

Council met in **REGULAR SESSION** on Monday, February 14, 2011, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Anderson, Avant, Judge, Lysenko, Megyes, Soyars, Suboticki, and Wagner. The Pledge of Allegiance to the Flag was recited and Mr. Soyars gave the Invocation.

It was moved by Mr. Judge, seconded by Mr. Soyars, to approve the Minutes of the Regular Legislative Session held on Monday, January 24, 2011 as presented. All Members voted "yea." Motion carried.

It was moved by Mr. Avant, seconded by Mr. Anderson, to accept the Finance Department Report for January 2011, 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. 10-2011**

**RESOLUTION NO. 10-2011. PRESENTED BY: ALL OF COUNCIL. SPONSORED BY: MR. SOYARS. TITLE: COMMENDATION – PEG MYERS. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON TO HONOR AND GIVE PUBLIC RECOGNITION TO PEG MYERS FOR 26 1/2 YEARS OF DEDICATED SERVICE TO THE BARBERTON POLICE DEPARTMENT AND TO THIS COMMUNITY.** It was moved by Mr. Soyars, seconded by Mr. Megyes, 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. Soyars, seconded by Mr. Megyes, that **RESOLUTION NO. 10-2011 BE ADOPTED.** President Maurer said Peg has been with the City a long time. He said she was quite an indispensable member of the Police Department. He said we wish her well in retirement. President Maurer called for the vote on adoption. All Members voted "yea." Motion carried.

##### **ORDINANCE NO. 11-2011**

**ORDINANCE NO. 11-2011. PRESENTED BY: MR. SOYARS. TITLE: ENTER INTO CONTRACT – SAFETY STUDY – STATE STREET & WOOSTER ROAD NORTH. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH URS CORPORATION, IN THE AMOUNT OF \$13,000, TO PERFORM A SAFETY STUDY AT THE INTERSECTION OF STATE STREET AND WOOSTER ROAD NORTH, AND DECLARING AN EMERGENCY.** It was moved by Mr. Soyars, seconded by Mr. Megyes, 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. Soyars, seconded by Mr. Megyes, that **ORDINANCE NO. 11-2011 BE ADOPTED.** All Members voted "yea." Motion carried.

##### **ORDINANCE NO. 12-2011**

**ORDINANCE NO. 12-2011. PRESENTED BY: MR. SUBOTICKI. TITLE: ZONING MAP AMENDMENT – 771 AND 779 WOOSTER ROAD NORTH. AN ORDINANCE AUTHORIZING THE REZONING OF 771 AND 779 WOOSTER ROAD NORTH, PARCEL # 01.14378, FROM RM-18 (RESIDENTIAL MULTI-FAMILY) TO C-3 (COMMUNITY CENTER COMMERCIAL).** It was moved by Mr. Suboticki, seconded by

Mr. Wagner, 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. Suboticki, seconded by Mr. Wagner, that **ORDINANCE NO. 12-2011 BE ADOPTED.** President Maurer said he thinks it is great that we have a vacant building that is going to produce approximately ten jobs and is going to be state of the art in their particular field of restoration of fire/water damage, etc. He said it will be a welcome addition to our business community here in town. He said, “Well done!” to the Mayor and all the people who contributed to making this happen. President Maurer called for the vote on adoption. All Members voted “yea.” Motion carried.

**ORDINANCE NO. 13-2011**

**ORDINANCE NO. 13-2011. PRESENTED BY: MR. AVANT. TITLE: AUTHORIZE PAYMENT – WARWICK COMMUNICATIONS. AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO WARWICK COMMUNICATIONS, INC., IN THE AMOUNT OF \$10,849.56, FOR THE 2011 MAINTENANCE CONTRACT FOR THE CITY’S EXISTING PHONE SYSTEM, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Anderson, 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. Anderson, that **ORDINANCE NO. 13-2011 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 14-2011**

**ORDINANCE NO. 14-2011. PRESENTED BY: MR. AVANT. TITLE: URS CORPORATION – SAFETY STUDY. AN ORDINANCE APPROPRIATING \$13,000 FROM THE UNAPPROPRIATED ITEM OF THE CITY GRANT FUND TO THE CITY GRANT FUND OPERATING BUDGET, TO PAY URS CORPORATION FOR A SAFETY STUDY AT THE INTERSECTION OF STATE STREET AND WOOSTER ROAD NORTH, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, 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. Avant, seconded by Mr. Soyars, that **ORDINANCE NO. 14-2011 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 15-2011**

**ORDINANCE NO. 15-2011. PRESENTED BY: MR. AVANT. TITLE: APPROPRIATION – POLICE DEPARTMENT. AN ORDINANCE APPROPRIATING \$7,300 FROM THE UNAPPROPRIATED ITEM OF THE LAW ENFORCEMENT TRUST FUND TO THE LAW ENFORCEMENT TRUST FUND CAPITAL BUDGET, TO BE USED FOR CRUISER OUTFITTING AND EQUIPPING, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, 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. Avant, seconded by Mr. Soyars, that **ORDINANCE NO. 15-2011 BE ADOPTED.** All Members voted “yea.” Motion carried.

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

None.

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

None.

**APPOINTMENTS**

**CRA HOUSING COUNCIL**

		<u>3-year Term</u>
<b>Becky Geier</b>	appointment	March 1, 2011 – February 28, 2014
<b>Tracy Myers Nahas</b>	appointment	March 1, 2011 – February 28, 2014

It was moved by Mr. Suboticki, seconded by Mr. Wagner, that Becky Geier and Tracy Myers Nahas be appointed to the CRA Housing Council. All Members voted “yea.” Motion carried.

PARKS AND RECREATION COMMISSION (School Board Appointment)

5-year Term

**Dennis Liddle** appointment Immediately - December 31, 2015

It was moved by Mr. Anderson, seconded by Mr. Judge, that Dennis Liddle be appointed to the Parks and Recreation Commission as a School Board appointment. All Members voted “yea.” Motion carried.

BOARD OF DIRECTORS – BARBERTON COMMUNITY FOUNDATION

3-year Term

**Tom Gough** re-appointment April 2011 – April 2014

**Lois Matney** re-appointment April 2011 – April 2014

It was moved by Mr. Avant, seconded by Mr. Anderson, that Tom Gough and Lois Matney be re-appointed to the Board of Directors of the Barberton Community Foundation. President Maurer said he has worked with these two candidates and they are people of outstanding character and he is very glad to continue to work with them.. All Members voted “yea.” Motion carried.

**MISCELLANEOUS AND UNFINISHED BUSINESS**

The Clerk said she received a new Liquor License Request from:  
Kapolis Corporation, DBA Thanos Family Restaurant, 73 - 5<sup>th</sup> Street, SE, Barberton, OH 44203  
She said no objections were received.

President Maurer said there will be a Special Finance Committee Meeting following this meeting to discuss the 2011 Budget.

**COMMUNICATION FROM THE MAYOR**

Mayor Genet said “Super Refund Saturday” will be held this weekend at the high school from 10:00 a.m. to 2:00 p.m. for individuals who qualify for the Earned Income Tax Credit. He said taxes are also being done at the Active Adult Center on Mondays and Wednesdays

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

Adjourned: 7:46 P.M.

---

Frederick S. Maurer  
President of Council

---

Susan Matuch  
Clerk of Council