

## ORDINANCES – 2008

- ORDINANCE NO. 1-2008**  
PASSED 01-14-08      **BIDS AND CONTRACTS – YEAR’S REQUIREMENTS FOR MATERIALS AND SERVICES**  
Authorizing the Director of Public Service or the Director of Public Safety to advertise for bids and/or enter into contracts covering the year’s requirements for materials and services used in the ordinary and daily operation of the municipal departments in the City of Barberton, emergency.
- ORDINANCE NO. 2-2008**  
PASSED 01-14-08      **LEVY OF SPECIAL ASSESSMENTS – 2007 STREET RESURFACING PROJECTS**  
Levying special assessments for the improvement in the City of certain streets through the 2007 Residential Street Resurfacing Program, emergency.
- ORDINANCE NO. 3-2008**  
PASSED 01-14-08      **APPROPRIATION – CDBG FUND**  
Appropriating \$11,148.32 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Operating Budget, due to façade loan payments, in order to proceed with construction of Federally required ADA ramps, emergency.
- ORDINANCE NO. 4-2008**  
PASSED 01-14-08      **APPROPRIATION – MUNICIPAL COURT**  
Appropriating \$50,000 from the Unappropriated Item of the Court Computer Fund to the Capital Budget, in order to purchase computer equipment and to install a security system, emergency.
- RESOLUTION NO. 5-2008**  
PASSED 01-28-08      **COMMENDATION – MAYOR RANDY HART**  
Resolution of the Council of the City of Barberton honoring and giving public recognition to Mayor Randy Hart for his 20 years of dedicated service to the City of Barberton as Mayor, Council President, and Third Ward Councilman.
- RESOLUTION NO. 6-2008**  
PASSED 01-28-08      **COMMENDATION – LEON T. RICKS**  
Resolution of the Council of the City of Barberton honoring and giving public recognition to Leon T. Ricks for his 29 years of dedicated service to the City of Barberton as the Director of Public Safety and Reserve Policeman.
- RESOLUTION NO. 7-2008**  
PASSED 01-28-08      **SUPPORT OF LEVY – BARBERTON CITY SCHOOLS**  
Resolution of the Council of the City of Barberton supporting and encouraging the approval of a bond issue and tax levy for the Barberton City Schools, totaling 6.1 mills, and known as Issue 2, on the March 4, 2008, Primary Election Ballot.
- ORDINANCE NO. 8-2008**  
PASSED 01-28-08      **ENTER INTO CONTRACT DEMOLITION – 270 WOOSTER ROAD, N.**  
Authorizing the Mayor to enter into contract with Bob Bennett Construction, the lowest and/or best bidder, in the amount of \$18,695, using CDBG Funds, for the demolition of 270 Wooster Road, North (Fabric Mart).

- ORDINANCE NO. 9-2008**      **REPEAL OF “SPECIAL ASSESSMENTS – HOMESTEAD EXEMPTION”  
AND ESTABLISH THE  
“BARBERTON RESIDENTIAL SERVICES RELIEF PROGRAM”**  
PASSED 01-28-08      Repealing Ord. No. 68-2007, “Special Assessments – Homestead Exemption,” and establishing the “Barberton Residential Services Relief Program” to aid certain elderly and disabled Barberton homeowners with special assessments levied by the City, emergency.
- ORDINANCE NO. 10-2008**      **AMENDING ORD. NO. 67-2007 – STORM WATER MANAGEMENT  
UTILITY**  
PASSED 01-28-08      Amending Ord. No. 67-2007, “Establish Storm Water Management Utility and Create the Storm Water Management Enterprise Fund,” by deleting “Homestead Exemption” and adding “Barberton Residential Services Relief Program,” to Section 6(f), emergency.
- ORDINANCE NO. 11-2008**      **“REFUSE COLLECTION AND DISPOSAL PROGRAM” – AMENDING  
ORD. NO. 236-2006**  
PASSED 01-28-08      Amending Ord. No. 236-2006, “Refuse Collection and Disposal Program,” by deleting “Homestead Exemption” and replacing it with the “Barberton Residential Services Relief Program,” emergency.
- ORDINANCE NO. 12-2008**      **APPROPRIATION – PARKS – EDGEWOOD PARK**  
PASSED 01-28-08      Appropriating \$161,000 from the Unappropriated Item of the General Fund to the Parks Department Capital Budget, due to a grant from the Barberton Community Foundation, and appropriating \$100,000 from the Unappropriated Item of the Parks Improvement Fund to the Parks Improvement Fund Capital Budget, for a total amount of \$261,000 to be used for the capital improvement project at Edgewood Park, emergency.
- ORDINANCE NO. 13-2008**      **APPROPRIATION – BARBERTON COMMUNITY CENTER –  
ACTIVE ADULT DIVISION**  
PASSED 01-28-08      Appropriating \$21,350 from the Unappropriated Item of the General Fund to the Senior Center Capital Budget, due to a grant from the Barberton Community Foundation, and appropriating \$21,650 from the Unappropriated Item of the Senior Center Trust Fund to the Senior Center Trust Fund Capital Budget, for a total amount of \$43,000, to be used for the Technology Lab located at the Barberton Community Center, Active Adult Division, emergency.
- ORDINANCE NO. 14-2008**      **WITHDRAWN ~ Never given a First Reading.**
- RESOLUTION NO. 15-2008**      **COMMENDATION – RICHARD J. WALTZ**  
PASSED 02-11-08      Resolution of the Council of the City of Barberton honoring and giving public recognition to Richard J. Waltz for his 13 years of dedicated service to the City of Barberton as Superintendent of Utilities, and wishing him well in his retirement.
- ORDINANCE NO. 16-2008**      **PURCHASE OF VAN – POLICE DEPARTMENT**  
PASSED 02-11-08      Authorizing the Director of Public Safety to participate in the Community-University and Educational Cooperative and Purchasing Program (CUE) to purchase a Van for the Detective Bureau, from Montrose Ford, for \$20,988.33, emergency.

- ORDINANCE NO. 17-2008 ENTER INTO CONTRACT – PARKS – ODNR**  
 PASSED 02-11-08 Authorizing the Director of Parks and Recreation to enter into contract with the Ohio Department of Natural Resources (ODNR), for \$10,040.24, to purchase equipment and to advertise for the Southern Summit County Water Exploration Camp, due to a grant received from the ODNR, emergency.
- ORDINANCE NO. 18-2008 APPROPRIATION – POLICE DEPARTMENT – PURCHASE OF VAN**  
 PASSED 02-11-08 Appropriating \$13,000 from the Unappropriated Item of the Law Enforcement Trust Fund to the Law Enforcement Trust Fund Capital Budget and \$8,000 from the Unappropriated Item of the Mandatory Fines Fund to the Mandatory Fines Fund Capital Budget, for a total amount of \$21,000 to be used for the purchase of a Van for the Detective Bureau, emergency.
- ORDINANCE NO. 19-2008 APPROPRIATION – POLICE DEPARTMENT**  
 PASSED 02-11-08 Appropriating \$210.36 from the Unappropriated Item of the Local Law Enforcement Block Grant Fund to the Local Law Enforcement Block Grant Fund Operating Budget, in order to purchase power cords and accessories for the Mobile Data Computers, emergency.
- ORDINANCE NO. 20-2008 APPROPRIATION – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
 PASSED 02-11-08 Appropriating \$41,329.76 from the Unappropriated Item of the General Fund to the Fire Department Capital Budget, due to a grant from the Barberton Community Foundation, to be used for the construction of the North End Fire Station, emergency.
- RESOLUTION NO. 21-2008 METRO – RTA AND SCAT – SUPPORT OF ISSUE #8**  
 PASSED 02-11-08 Resolution of the Council of the City of Barberton supporting a proposed tax levy for Metro Regional Transit Authority and METRO SCAT, Issue #8, on the March 4, 2008 Primary Election Ballot, emergency.
- RESOLUTION NO. 22-2008 COMMENDATION – OFFICER PAUL FLAKER**  
 PASSED 02-25-08 Resolution of the Council of the City of Barberton honoring and giving public recognition to Officer Paul Flaker for 23 years of dedicated service as a Barberton Police Officer and for the countless hours and many year she devoted to the youth of our community, and extending our sympathy to the Flaker Family.
- ORDINANCE NO. 23-2008 ADOPTING THE 2006 INTERNATIONAL PROPERTY MAINTENANCE CODE**  
 PASSED 02-25-08 An ordinance amending Chapter 1462 of the Barberton Codified Ordinances, known as the “BOCA National Property Maintenance Code,” by adopting the “ICC International Property Maintenance Code,” emer.
- RESOLUTION NO. 24-2008 GRANT REQUEST – BEAUTIFICATION**  
 PASSED 02-25-08 Authorizing Barberton Beautification to apply, on behalf of the City of Barberton, to the Summit/Akron Solid Waste Management Authority for the 2008 Community Recycling Access Grant for \$27,518, emergency.



**ORDINANCE NO. 34-2008**  
PASSED 02-25-08

**NOTE ORDINANCE – WATERWORKS SYSTEM PROJECTS AND  
SANITARY SEWER SYSTEM PROJECTS**

Providing for the issuance and sale of Notes in the aggregate principal amount of \$1,440,000, in anticipation of the issuance of Bonds, for the purpose of improving the Waterworks System and the Sewer System of the City by (i) acquiring, constructing, installing and equipping an automatic meter reading system, including water meters, automatic reading devices and data concentrators, (ii) acquiring and installing electrical generating equipment at the Water Treatment Plant, (iii) installing an 18-inch diameter sanitary sewer from 31st Street, SW and Noble Avenue to the Hudson Run Trunk Sewer at Valley Avenue, (iv) improving the municipal waterworks system by installing and replacing water mains in Norton Avenue between certain termini and (v) improving the municipal waterworks system by renovating, equipping and otherwise improving the Water Treatment Plant, including engineering, each all together with necessary appurtenances thereto, emergency.

**ORDINANCE NO. 35-2008**  
PASSED 02-25-08

**SUBMIT GRANT APPLICATION – JOHNSON CORNERS**

Authorizing the Mayor to submit a grant application to the Ohio Public Works Commission for emergency funds for the sanitary Sewer Emergency Repair Project, located at Wooster Road and 31st Street, also known as Johnson Corners, in the amount of \$40,000, emergency.

**RESOLUTION NO. 36-2008**  
PASSED 03-10-08

**BARBERTON NATIONAL GUARD ARMORY PROPERTY**

Resolution of the Council of the City of Barberton supporting the Mayor's request that the State of Ohio return the Barberton National Guard Armory property, located at 666 Norton Avenue, back to the City of Barberton, emergency.

**ORDINANCE NO. 37-2008**  
PASSED 03-10-08

**ENTER INTO CONTRACT – MEDICAL MUTUAL  
STOP-LOSS COVERAGE**

Authorizing the Mayor to enter into contract with Medical Mutual to provide for the City's Stop-Loss Insurance from March 1, 2008 through February 28, 2009, emergency.

**ORDINANCE NO. 38-2008**  
PASSED 03-10-08

**DISPATCHER/JAILOR LABOR CONTRACT**

Accepting the Agreement between the City of Barberton and the Ohio Patrolmen's Benevolent Association (OPBA) as the representative for the Dispatcher/Jailor Bargaining Unit, emergency.

**RESOLUTION NO. 39-2008**  
PASSED 03-24-08

**COMMENDATION – ADAM COGAR**

Resolution of the Council of the City of Barberton honoring and giving public recognition to Barberton High School Senior, Adam Cogar, for another outstanding wrestling season and for his spectacular high school wrestling career and academic accomplishments.

**ORDINANCE NO. 40-2008**  
PASSED 03-24-08

**AMENDING – INTERNATIONAL PROPERTY AND MAINTENANCE  
CODE**

Amending certain sections of the newly adopted International Property Maintenance Code to coincide with current building and maintenance codes.

- ORDINANCE NO. 41-2008 MOSQUITO ABATEMENT DISTRICT**  
 FAILED 03-24-08 Resolution of the Council of the City of Barberton to oppose the expansion of the Barberton-Norton Mosquito Abatement District.
- ORDINANCE NO. 42-2008 ENTER INTO CONTRACT – BUILDING ANALYSIS  
 WEIGAND BUILDING AND MAGICAL THEATRE**  
 PASSED 03-24-08 Authorizing the Director of Public Service to enter into a professional services contract with Hasenstab Architects, Inc., in the amount of \$32,100, to provide professional services for the proposed “Building Analysis of the Weigand Building (Health Department) and Magical Theatre,” due to a grant from the Barberton Community Foundation, emergency.
- ORDINANCE NO. 43-2008 2008 SIDEWALK REPLACEMENT AND FILL-IN PROGRAM**  
 PASSED 03-24-08 Establishing the city’s contribution to the 2008 Sidewalk Replacement and Fill-In Program, emergency.
- ORDINANCE NO. 44-2008 ENTER INTO CONTRACT – 2008 SIDEWALK REPLACEMENT AND  
 FILL-IN PROGRAM**  
 PASSED 03-24-08 Authorizing the Director of Public Service to enter into contract with the lowest and/or best bidder as determined and awarded by the Board of Control, for the 2008 Sidewalk Replacement and Fill-In Program, to replace/repair residential and city-owned sidewalk, emergency.
- ORDINANCE NO. 45-2008 DEDICATION – NEW HAVEN CIRCLE**  
 PASSED 03-24-08 Ordinance of the Council of the City of Barberton accepting the dedication of New Haven Circle, emergency.
- ORDINANCE NO. 46-2008 APPROPRIATION – BUILDING ANALYSIS  
 WEIGAND BUILDING AND MAGICAL THEATRE**  
 PASSED 03-24-08 Appropriating \$32,100 from the Unappropriated Item of the General Fund to the Service Director’s Operating Budget, due to a grant from the Barberton Community Foundation, to be used to pay Hasenstab Architects, Inc., for the Building Analysis of the Weigand Building (Health Department) and the Magical Theatre, emergency.
- ORDINANCE NO. 47-2008 2008 BUDGET**  
 PASSED 03-24-08 Adopting a budget for various funds of the City of Barberton for the period beginning January 1, 2008, and providing for the administration thereof, emergency.
- ORDINANCE NO. 48-2008 2008 CAPITAL BUDGET**  
 PASSED 03-24-08 Adopting an annual capital budget for various funds of the City of Barberton for the period beginning January 1, 2008, and providing for the administration thereof, emergency.
- ORDINANCE NO. 49-2008 PURCHASE OF MIUS AND WATER METERS – UTILITIES**  
 PASSED 04-14-08 Authorizing the Director of Public Service to purchase 400 Meter Interface Units (MIUs) for a total amount of \$40,800 and 100 5/8” Neptune Water Meters for a total amount of \$8,500 from Cell Net Technology, Inc., without competitive bidding being a sole source provider, emergency.

- ORDINANCE NO. 50-2008 CDBG FY2008 ANNUAL ACTION PLAN**  
 PASSED 04-14-08 Ordinance of the Council of the City of Barberton approving the CDBG FY2008 Annual Action Plan Document and Program, emergency.
- ORDINANCE NO. 51-2008 ENTER INTO GRANT AGREEMENTS – 2008 HOUSING, ECONOMIC DEVELOPMENT & FAIR HOUSING SERVICES**  
 PASSED 04-14-08 Authorizing the Mayor to enter into grant agreements and related assurances, certifications and contracts with the U.S. Department of Housing and Urban Development (HUD), Neighborhood Conservation Services (NCS), Barberton Community Development Corporation (BCDC), Fair Housing Advocates Association (FHAA), Grow Barberton, Inc. (GBI), and the Victim Assistance Program (VAP), to carry out FY2008 Housing, Economic Development and Fair Housing Services, emergency.
- ORDINANCE NO. 52-2008 DISPOSAL OF COMPUTERS/MISCELLANEOUS OFFICE EQUIPMENT**  
 PASSED 04-14-08 Authorizing the Director of Public Service to dispose of the remaining computers and miscellaneous office equipment previously donated to the Barberton Public Schools and Barberton Public Library, emergency.
- ORDINANCE NO. 53-2008 PURCHASE OF PROPERTY – 99 E. STATE STREET NORTH END FIRE STATION PROJECT**  
 PASSED 04-14-08 Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 99 E. State Street, for \$92,000, plus closing costs, for the North End Fire Station Project, emergency.
- ORDINANCE NO. 54-2008 APPROPRIATION – PARKS DEPARTMENT – SENIOR CENTER**  
 PASSED 04-14-08 Appropriating \$40,000 from the Unappropriated Item of the Senior Center Trust Fund to the Senior Center Trust Fund Operating Budget, in order to purchase miscellaneous supplies for the Senior Center, emergency.
- ORDINANCE NO. 55-2008 APPROPRIATION – PARKS DEPARTMENT – SUMMER PROGRAMS**  
 PASSED 04-14-08 Appropriating \$8,439.94 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a grant received from the Tuscora Park Health and Wellness Foundation, to be used for summer park programs, emergency.
- ORDINANCE NO. 56-2008 PURCHASE OF WHEEL LOADER – STREET DEPARTMENT**  
 PASSED 04-14-08 Authorizing the Director of Public Service to enter into contract with Southeastern Equipment to purchase a new Case 621E Wheel Loader in the amount of \$121,316.86, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.
- ORDINANCE NO. 57-2008 LEASE PURCHASE AGREEMENT – STREET DEPARTMENT**  
 PASSED 04-14-08 Authorizing the Director of Public Service to enter into a four-year Lease Purchase Agreement with FirstMerit Bank to finance a new Case 621E Wheel Loader, in the amount of \$121,316.86, emergency.
- RESOLUTION NO. 58-2008 SUPPORT FOR “ADOPT-A-ROAD PROGRAM”**  
 PASSED 04-14-08 Resolution of the Council of the City of Barberton supporting the City of Barberton’s “Adopt-A-Road Program.”

- ORDINANCE NO. 59-2008 FOUNDATION GRANT REQUEST – “ADOPT-A-ROAD PROGRAM”**  
 PASSED 04-14-08 Approving the submission of a grant application by the Director of Public Service to the Barberton Community Foundation, in the amount of \$1,000, to be used to purchase safety equipment/apparel for the “Adopt-A-Road Program,” emergency.
- ORDINANCE NO. 60-2008 AMENDING THE CODE OF REGULATIONS OF THE BARBERTON COMMUNITY FOUNDATION – “BOARD OF DIRECTORS”**  
 PASSED 04-14-08 Amending Article III, Section 2, of the Code of Regulations of the Barberton Community Foundation entitled, “Election and Term of Directors,” and Article III, Section 6, of the Code of Regulations of the Barberton Community Foundation entitled, “Vacancies,” by limiting the total term of all Directors to three 3-year terms, emergency.
- ORDINANCE NO. 61-2008 AMENDING THE CODE OF REGULATIONS OF THE BARBERTON COMMUNITY FOUNDATION – “STANDING COMMITTEES”**  
 PASSED 04-14-08 Amending Article VI, Section 1, of the Code of Regulations of the Barberton Community Foundation entitled, “Standing Committees,” by authorizing the creation of a new Finance and separate Investment Committee, emergency.
- RESOLUTION NO. 62-2008 BARBERTON COMMUNITY FOUNDATION – “SPENDING POLICY”**  
 PASSED 04-14-08 Resolution, in accordance with Article XI, Section 4(a), of the Code of Regulations of the Barberton Community Foundation entitled, “Spending Policy and Invasion of Principal,” authorizing an expenditure in excess of that allowed under the Spending Policy for the purpose of funding a grant of \$8 million to the Barberton School District for the purchase of the Norton Homes AMHA Site, which land is to be used as the location of a new Barberton School District Middle School, emergency.
- ORDINANCE NO. 63-2008 ENTER INTO CONTRACT – ORIANA HOUSE**  
 PASSED 04-14-08 Authorizing the Mayor to enter into a one (1) year contract with Oriana House Incorporated for the 2008 Community Corrections Services, emergency.
- ORDINANCE NO. 64-2008 PURCHASE OF CRUISERS – POLICE DEPARTMENT**  
 PASSED 04-14-08 Authorizing the Director of Public Safety to participate in the Community-University and Educational Cooperative and Purchasing Program (CUE) to purchase three (3) vehicles from Montrose Ford, for a total amount of \$62,793, emergency.
- ORDINANCE NO. 65-2008 PURCHASE OF RADIOS – FIRE DEPARTMENT**  
 PASSED 04-14-08 Authorizing the Director of Public Safety to enter into contract with Motorola, to purchase new radios for the Fire Department for \$165,155.60, through the Ohio Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.
- ORDINANCE NO. 66-2008 INCREASE AMOUNT OF CONTRACT – HFP AMBUSKE ARCHITECTS**  
 PASSED 04-14-08 Authorizing an increase in the amount of the contract with HFP Ambuske Architects by \$14,000, for a total amount of \$60,000, due to an increase in architectural services for the North End Fire Station Project, emergency.

- ORDINANCE NO. 67-2008 ENTER INTO CONTRACT – CENTRAL FIRE STATION**  
 PASSED 04-14-08 Authorizing the Director of Public Safety to enter into a professional services contract with HFP Ambuske Architects, in the amount of \$35,000, for the repair and renovation of the Central Fire Station, emergency.
- ORDINANCE NO. 68-2008 APPROPRIATION – INTER-FUND CASH ADVANCE – NORTH END FIRE STATION PROJECT**  
 PASSED 04-14-08 Authorizing an Inter-Fund Cash Advance of \$92,000 from the General Fund to the Fire Station Construction Fund and appropriating said \$92,000 from the Unappropriated Item of the Fire Station Construction Fund to the Fire Station Construction Fund Capital Budget, to purchase the property at 99 E. State Street for the North End Fire Station Project, emergency.
- ORDINANCE NO. 69-2008 APPROPRIATION – FIRE DEPARTMENT – FEMA FUND**  
 PASSED 04-14-08 Appropriating \$147,690 from the Unappropriated Item of the FEMA Fund to the FEMA Fund Capital Budget, due to the 2007 Assistance to Firefighters Grant, to be used to purchase new radios for the Fire Department, emergency.
- ORDINANCE NO. 70-2008 ENTER INTO CONTRACT – CT CONSULTANTS**  
 PASSED 04-14-08 Authorizing the Director of Public Service to enter into a professional services contract with CT Consultants, Inc., for professional engineering services, due to the absence of a City Engineer, emergency.
- ORDINANCE NO. 71-2008 TRANSFER OF FUNDS – ENGINEERING SERVICES**  
 PASSED 04-14-08 Transferring a total amount of \$66,435 in order to enter into contract with CT Consultants for professional engineering services by transferring: \$22,145 from the Engineering Personal Services Appropriation to the Engineering Department Operating Costs Appropriation; \$22,145 from the Sewage Fund Administration Personal Service Appropriation to the Sewage Fund Administration Operating Costs Appropriation; and \$22,145 from the Water Fund Administration Personal Service Appropriation to the Water Fund Administration Operating Costs Appropriation, emergency.
- RESOLUTION NO. 72-2008 COMMENDATION – WILLARD P. RODERICK**  
 PASSED 04-28-08 Resolution of the Council of the City of Barberton to honor and give public recognition to Willard P. Roderick, for his many years of dedicated service to Barberton Citizens Hospital and to this community.
- ORDINANCE NO. 73-2008 OUI, INC. – CRA ABATEMENT**  
 PASSED 04-28-08 Authorizing and directing the Mayor to submit to the State of Ohio, a Business Application for Tax Incentives,” on behalf of OUI, Inc., emergency.
- RESOLUTION NO. 74-2008 OHIO DEPARTMENT OF DEVELOPMENT – JRS APPLICATION**  
 PASSED 04-28-08 Resolution of the Council of the City of Barberton authorizing the Mayor to file an application to the State of Ohio, Department of Development, to support an application for assistance under the Ohio Job Ready Sites Program, emergency.

- ORDINANCE NO. 75-2008 PURCHASE OF LADDER TRUCK – VEHICLE TRADE-IN – FIRE DEPT.**  
 PASSED 04-28-08 Authorizing the Director of Public Safety to enter into a contract with Advantech Service and Parts, LLC, for the purchase of a 2001 E-One Ladder Truck, without competitive bidding, for the Fire Department, in the amount of \$300,000, with trade-in; and authorizing the Director of Public Safety to trade in the 1984 Sutphen Ladder Truck to be used towards the purchase of the E-One Ladder Truck, emergency.
- ORDINANCE NO. 76-2008 APPROPRIATION – HUMAN RESOURCES**  
 PASSED 04-28-08 Appropriating \$7,000 from the Human Resources Department Personal Service Appropriation to the Human Resources Department Operating Cost Appropriation, in order to cover the cost to study the City's IT network and to purchase a computer for the Human Resources Department.
- ORDINANCE NO. 77-2008 APPROPRIATION – CORRIDOR OF 31<sup>ST</sup> STREET STUDY**  
 PASSED 04-28-08 Appropriating \$20,000 from the Unappropriated Item of the Infrastructure Improvement Fund to the Infrastructure Reserve Fund Operating Budget, for engineering services of GPD to study the corridor of 31st Street, from Shannon Avenue to the City of Barberton Southern Corporation Line, emergency.
- ORDINANCE NO. 78-2008 LEASE PURCHASE AGREEMENT – FIRE DEPARTMENT**  
 PASSED 04-28-08 Authorizing the Director of Finance to enter into a six (6) year Lease Purchase Agreement with Federal Signal Finance, to finance a 2001 E-One Ladder Truck for the Fire Department, emergency.
- ORDINANCE NO. 79-2008 ENTER INTO CONTRACT – GRASS/WEED ABATEMENT PROGRAM**  
 FAILED 05-05-08 Authorizing the Director of Public Service to enter into contract with Twice As Nice Landscaping, the lowest and/or best bidder, in the amount of \$35 per 1,000 square feet of property, for the grass/weed abatement program, emergency.
- RESOLUTION NO. 80-2008 AMENDING RES. NO. 74-2008 – OHIO DEPARTMENT OF DEVELOPMENT – JRS APPLICATION**  
 PASSED 05-12-08 Amending Resolution No. 74-2008 to include the Barberton Community Development Corporation ("BCDC") to file an application to the State of Ohio, Department of Development, and to support an application for assistance under the Ohio Job Ready Sites Program, emergency.
- RESOLUTION NO. 81-2008 POLICE OFFICERS' MEMORIAL DAY**  
 PASSED 05-12-08 Resolution of the Council of the City of Barberton honoring all police officers on May 15th, "Police Officers' Memorial Day," and throughout the week of May 11th, designated "National Police Officers' Memorial Week," and recognizing all police officers and honoring those who have made the ultimate sacrifice or have become disabled in the performance of duty.
- ORDINANCE NO. 82-2008 BARBERTON CODIFIED ORDINANCES – AMENDMENT**  
 PASSED 05-12-08 Amending the Barberton Codified Ordinances by adding a section limiting Payday Loan/Cash Advance Facilities in the City of Barberton, emergency.

- RESOLUTION NO. 83-2008 RESOLUTION OF NECESSITY – 2008 PERMISSIVE RESURFACING PROGRAM**  
 PASSED 05-12-08  
 Resolution of the Council of the City of Barberton declaring the necessity to improve Grand Boulevard, from State Street, West, to the Corporation Line, through the “Permissive Street Resurfacing Program,” emergency.
- ORDINANCE NO. 84-2008 APPROPRIATION – HEATING HOUSE PROJECT**  
 PASSED 05-12-08  
 Appropriating \$14,000 from the Unappropriated Item of the General Fund to the Planning Department Operating Budget in order to pay legal fees to Squires, Sanders and Dempsey for setting up and facilitating a TIF for the Heating House Project, emergency.
- ORDINANCE NO. 85-2008 APPROPRIATION – CDBG FUND**  
 PASSED 05-12-08  
 Appropriating a total amount of \$26,262.68 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Operating Budget, in order to proceed with construction of Federally required ADA ramps and for GBI FY2008 activities, emergency.
- ORDINANCE NO. 86-2008 TRANSFER/APPROPRIATION OF FUNDS – BUILDING/STREET DEPARTMENTS**  
 PASSED 05-19-08  
 Reducing the appropriation of the Building Department Operating Cost Appropriation by \$65,000 by transferring \$65,000 from the General Fund to the Street Operating Fund, and appropriating \$35,000 from the Unappropriated Item of the Street Operating Fund to the Street Department Operating Budget and appropriating \$30,000 from the Unappropriated Item of the Street Operating Fund to the Street Department Capital Budget to be used for the Grass/Weed Abatement Program, emergency.
- RESOLUTION NO. 87-2008 COMMENDATION – ILEANE SPOONSTER**  
 PASSED 05-27-08  
 Resolution of the Council of the City of Barberton honoring and giving public recognition to Ileana Spoonster, the recipient of the 2008 Louis Votz Founder’s Award, on Saturday, May 24, 2008.
- ORDINANCE NO. 88-2008 ENTER INTO A RIGHT-TO-SELL CONTRACT**  
 PASSED 05-27-08  
 Authorizing the Mayor to enter into a 12-month exclusive right-to-sell agreement with NAI Cummins Realty for the Hopocan Avenue properties owned by the City (formerly known as the parking lot for the old Barberton High School), in order to market said properties with two other parcels, emergency.
- ORDINANCE NO. 89-2008 AMENDING ORD. NO. 207-2007 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES**  
 TABLED 05-27-08  
 WITHDRAWN 09-22-08  
 Amending Ordinance No. 207-2007 regarding employees who are not included in the Non-Bargaining Employees Pay Grade Ordinance by deleting the position of “Part Time Beautification Coordinator,” emergency.
- ORDINANCE NO. 90-2008 AMENDING ORD. NO. 208-2007 – EMPLOYEE COMPENSATION AND PAY GRADES FOR NON-BARGAINING EMPLOYEES**  
 PASSED 05-27-08  
 Amending Ord. No. 208-2007 by adding the position of “Beautification/Special Events Coordinator” to Pay Grade 4, emergency.

- ORDINANCE NO. 91-2008**    **AMENDING ORD. NO. 207-2007 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES**  
 PASSED 05-27-08  
 Amending Ord. No. 207-2007 regarding employees who are not included in the Non-Bargaining Employees Pay Grade Ordinance by increasing the salaries of certain employees, retroactive to January 1, 2008, emergency.
- ORDINANCE NO. 92-2008**    **AMENDING ORD. NO. 90-2008 – EMPLOYEE COMPENSATION AND PAY GRADES FOR NON-BARGAINING EMPLOYEES**  
 PASSED 05-27-08  
 Amending Ord. No. 90-2008 to reflect a 3% increase in Pay Grades for non-bargaining employees, as well as a 3% increase in employee compensation for those non-bargaining employees who are listed in Section 2 of this Ordinance, making these increases retroactive to January 1, 2008, emergency.
- ORDINANCE NO. 93-2008**    **ENTER INTO CONTRACT – UTILITIES – SUMMIT ROAD WATER MAIN REPLACEMENT**  
 PASSED 06-09-08  
 Authorizing the Director of Public Service to enter into a professional services contract with CT Consultants, in the amount of \$156,500, for the Summit Road Water Main Replacement, emergency.
- ORDINANCE NO. 94-2008**    **ZONING MAP AMENDMENT – 1247 WOOSTER ROAD WEST**  
 FAILED 06-09-08  
 Authorizing the rezoning of 1247 Wooster Road West, from C2 (Neighborhood Commercial) to C4 (Highway Commercial).
- ORDINANCE NO. 95-2008**    **ZONING MAP AMENDMENT – 164 6<sup>TH</sup> STREET, NW**  
 PASSED 06-09-08  
 Authorizing the rezoning of 164 6th Street, NW, from O1 (Neighborhood Office) to RS40 (Residential-Single Family).
- ORDINANCE NO. 96-2008**    **AMENDING ARCHITECTURAL GUIDELINES – NEW HAVEN DEVELOPMENT**  
 PASSED 06-23-08  
 Amending the New Haven Architectural Guidelines, emergency.
- ORDINANCE NO. 97-2008**    **ENTER INTO CONTRACT – BUILDING DEMOLITIONS  
 406 NEWELL STREET AND 235 4TH STREET, NW**  
 PASSED 06-09-08  
 Authorizing the Director of Public Service to enter into contract with Bob Bennett Construction Company, in the amount of \$8,560, for the demolition of residential structures located at 406 Newell Street and 235 4th Street, NW, emergency.
- ORDINANCE NO. 98-2008**    **AMEND ORDINANCE NO. 29-2008 – PURCHASE OF PROPERTY – NORTH END FIRE STATION PROJECT**  
 PASSED 06-09-08  
 Amending Ord. No. 29-2008, "Purchase of Property – North End Fire Station Project, " by increasing the amount of the original purchase agreement to purchase the property located at 87 and 87 ½ E. State Street, by \$815, totaling \$85,815, emergency.
- ORDINANCE NO. 99-2008**    **RESOLUTION OF NECESSITY – 2008 RESIDENTIAL RESURFACING PROGRAM**  
 PASSED 06-09-08  
 Resolution declaring the necessity to improve certain sections of: Broadview Avenue, Alberta Avenue, E. Park Avenue, E. Hopocan Avenue, Schwinn Drive, Wisteria Drive, Stanley Avenue, Parker Avenue, Creedmore Avenue, 21st Street, NW, and Haynes Avenue, through the "2008 Residential Street Resurfacing Program," emergency.

**ORDINANCE NO. 100-2008 HEALTH DISTRICT FUND INCREASE**  
PASSED 06-09-08 Transferring \$20,000 from the Prenatal Fund (Fund #263) to the Health District Fund (Fund #260) due to increased revenue generated from the Prenatal Program, emergency.

**ORDINANCE NO. 101-2008 AMENDING BARBERTON CODIFIED ORDINANCES – METHAMPHETAMINE CONTAMINATION NOTICE**  
PASSED 06-23-08 Amending Chapter 660 of the Barberton Codified Ordinances, “Safety, Sanitation and Health,” by adding a section entitled “Notice of Contamination from Methamphetamine Production,” emergency.

**RESOLUTION NO. 102-2008 COMMENDATION – “DESTINATION IMAGINATION” TEAMS**  
PASSED 06-23-08 Resolution of the Council of the City of Barberton commending and giving public recognition to the “Destination Imagination” teams, their coordinators, and their coaches.

**RESOLUTION NO. 103-2008 COMMENDATION – TIMOTHY BELTITUS**  
PASSED 06-23-08 Resolution of the Council of the City of Barberton to honor and give public recognition to Timothy Beltitus for the determination and commitment he demonstrated to become an Eagle Scout.

**ORDINANCE NO. 104-2008 ENTER INTO CONTRACT – DEMOLITION**  
PASSED 06-23-08 Authorizing the Director of Public Service to enter into contract with Bob Bennett Construction Company, in the amount of \$2,770, for the demolition of a residential structure located at 295 George Street, emergency.

**ORDINANCE NO. 105-2008 FOUNDATION GRANT REQUEST – FIRE DEPARTMENT**  
PASSED 06-23-08 Approving the submission of a grant application by the Director of Public Safety to the Barberton Community Foundation, in the amount of \$840, to purchase three (3) intraosseous drills for patient treatment, emergency.

**ORDINANCE NO. 106-2008 FOUNDATION GRANT REQUEST – POLICE DEPARTMENT**  
PASSED 06-23-08 Approving the submission of a grant application by the Director of Public Safety to the Barberton Community Foundation, in the amount of \$15,000, to fund a feasibility study for the Barberton Police Department and the Municipal Court, emergency.

**ORDINANCE NO. 107-2008 SUBMIT ISSUE I APPLICATION – GRAND BOULEVARD – OHIO PUBLIC WORKS COMMISSION**  
PASSED 06-23-08 Authorizing the Mayor to submit an Issue I Grant Application to the Ohio Public Works Commission District 8 for the waterline replacement of the Grand Boulevard Improvement Project, emergency.

**ORDINANCE NO. 108-2008 SUBMIT ISSUE I APPLICATION – GRAND BOULEVARD – OHIO PUBLIC WORKS COMMISSION**  
PASSED 06-23-08 Authorizing the Mayor to submit an Issue I Loan Application to the Ohio Public Works Commission District 8 for the storm sewer and roadway improvements of the Grand Boulevard Improvement Project, emergency.

**ORDINANCE NO. 109-2008 ENTER INTO CONTRACT – GRAND BOULEVARD PROJECT**  
PASSED 06-23-08 Authorizing the Director of Public Service to enter into a professional services contract with Floyd Browne Group, in the total amount of \$42,869, to upgrade plans for the Grand Boulevard Improvement Project, emergency.

**ORDINANCE NO. 110-2008 AMEND ORDINANCE NO. 9-2008 – “BARBERTON RESIDENTIAL SERVICES RELIEF PROGRAM”**

PASSED 06-23-08

Amending Ordinance No. 9-2008, “Repeal of Special Assessments – Homestead Exemption and Establish the Barberton Residential Services Relief Program,” by adding to Section 2(c) requirements defining disabled homeowners who may qualify and by adding Section 5 regarding eligibility, emergency.

**ORDINANCE NO. 111-2008 FOUNDATION GRANT REQUEST – PARKS – SPECIAL EVENTS GRANT**

PASSED 06-23-08

Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$25,000, to be used for the 2008 Mum Fest, Fall Family Fun Night, and the Holiday Tree Lighting Program at Lake Anna Park, emergency.

**ORDINANCE NO. 112-2008 AMENDING ORD. NO. 91-2008 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES**

PASSED 06-23-08

Amending Ordinance No. 91-2008 regarding employees who are not included in the non-bargaining employees pay grade ordinance by increasing the salary of the part-time Beautification Coordinator by 3%, retroactive to January 1, 2008, emergency.

**ORDINANCE NO. 113-2008 ENTER INTO CONTRACT – INSURANCE COVERAGE PROPERTY/VEHICLE/LIABILITY**

PASSED 06-23-08

Authorizing the Mayor to enter into a professional services contract, without competitive bidding, with Wichert Insurance, constituting a one-year extension of the current contract for the City’s property/vehicle/liability insurance coverage, emergency.

**ORDINANCE NO. 114-2008 AMENDING ORD. NO. 78-2008 – LEASE PURCHASE AGREEMENT FIRE DEPARTMENT**

PASSED 06-23-08

Amending Ordinance No. 78-2008, “Lease Purchase Agreement – Fire Department,” regarding the lease purchase agreement to finance a fire ladder truck by authorizing the assignment of the lease to Banc of America Public Capital Corporation, emergency.

**ORDINANCE NO. 115-2008 APPROPRIATION – PARKS DEPARTMENT – SUMMIT COUNTY GRANT**

PASSED 06-23-08

Appropriating \$5,000 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a grant received from Summit County, to be used for the Park Play Program, emergency.

**ORDINANCE NO. 116-2008 APPROPRIATION – PARKS**

PASSED 06-23-08

Appropriating \$2,330 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a grant from the Tuscora Health and Wellness Foundation, to be used for the Park Play Program, emergency.

**ORDINANCE NO. 117-2008 APPROPRIATION – PARKS – WAL-MART DONATION**  
PASSED 06-23-08      Appropriating \$1,000 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a donation from Wal-Mart, to be used for the Park Play Program, emergency.

**ORDINANCE NO. 118-2008 NOTE ORDINANCE – FIRE STATION PROJECTS**  
PASSED 06-23-08      Providing for the issuance and sale of Notes in the aggregate principal amount of \$2,210,000, in anticipation of the issuance of Bonds (The Bonds), for the purpose of improving the facilities of the City's Division of Fire, Department of Public Safety, by constructing and otherwise improving Fire Station #2 and reconstructing and otherwise improving Fire Station #1, all together with necessary equipment and appurtenances thereto, emergency.

**ORDINANCE NO. 119-2008 SUBMIT ISSUE I APPLICATION – SUMMIT ROAD – OHIO PUBLIC WORKS COMMISSION**  
PASSED 06-23-08      Authorizing the Mayor to submit an Issue I Loan Application to the Ohio Public Works Commission District 8 for the Summit Road Water Transmission Main Project, emergency.

**ORDINANCE NO. 120-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
PASSED 06-23-08      Authorizing the Director of Public Safety to enter into contract with Seitz Builders, the lowest and/or best bidder, in the amount of \$835,700, for general trade work on the construction of the new North End Fire Station, emergency.

**ORDINANCE NO. 121-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
PASSED 06-23-08      Authorizing the Director of Public Safety to enter into contract with S.A. Comunale, the lowest and/or best bidder, in the amount of \$37,960, for fire protection work necessary for the construction of the new North End Fire Station, emergency.

**ORDINANCE NO. 122-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
PASSED 06-23-08      Authorizing the Director of Public Safety to enter into contract with D & A Plumbing, the lowest and/or best bidder, in the amount of \$118,670, for plumbing work for the new North End Fire Station, emergency.

**ORDINANCE NO. 123-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
PASSED 06-23-08      Authorizing the Director of Public Safety to enter into contract with The K Company, the lowest and/or best bidder, in the amount of \$95,000, for HVAC work for the new North End Fire Station, emergency.

**ORDINANCE NO. 124-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – NORTH END FIRE STATION PROJECT**  
PASSED 06-23-08      Authorizing the Director of Public Safety to enter into contract with JW Didado Electric, the lowest and/or best bidder, in the amount of \$171,900, for electrical/communication work for the new North End Fire Station, emergency.

- ORDINANCE NO. 125-2008 ENTER INTO CONTRACT – DIRECT INDICTMENT SERVICES**  
 PASSED 07-14-08 Authorizing the Mayor to enter into a one (1) year contract with the County of Summit and the Summit County Prosecutor’s Office, for the 2008 Direct Indictment Program, in an amount not to exceed \$27,000, emergency.
- ORDINANCE NO. 126-2008 AMENDING BARBERTON CODIFIED ORDINANCES – BARBERTON-SUMMIT TAXI, INC.**  
 PASSED 07-14-08 Amending Section 856.19(a) of the Barberton Codified Ordinances, regarding rates for Barberton-Summit Taxi, Inc., by lowering the number of miles the minimum charge of \$4.35 will be assessed, from two miles to one mile, emergency.
- ORDINANCE NO. 127-2008 IMPLEMENTING TAX INCREMENT FINANCING**  
 PASSED 07-14-08 Establishing the Anna Dean Farm and O.C. Barber Heating House Urban Redevelopment Tax Increment Equivalent Fund, declaring certain improvements to be for a public purpose, and making provision for the collection of service payments in lieu of taxes, pursuant to Ohio Revised Code Sections 5709.41 to 5709.43, repealing Ordinance No. 121-2004, emergency.
- ORDINANCE NO. 128-2008 ENTER INTO REVENUE SHARING AGREEMENT – ANNA DEAN FARM AND O.C. BARBER HEATING HOUSE**  
 WITHDRAWN – 07-14-08 No First Reading was given.
- ORDINANCE NO. 129-2008 LEASE AGREEMENT – 561 W. TUSCARAWAS AVENUE**  
 FAILED – 07-14-08 Authorizing the Mayor to enter into a five-year Lease Agreement with TJ Eberhardt, to lease the basement level of 561 W. Tuscarawas Avenue to provide storage space for the Clerk of Courts, emergency.
- ORDINANCE NO. 130-2008 INSTALLATION OF GUARDRAILS – ODOT**  
 PASSED – 07-14-08 Resolution of the Council of the City of Barberton authorizing the Director of Public Service to enter into an agreement with the Ohio Department of Transportation (ODOT) to install guardrails from the western corporation line to the eastern corporation line of State Highway Route 76, emergency.
- ORDINANCE NO. 131-2008 ENTER INTO CONTRACT – 2008 STREET RESURFACING PROGRAM**  
 PASSED – 07-14-08 Authorizing the Director of Public Service to enter into contract with Perrin Asphalt, the lowest and/or best bidder, in the amount of \$403,923, for the 2008 Street Resurfacing Program, emergency.
- ORDINANCE NO. 132-2008 SPECIAL ASSESSMENTS – 2007 SIDEWALK REPLACEMENT PROGRAM**  
 PASSED - 07-14-08 Authorizing and directing the Director of Finance of the City of Barberton to certify to the Summit County Auditor Special Assessments against certain properties located within the City, under the 2007 Sidewalk Replacement Program, emergency.
- ORDINANCE NO. 133-2008 RENAMING MONROE ALLEY**  
 PASSED 07-14-08 Changing the name of Monroe Alley to Krska Place, emergency.
- ORDINANCE NO. 134-2008 CORRECT/CHANGE STREET NAME – WOLF AVENUE**  
 PASSED 07-14-08 To correct and change the name of Wolf Avenue, the service street leading to the two Water Garage Buildings, to Water Street, SW, emergency.

**ORDINANCE NO. 135-2008 PROPOSED CHARTER AMENDMENT – QUALIFICATIONS FOR CITY ENGINEER**

PASSED 07-28-08

To provide for an election on a proposed Charter Amendment for the City of Barberton regarding the qualifications for the City Engineer, and for giving notice thereof, emergency.

**ORDINANCE NO. 136-2008 APPROPRIATION – HEALTH DISTRICT**

PASSED 07-14-08

Appropriating \$20,000 from the Unappropriated Item of the Health District Fund to the Health District Operating Budget, due to additional revenue needed to support the Health District, emergency.

**ORDINANCE NO. 137-2008 APPROPRIATION – FIRE DEPARTMENT**

PASSED 07-14-08

Appropriating \$3,000 from the Unappropriated Item of the General Fund to the Fire Department Operating Budget, from the State of Ohio, EMS Grant Fund, to purchase a Stryker Stair Chair for the Medic Unit, emergency.

**ORDINANCE NO. 138-2008 AUTHORIZE PAYMENT – CT CONSULTANTS**

PASSED 07-14-08

Authorizing the Director of Finance to pay an invoice to CT Consultants, in the amount of \$3,081.09 to complete the contract for a Reconnaissance Study for the Robinson Avenue Retention Basin and the 5th Street Detention Basin, emergency.

**ORDINANCE NO. 139-2008 APPROPRIATION – STREETS**

PASSED 07-14-08

Appropriating \$25,000 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Operating Budget, in order to proceed with the repair of various permissive streets, emergency.

**ORDINANCE NO. 140-2008 ZONING MAP AMENDMENT – 89-31<sup>ST</sup> STREET, SW**

passed by Council 6-2;  
Mayor did not sign;  
reconsidered by Council;  
FAILED 09-08-08

Authorizing the rezoning of 89 – 31<sup>st</sup> Street, SW, from RS-40 (Residential Single Family Detached) to O-1 (Neighborhood Office).

**ORDINANCE NO. 141-2008 ENTER INTO CONTRACT – FIRE DEPARTMENT – CENTRAL FIRE STATION PROJECT**

PASSED 07-28-08

Authorizing the Director of Public Safety to enter into contract with Cavanaugh Building Corporation, the lowest and/or best bidder, in the amount of \$586,324, for the repair and replacement of the roof of Fire Station #1 and the replacement of the concrete in front of Fire Station #1, emergency.

**ORDINANCE NO. 142-2008 ENTER INTO CONTRACT – PARKS – PARKS SECURITY SYSTEM**

PASSED 07-28-08

Authorizing the Mayor to enter into contract with I2C, the lowest and/or best bidder, in the amount of \$200,000, to install a security system to monitor park land, emergency.

**ORDINANCE NO. 143-2008 LEASE AGREEMENT – 561 W. TUSCARAWAS AVENUE**

PASSED 07-28-08

Authorizing the Mayor, together with the Barberton Municipal Court, to enter into a three-year joint Lease Agreement, with two one-year lease renewal options, with TJ Eberhardt, to provide storage space for the Clerk of Courts in the basement level at 561 W. Tuscarawas Avenue.

**ORDINANCE NO. 144-2008 AUTHORIZING CITY/POLICE/FIRE AUCTION**

PASSED 07-28-08

Authorizing the Director of Public Service, the Police Chief, and the Fire Chief to dispose of various equipment/vehicles no longer needed for any municipal purpose by public auction, to take place on August 9, 2008, at 9:30 A.M., at the Street Department Garage, 677 Brady Avenue, emergency.

**ORDINANCE NO. 145-2008 APPROPRIATION – POLICE DEPARTMENT  
CONTINUING EDUCATION PROGRAM**

PASSED 07-28-08

Appropriating \$220 from the Unappropriated Item of the General Fund to the Police Department Operating Budget for the Continuing Education Program, in order to keep the accounting of the Continuing Education Fund accurate, emergency.

**ORDINANCE NO. 146-2008 APPROPRIATION – POLICE DEPARTMENT  
DRUG EDUCATION FUND**

PASSED 07-28-08

Appropriating \$4,000 from the Unappropriated Item of the Drug Education and Prevention Fund to the Drug Education and Prevention Fund Operating Budget, to purchase items for children participating in various safety programs throughout the year, emergency.

**ORDINANCE NO. 147-2008 APPROPRIATION – POLICE DEPARTMENT – WEB CHECK ID SYSTEM**

PASSED 07-28-08

Appropriating \$10,000 from the Unappropriated Item of the General Fund to the Police Department Operating Budget, to cover the Web Check ID System until the end of the year, emergency.

**ORDINANCE NO. 148-2008 APPROPRIATION – GRAND BOULEVARD ROADWAY  
IMPROVEMENTS**

PASSED 07-28-08

Appropriating \$14,191 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Operating Budget, to be used for engineering services from the Floyd Browne Group, for the Grand Boulevard Roadway Improvements Project, emergency.

**ORDINANCE NO. 149-008 APPROPRIATION – RESIDENTIAL STREET RESURFACING  
PROGRAM – STANLEY AVENUE**

PASSED 07-28-08

Appropriating \$40,000 from the Unappropriated Item of the Residential Street Resurfacing Fund to the Street Resurfacing Capital Budget in order to add Stanley Avenue to the 2008 Residential Street Resurfacing Program, emergency.

**ORDINANCE NO. 150-2008 APPROPRIATION – SENIOR CENTER**

PASSED 07-28-08

Appropriating \$5,500 from the Unappropriated Item of the Senior Center Trust Fund to the Senior Center Trust Fund Operating Budget, to utilize the funds for upcoming programs, emergency.

**ORDINANCE NO. 151-2008 APPROPRIATION – PARKS – SECURITY SYSTEM PROJECT**

PASSED 07-28-08

Appropriating \$225,000 from the Unappropriated Item of the General Fund to the Parks Department Capital Budget, due to a grant from the Barberton Community Foundation, to be used for the Parks Security System Project, emergency.

**ORDINANCE NO. 152-2008 AMENDING BOND ORDINANCE – HOUSING REVENUE BONDS,  
PASSED 07-28-08 SERIES 2002 (NEW HAVEN NEIGHBORHOOD PROJECT)**

Amending certain terms of the \$2,214,155.54 outstanding City of Barberton, Ohio Housing Revenue Bonds, Series 2002 (New Haven Neighborhood Project), issued pursuant to Ord. No. 270-2001, as amended in Ord. No. 12-2007, for the purpose of providing housing for individuals and families by making loans to FC Barberton, LLC, to finance costs of acquiring and improving land for the construction of single family, owner-occupied housing authorizing an amended bond and amendment to loan agreement and certain other documents and actions in connection with the amendment of such bonds, emergency.

**ORDINANCE NO. 153-2008 AMENDING ORD. NO. 64-2008 – PURCHASE OF CRUISERS – POLICE  
PASSED 07-28-08 DEPARTMENT**

Amending Ordinance No. 64-2008 that authorized the Director of Public Safety to participate in the Community-University and Education Cooperative and Purchasing Program (CUE) to purchase three (3) vehicles from Montrose Ford, by increasing the total amount by \$700, for a total amount of \$63,493, emergency.

**RESOLUTION 154-2008 COMMENDATION – JOHANNA BARNOWSKI  
PASSED 09-08-08**

Resolution of the Council of the City of Barberton to honor and give public recognition to Johanna Barnowski for winning the World Championship in the Stock Car Division at the 71st All American Soap Box Derby.

**RESOLUTION 155-2008 COMMENDATION – BARBERTON POLICE DEPARTMENT  
PASSED 09-08-08**

Resolution of the Council of the City of Barberton honoring and giving public recognition to Lt. Vince Morber, Sgt. Brian Brown, Ptl. Rick Babcock, Ptl. Steve Coburn, and Ptl. Brian Davis, and Dispatchers Jill Cervenak and Aaron Kyser for the brave manner in which they handled a dangerous suicide attempt situation.

**ORDINANCE NO. 156-2008 SPECIAL ASSESSMENTS – DEMOLITIONS, BOARD-UPS AND  
PASSED 09-08-08 WEED/GRASS CUTTING**

Authorizing and directing the Director of Finance of the City of Barberton to certify to the Summit County Auditor, special assessments against certain properties located within the City for the cost of ordered demolitions, lien searches, emergency board-ups and weed/grass cutting which took place from September 2007 through August 2008, emergency.

**ORDINANCE NO. 157-2008 BARBERTON CODIFIED ORDINANCE UPDATE  
PASSED 09-08-08**

Approve the editing and inclusion of certain ordinances as parts of the various component codes of the codified ordinances; to provide for the adoption of new matter in the updated and revised codified ordinances; to repeal ordinances and resolutions in conflict therewith; emergency.

**ORDINANCE NO. 158-2008 VIDEO SERVICE PROVIDER FEE (“VSP” FEE)  
PASSED 09-08-08**

Ordinance of the Council of the City of Barberton establishing a Video Service Provider Fee (“VSP” Fee) to be paid by any video service provider offering video service in the City; authorizing the Mayor to give notice to the video service provider of the Video Service Provider Fee, emergency.

- RESOLUTION 159-2008 TAX INCENTIVE REVIEW COUNCIL**  
 PASSED 09-08-08  
 Accepting the recommendation of the Tax Incentive Review Council regarding the Enterprise Zone Agreement within the City of Barberton (PPG Industries), emergency.
- RESOLUTION 160-2008 AMEND ATTACHMENTS TO RES. NO. 99-2008 – RESOLUTION OF NECESSITY – 2008 RESIDENTIAL RESURFACING PROGRAM**  
 PASSED 09-08-08  
 Resolution of the Council of the City of Barberton amending the attachments to Resolution No. 99-2008, entitled “Resolution of Necessity – 2008 Residential Street Resurfacing Program,” by including three additional residences on Wisteria Drive in Ward 3, emergency.
- ORDINANCE NO. 161-2008 INCREASE OF CONTRACT – GEOTECH SERVICES**  
 PASSED 09-08-08  
 Authorizing an increase in the amount of the contract with Geotech Services by \$14,000, from \$20,000 to \$34,000, due to additional storm water repair services in various locations throughout the City of Barberton, emergency.
- ORDINANCE NO. 162-2008 APPROPRIATION – SERVICE DEPARTMENT**  
 PASSED 09-08-08  
 Appropriating \$200,000 from the Unappropriated Item of the Internal Cost Allocation Fund to the Internal Cost Allocation Fund Operating Budget, due to the continual increase in fuel prices, emergency.
- ORDINANCE NO. 163-2008 AMENDING BOND ORDINANCE – HOUSING REVENUE BONDS, SERIES 2002 – (NEW HAVEN NEIGHBORHOOD PROJECT)**  
 PASSED 09-08-08  
 Amending Section 2 of Ordinance No. 152-2008 that amended certain terms of the \$2,214,155.54 outstanding City of Barberton, Ohio Housing Revenue Bonds, Series 2002 (New Haven Neighborhood Project), issued pursuant to Ord. No. 270-2001, as amended by Ord. No. 12-2007, for the purpose of providing housing for individuals and families by making loans to FC Barberton, LLC, to finance costs of acquiring and improving land for the construction of single family, owner-occupied housing; authorizing an amended bond and amendment to loan agreement and certain other documents and actions in connection with the amendment of such bonds, emergency.
- ORDINANCE NO. 164-2008 APPROPRIATION – FY2007 CDBG FUNDS**  
 PASSED 09-08-08  
 Appropriating \$21,498.84 from the Unappropriated Item of the FY2007 Community Development Block Grant Fund to the Community Development Block Grant Operating Budget, due to façade loan payments, in order to carry out HUD approved activities to benefit low to moderate income persons, emergency.
- ORDINANCE NO. 165-2008 APPROPRIATION – FY2008 CDBG FUNDS**  
 PASSED 09-08-08  
 Appropriating \$737,744 from the Unappropriated Item of the FY2008 Community Development Block Grant Fund into the Community Development Block Grant Fund, to carry out various CDBG activities, emergency.
- ORDINANCE NO. 166-2008 AUTHORIZE PAYMENT – OHIO EDISON**  
 PASSED 09-08-08  
 Authorizing the Director of Finance to pay an invoice to Ohio Edison, in the amount of \$5,288.32 to provide service to the new Water Garage Building, emergency.

- ORDINANCE NO. 167-2008 ENTER INTO CONTRACT – BUILDING DEPARTMENT**  
**468 31ST STREET, SW, AND 1415 ½ GRAND BLVD.**  
 PASSED 09-22-08 Authorizing the Director of Public Service to enter into contract with Butcher & Son Excavating, Inc., in the total amount of \$5,110, for the demolition of two residential structures, 468 31st Street, SW, and 1415 ½ Grand Boulevard, utilizing Project Impact Funds, emergency.
- ORDINANCE NO. 168-2008 AMENDING TABLE 1130D – BARBERTON DEVELOPMENT CODE**  
**“LIMITED INDOOR STORAGE FACILITY”**  
 PASSED 09-22-08 Amending Table 1130D, Group 13C, of the Barberton Development Code, “Special Neighborhood Retail Uses,” by adding “Limited Indoor Storage Facility” and to further add the definition for said facility as 115A, emergency.
- ORDINANCE NO. 169-2008 ZONING MAP AMENDMENT – 392 E. STATE STREET**  
 PASSED 09-22-08 Authorizing the rezoning of 392 E. State Street, Parcel #01.06304, from RS40 (Residential Single Family) to O-1 (Neighborhood District).
- ORDINANCE NO. 170-2008 REPEAL OF ORDINANCE NO. 237-1982**  
 PASSED 09-22-08 Repealing Ordinance No. 237-1982 that authorized the Law Department to provide legal advice and representation for the NCS Board and employees.
- ORDINANCE NO. 171-2008 FOUNDATION GRANT REQUEST – “REBUILD BARBERTON”**  
**PROGRAM**  
 PASSED 09-22-08 Approving the submission of a grant application by the Mayor to the Barberton Community Foundation, in the amount of up to \$500,000, to be used for the newly-created “Rebuild Barberton” Program which will replace the current program, “Project Impact,” emergency.
- ORDINANCE NO. 172-2008 COMPREHENSIVE STORM WATER MANAGEMENT PLAN**  
 PASSED 10-27-08 Repealing Ordinance No. 188-1995, “Establishing an Interim Storm Water Management System,” and adopting a new Comprehensive Storm Water Management Plan, emergency.
- ORDINANCE NO. 173-2008 ENTER INTO CONTRACT – HUMAN RESOURCES**  
 PASSED 09-22-08 Authorizing the Mayor to enter into a professional services contract with Employee Benefits International, Inc., in the amount of \$32,000, to serve as the Health Care Consultant for the City of Barberton, emergency.
- ORDINANCE NO. 174-2008 APPROPRIATION – HUMAN RESOURCES**  
 PASSED 09-22-08 Appropriating \$32,000 from the Unappropriated Item of the Health Insurance Fund to the Health Insurance Fund Operating Budget, in order to hire Employee Benefits International, Inc., as a health care consultant for the City of Barberton, emergency.
- ORDINANCE NO. 175-2008 APPROPRIATION – SERVICE DEPARTMENT**  
 PASSED 09-22-08 Appropriating a total amount of \$13,000 from the Unappropriated Item of the General Fund, \$7,000 to the Miscellaneous Operating Budget to be used for advertising costs, and \$6,000 to the Service Department Operating Budget to be used for two street light poles and a new street light, emergency.

**ORDINANCE NO. 176-2008 APPROPRIATION – PARKS DEPARTMENT – 2008 FALL FAMILY FUN NIGHT**

PASSED 09-22-08

Appropriating \$2,000 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a grant from the Barberton Community Foundation, to be used for the 2008 Fall Family Fun Night.

**ORDINANCE NO. 177-2008 APPROPRIATION – PARKS – YOUTH IN ACTION PASS THROUGH FUND**

PASSED 09-22-08

Appropriating \$3,000 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Personal Services Budget, due to a donation from the Youth In Action Pass Through Fund, to be used for wages for special programming, emergency.

**ORDINANCE NO. 178-2008 APPROPRIATION – PARKS – FIT LEARNER’S PROGRAM**

PASSED 09-22-08

Appropriating \$9,958 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Operating Budget, due to a grant from the Tuscora Park Health and Wellness Foundation, to be used for the Fit Learner’s Program, emergency.

**ORDINANCE NO. 179-2008 APPROPRIATION – PARKS DEPARTMENT**

PASSED 09-22-08

Appropriating \$12,330 from the Unappropriated Item of the Parks Revolving Fund to the Parks Department Revolving Fund Personal Services Budget, due to a clerical error in the distribution of grant funds, emergency.

**ORDINANCE NO. 180-2008 APPROPRIATION – FIRE DEPARTMENT**

PASSED 09-22-08

Appropriating \$840 from the Unappropriated Item of the General Fund to the Fire Department Operating Budget, due to a grant from the Barberton Community Foundation, to be used for the purchase of Intraosseous Drills for the Barberton Fire Department EMS Division, emergency.

**ORDINANCE NO. 181-2008 AMENDING ORD. NO. 112-2008 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES**

PASSED 09-22-08

Amending Ordinance No. 112-2008 regarding employees who are not included in the Non-bargaining Pay Grade Ordinance by deleting the position of “Part-time Beautification Coordinator,” emergency.

**ORDINANCE NO. 182-2008 AMENDING CHAPTER 660 OF THE BARBERTON CODIFIED ORDINANCES**

PASSED 10-13-08

Amending Chapter 660 of the Barberton Codified Ordinances, “Safety, Sanitation and Health,” by adding a section regarding regulations governing ice cream vendors operating within the City of Barberton, emergency.

**ORDINANCE NO. 183-2008 SALE OF WATER METER – B & W RESEARCH**

PASSED 10-13-08

Authorizing the Director of Public Service to sell a used four inch compound water meter, no longer used by the Utilities Department, to Babcock and Wilcox Research for \$985, emergency.

- ORDINANCE NO. 184-2008 INCREASE OF CONTRACT – STORM SEWER IMPROVEMENTS**  
 PASSED 10-13-08 Authorizing an increase in the amount of the contract with Tuscon, Inc., by \$18,728.27, totaling \$141,978.27, to cover unforeseen construction conditions for the Stanley Avenue, Bell Street, and 31st Street Storm Sewer Improvements contract, emergency.
- ORDINANCE NO. 185-2008 ENTER INTO CONTRACT – WOOSTER ROAD NORTH SAFETY STUDY**  
 PASSED 10-13-08 Authorizing the Director of Public Service to enter into a professional services contract with the GPD Group, in the amount of \$16,900, to complete a safety study of Wooster Road North and to cover the cost of the safety funding application, emergency.
- RESOLUTION NO.186-2008 CERTIFYING PROPERTY TAX RATES**  
 PASSED 10-13-08 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 2009, emergency.
- ORDINANCE NO. 187-2008 TRANSFER OF FUNDS – POLICE DEPARTMENT – FUEL COSTS**  
 PASSED 10-13-08 Transferring \$40,000 from the Police Department Personal Services Budget to the Police Department Operating Budget, in order to cover the 36% increase in fuel costs for this year, emergency.
- ORDINANCE NO. 188-2008 APPROPRIATION – POLICE DEPARTMENT – PRISONER MEDICAL EXPENSES**  
 PASSED 10-27-08 Appropriating \$34,000 from the Unappropriated Item of the General Fund to the Police Department Operating Budget, to be used for prisoner medical expenses, emergency. (amount AMENDED 10-27-08)
- ORDINANCE NO. 189-2008 APPROPRIATION – STREETS – WOOSTER ROAD N. SAFETY STUDY**  
 PASSED 10-13-08 Appropriating \$16,900 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Operating Budget, to complete a safety study of Wooster Road North and to cover the cost of the safety funding application, emergency.
- ORDINANCE NO. 190-2008 APPROPRIATION – PERMISSIVE STREET CONDITION AND EVALUATION PROGRAM**  
 PASSED 10-13-08 Appropriating \$22,000 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Operating Budget, to fund the “Permissive Street Condition and Evaluation Program,” emergency.
- ORDINANCE NO. 191-2008 TRANSFER OF FUNDS – PARKS DEPARTMENT**  
 PASSED 10-13-08 Transferring \$1,562.95 from the Parks Revolving Fund Operating Budget to the Parks Revolving Fund Capital Budget, to expedite the closure of a grant, emergency.
- ORDINANCE NO. 192-2008 HEALTH DISTRICT FUND INCREASE**  
 PASSED 10-13-08 Transferring \$25,000 from the Prenatal Fund (Fund #263) to the Barberton Health District Fund (Fund #260) and appropriating said \$25,000 from the Unappropriated Item of the Health District Fund to the Health District Fund Operating Budget, due to increased revenue generated from the Prenatal Program, emergency.

**ORDINANCE NO. 193-2008 NOTE ORDINANCE – FIFTH STREET IMPROVEMENT PROJECT**  
PASSED 10-13-09 Providing for the issuance and sale of \$250,000 of aggregate principal amount of Notes, in anticipation of the issuance of Bonds, for the purpose of paying the City’s portion of the cost of improving Fifth Street, SE between certain termini by widening, curbing, constructing sidewalks and driveway approaches, street resurfacing, storm sewers, adding street lighting and street trees, together with all necessary appurtenances thereto, emergency.

**ORDINANCE NO. 194-2008 NOTE ORDINANCE – ROBINSON AVENUE IMPROVEMENT PROJECT**  
PASSED 10-13-08 Providing for the issuance and sale of \$460,000 of aggregate principal amount of Notes, in anticipation of the issuance of Bonds, for the purpose of paying the City’s portion of the cost of improving Robinson Avenue between certain termini, by reconstructing approximately 5,200 feet of street, sidewalk/pedestrian ways, curbs, waterline and inlets, together with all necessary appurtenances thereto, emergency.

**ORDINANCE NO. 195-2008 TRANSFER OF FUNDS – WWTP**  
PASSED 10-13-08 Transferring \$141,000 from the Unappropriated Item of the Sewer Fund to the Sewer Fund Operating Budget, to be used for chemicals for the Wastewater Treatment Plant through the end of 2008, emergency.

**ORDINANCE NO. 196-2008 AMEND BARBERTON DEVELOPMENT CODE – “OUTDOOR FURNACE”**  
PASSED 10-27-08 Amending the Barberton Development Code by adding a section establishing “Outdoor Furnaces” to Chapter 1140 as Section 1140.01(B)(10) and adding the definition of “Outdoor Furnace” to Chapter 1360(B) as (169A), emergency.

**ORDINANCE NO. 197-2008 ENTER INTO CONTRACT – BUILDING DEPARTMENT – 623 W. FORD AVE. AND 332 5TH STREET, SE**  
PASSED 10-27-08 Authorizing the Director of Public Service to enter into contract with Butcher & Son Excavating, Inc., in the total amount of \$7,175, for the demolition of two residential structures located at 623 W. Ford Avenue and 332 5th Street, SE, emergency.

**ORDINANCE NO. 198-2008 AMENDING ORD. NO. 122-2004 – IMPLEMENTING TAX INCREMENT FINANCING**  
PASSED 10-27-08 Amending Section 7 of Ordinance No. 122-2004, “Implementing Tax Increment Financing,” that established the Eastern Road/New Haven Industrial Park Urban Redevelopment Tax Increment Equivalent Fund and Section 1 of the Tax Increment Financing Agreement, emergency.

**ORDINANCE NO. 199-2008 TRANSFER OF DIRECT INDICTMENT VEHICLE**  
PASSED 10-27-08 Authorizing the Law Director of the City of Barberton to transfer the Direct Indictment Vehicle to Summit County, emergency.

**ORDINANCE NO. 200-2008 SUBMIT A GRANT APPLICATION – PARKS – ODNR**  
PASSED 10-27-08 Approving the submission of a grant application by the Director of Parks and Recreation to the Ohio Department of Natural Resources, Division of Watercraft, for a Boater Safety Education Grant, not to exceed \$4,500, emergency.

**ORDINANCE NO. 201-2008 ENTER INTO CONTRACT – PARKS DEPARTMENT**

PASSED 10-27-08

Authorizing the Director of Public Service to enter into contract with Cavanaugh Building Corporation, the lowest and/or best bidder, in the amount of \$422,302, to begin renovation at Edgewood, Tuscora, and Breitenstine Parks, emergency.

**ORDINANCE NO. 202-2008 PARKS IMPROVEMENT FUND SPENDING POLICY –**

PASSED 10-27-08

**EXCESS EXPENDITURE**

An ordinance, in accordance with the “Parks Improvement Fund Spending Policy,” to authorize an expenditure of \$139,502 in excess of the allowed annual amount of \$100,000 for the purpose of funding a capital improvement project at Tuscora and Breitenstine Parks, emergency.

**ORDINANCE NO. 203-2008 ENTER INTO CONTRACT – STORMWATER DRAINAGE SYSTEM**

PASSED 10-27-08

Authorizing the Director of Public Service to enter into a professional services contract with CT Consultants, in the amount of \$65,000, to provide engineering services for the design of a Stormwater Drainage System, from Van Buren Avenue (at Grandview Avenue) to the Tuscarawas River, emergency.

**ORDINANCE NO. 204-2008 APPROPRIATION – CDBG FUND**

PASSED 10-27-08

Appropriating \$16,742.83 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Operating Budget, due to façade loan payments, in order to carry out approved CDBG related activities, emergency.

**ORDINANCE NO. 205-2008 APPROPRIATION – POLICE DEPARTMENT – WEB CHECK ID SYSTEM**

PASSED 10-27-08

Appropriating an additional \$10,000 from the Unappropriated Item of the General Fund to the Police Department Operating Budget, to cover the Web Check ID System until the end of the year, emergency.

**ORDINANCE NO. 206-2008 APPROPRIATION – PARKS DEPARTMENT**

PASSED 10-27-08

Appropriating \$239,502 from the Unappropriated Item of the Parks and Recreation Capital Improvement Fund to the Parks and Recreation Capital Budget, to utilize the funds for a capital improvement project at Edgewood, Tuscora, and Breitenstine Parks, emergency.

**ORDINANCE NO. 207-2008 BARBERTON CRA HOUSING COUNCIL APPOINTMENTS**

PASSED 11-10-08

Appointing Kurt Maurer and Matt Webb, two appointments recommended by the Housing Council, to the Barberton CRA Housing Council, for a term beginning November 2008 and ending November 2011, emergency.

**RESOLUTION NO. 208-2008 BROWNFIELD CLEANUP GRANT FUNDS – US EPA**

PASSED 11-10-08

**PETE’S SUNOCO**

Authorizing the Director of Planning to submit an application to the United States Environmental Protection Agency (US EPA) for Brownfield Cleanup Grant Funds for \$200,000, to complete the cleanup of Pete’s Sunoco Property at 496 Fourth Street, NW. emergency.

**ORDINANCE NO. 209-2008 ENTER INTO CONTRACT – BUILDING DEPARTMENT**  
**234 6th STREET, NW**

PASSED 11-10-08

Authorizing the Director of Public Service to enter into contract with Butcher & Son Excavating, Inc., in the amount of \$1,600, for the demolition of a residential structure located at 234 6th Street, NW, emergency.

**RESOLUTION NO. 210-2008 AMEND RES. NO. 99-2008 AND ATTACHMENTS**  
**RESOLUTION OF NECESSITY**

PASSED 11-10-08

**2008 RESIDENTIAL STREET RESURFACING PROGRAM**  
Amending Resolution No. 99-2008, entitled “Resolution of Necessity – 2008 Residential Street Resurfacing Program,” by deleting Broadview Avenue in Ward 1 and by adding three residences that were overlooked to the Wisteria Drive – Ward 3 attachments, emergency.

**ORDINANCE NO. 211-2008 INTENTION TO PROCEED – 2008 RESIDENTIAL STREET**  
**RESURFACING PROGRAM**

PASSED 11-10-08

Ordinance of the Council of the City of Barberton stating the intention to proceed with the 2008 Residential Street Resurfacing Program, emergency.

**ORDINANCE NO. 212-2008 LEVY OF SPECIAL ASSESSMENTS – 2008 RESIDENTIAL STREET**  
**RESURFACING PROGRAM**

PASSED 11-10-08

Levying special assessments for the improvement in the City of certain streets through the 2008 Residential Street Resurfacing Program, emergency.

**ORDINANCE NO. 213-2008 PURCHASE OF EXHAUST SYSTEMS – FIRE DEPARTMENT**

PASSED 11-10-08

Authorizing the Director of Public Safety to purchase eight (8) vehicle mounted exhaust systems from Ward Diesel Filter Systems, without competitive bidding being a sole source provider, in the amount of \$68,592, emergency.

**ORDINANCE NO. 214-2008 SALE OF PROPERTY – BARBERTON COMMUNITY FITNESS**  
**CENTER/NATATORIUM**

PASSED 11-10-08

Authorizing the Mayor to execute a “Quit Claim Deed” for the Barberton School District to take ownership of the property known as the Barberton Community Fitness Center/Natatorium, for one dollar (\$1.00), emergency.

**ORDINANCE NO. 215-2008 AMENDING ORD. NO. 224-2006 – FINANCE POLICIES**

PASSED 12-08-08

Amending Ordinance No. 224-2006, “Adoption of Policies – Finance,” by changing the attachment titled “Travel and Meal Reimbursement Policy,” emergency.

**ORDINANCE NO. 216-2008 APPROPRIATION – FIRE DEPARTMENT**

PASSED 11-10-08

Appropriating \$59,850 from the Unappropriated Item of the FEMA Fund to the FEMA Fund Capital Budget, due to the 2008 Assistance to Firefighters Grant, to be used towards the purchase of eight vehicle mounted exhaust systems, emergency.

**ORDINANCE NO. 217-2008 ENTER INTO CONTRACT – BUILDING DEPARTMENT –**  
**46-14TH STREET**

PASSED 11-24-08

Authorizing the Director of Public Service to enter into contract with Butcher & Son Excavating, Inc., in the amount of \$3,825, for the demolition of a residential structure located at 46 14th Street, NW, emergency.

**RESOLUTION NO. 218-2008 “SILVER ALERT PROGRAM”**

PASSED 11-24-08

Resolution of the Council of the City of Barberton urging the State Legislature to enact a “Silver Alert Program” for persons with Alzheimer’s and other forms of Dementia who go missing, emergency.

**ORDINANCE NO. 219-2008 ENTER INTO CONTRACT – UTILITIES – WOOSTER ROAD NORTH REPAIRS**

PASSED 11-24-08

Authorizing the Director of Public Service to enter into contract with Kenmore Construction, in the amount of \$16,000, for storm sewer and road repairs on Wooster Road North, emergency.

**ORDINANCE NO. 220-2008 LEASE AGREEMENT – AT & T**

PASSED 11-24-08

Authorizing the Mayor to enter into a Lease Agreement with AT& T to lease space at the Water Tower for a maximum of 25 years, emergency.

**ORDINANCE NO. 221-2008 TRANSFER OF PROPERTY – BARBERTON CITY SCHOOL DISTRICT**

PASSED 11-24-08

Authorizing the Mayor to execute a “Quit Claim Deed” for the Barberton City School District to take ownership of a parcel #0102100, located on the corner of Fuller Street and Third Street, NW (adjacent to the Norton Homes Complex), for One Dollar (\$1.00), emergency.

**RESOLUTION NO. 222-2008 BARBERTON COMMUNITY FOUNDATION – “INVASION OF PRINCIPAL FUND”**

PASSED 11-24-08

Resolution, in accordance with Article XI, Section 4(a), of the Code of Regulations of the Barberton Community Foundation entitled, “Spending Policy and Invasion of Principal,” authorizing an invasion of the “Principal Fund” for expenditures relating to an \$8 million grant to Barberton City Schools for the purchase of Norton Homes, principal and interest payments on bank indebtedness to fund the grant, the Lake Anna YMCA Community Center debt service, the BCF Scholarship Program, and Board of Directors approved operating expenses of the Corporation, emergency.

**ORDINANCE NO. 223-2008 APPROPRIATION – BEAUTIFICATION**

PASSED 11-24-08

Appropriating \$3,000 from the Unappropriated Item of the Beautification Fund to the Beautification Fund Operating Budget, to utilize the funds for wages and operating supplies to complete the 2008 program, emergency.

**ORDINANCE NO. 224-2008 TRANSFER/APPROPRIATION – HEALTH DISTRICT FUND**

PASSED 11-24-08

Transferring \$8,249 from the Tobacco Grant Fund to the Health District Fund and appropriating said amount from the Unappropriated Item of the Health District Fund to the Health District Fund Budget; and authorizing the Director of Finance to close out the Tobacco Fund at the end of the calendar year, emergency.

**ORDINANCE NO. 225-2008 AMEND BARBERTON DEVELOPMENT CODE – “INTERNET CAFÉ”**

PASSED 12-08-08

Amending Chapter 1130 of the Barberton Development Code by adding “Internet Café” to Table 1130H and by adding the definition of “Internet Café” to Chapter 1360(B) as (112A), emergency.

**ORDINANCE NO. 226-2008 PROSECUTORIAL CONTRACT – CITY OF NEW FRANKLIN**

PASSED 12-08-08

Authorizing the Mayor to enter into a three-year contract with the City of New Franklin whereby the Law Department will provide prosecutorial services to the City of New Franklin for specific annual fees, emergency.

- ORDINANCE NO. 227-2008 PROSECUTORIAL CONTRACT – CITY OF GREEN**  
 PASSED 12-08-08 Authorizing the Mayor to enter into a one-year extension of the current contract with the City of Green whereby the Law Department will provide prosecutorial services to the City of Green for an additional one-year period, commencing January 1, 2009 and ending December 31, 2009, for a fee of \$28,000, emergency.
- ORDINANCE NO. 228-2008 INCREASE OF CONTRACT – ED KINTZ CONSTRUCTION**  
 PASSED 12-08-08 LAKE THEATER STONE RESTORATION PROJECT  
 Authorizing an increase in the amount of the contract with Ed Kintz construction by \$25,749.96, totaling \$78,744.96, due to unexpected issues arising at the Lake Theater Stone Restoration site, emergency.
- ORDINANCE NO. 229-2008 FOUNDATION GRANT REQUEST – PARKS – 2009 CONCERT SERIES**  
 PASSED 12-08-08 Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$30,000, to provide for the 2009 concert series at Lake Anna Park, emergency.
- ORDINANCE NO. 230-2008 FOUNDATION GRANT REQUEST – 2009 SIDEWALK REPLACEMENT AND SIDEWALK FILL-IN PROGRAM**  
 PASSED 12-08-08 Approving the submission of a grant application by the Director of Public Service to the Barberton Community Foundation, in the amount of \$50,000, for the 2009 Sidewalk Replacement and Sidewalk Fill-In Program, emergency.
- ORDINANCE NO. 231-2008 INCREASE OF CONTRACT – GPD GROUP 31ST STREET CORRIDOR PROJECT**  
 PASSED 12-08-08 Authorizing an increase in the amount of the contract with the GPD Group by \$17,900, totaling \$37,900, in order to complete the safety study of the 31st Street Corridor Project, to submit the safety funding applications, and to perform a feasibility study for stormwater improvements along Hudson Run at 31st Street, NW, emergency.
- ORDINANCE NO. 232-2008 YEAR END APPROPRIATION OF FUNDS**  
 PASSED 12-08-08 Modifying appropriations within certain funds in order to cover expenses to the end of the year, emergency.
- ORDINANCE NO. 233-2008 2009 TEMPORARY BUDGET**  
 PASSED 12-08-08 Adopting a temporary budget for various funds of the City of Barberton for the period beginning January 1, 2009, and providing for the administration thereof, emergency.
- ORDINANCE NO. 234-2008 ENTER INTO CONTRACT – SUMMIT COUNTY INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING FOR JOB CREATION AND RETENTION AND TAX INCENTIVE**  
 PASSED 12-15-08 Authorizing the Mayor to enter into contract with the County of Summit and the communities that are signatories to the attached Agreement entitled “Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Incentive” expressing a mutual desire to retain and attract businesses and jobs as outlined in said Agreement, emergency.