had over 200 riders. He said even though the grants to provide helmets and shirts were down, a lot of people stepped forward to make up the difference and George Brown at Giant Eagle provided the fruit for the bike ride. He said it is a great asset to the community when you have businesses and individuals who step up and help out.

Mayor Genet said thanks also needs to be given to State Representative John Otterman. He said Mr. Otterman was the lead person who secured four million dollars for our sewer treatment facility -- two million dollars of the stimulus and two million dollars in a no-interest loan. He said that will position us to continue to be the regional sewer provider. He said no other entity in the area even came close to us as far as the EPA funds that were released. He said John worked real hard to get us those monies.

Mayor Genet said we are also a recipient of \$282,000 from additional stimulus money from ODOT for the replacement of the 15th Street Bridge. He said personally he feels the bridge should come down, but there is no funding from ODOT available to remove it. He said our cost is going to be \$286,000.

Mayor Genet said it is early on in this process of attaining stimulus money, but he feels we are doing well and we are going to continue to pursue any additional funding we can get for the City.

Mayor Genet said this weekend is Cherry Blossom Weekend. He said the Jaycees are sponsoring this and the Jaycees are also sponsoring the fireworks over Labor Day, so keep that in mind throughout this weekend.

A motion was made by Mr. Judge, seconded by Mr. Dippel, to adjourn.

Adjourned: 8:03 P.M.

Frederick S. Maurer
President of Council

Susan Matuch
Clerk of Council