

ORDINANCES – 2010

RESOLUTION NO. 1-2010
PASSED 01-11-10

COMMENDATION – CHRISTOPHER J. SILVA

Resolution of the Council of the City of Barberton to honor and give public recognition to Christopher J. Silva for his 4 years of dedicated service on Barberton City Council.

RESOLUTION NO. 2-2010
PASSED 01-11-10

COMMENDATION – JAMES R. DIPPEL

Resolution of the Council of the City of Barberton to honor and give public recognition to James R. Dippel for his two years of dedicated service on Barberton City Council.

RESOLUTION NO. 3-2010
PASSED 01-11-10

COMMENDATION – SGT. PETER F. MAURER

Resolution of the Council of the City of Barberton to honor and give public recognition to Sgt. Peter F. Maurer for his 31½ years of dedicated service to the Barberton Police Department and the City of Barberton.

ORDINANCE NO. 4-2010
PASSED 01-11-10

PROVIDE SANITARY SEWER SERVICE – CITY OF NORTON

Authorizing the City of Barberton to support the requests by the City of Norton and the Summit County Department of Environmental Services (DOES) to provide sanitary sewer services to the following areas in Norton: certain sections of Greenwich Road, Oak Street, and Dorothy Court, emergency.

RESOLUTION NO. 5-2010
PASSED 01-25-10

COMMENDATION – VICKI MITCHELL

Resolution of the Council of the City of Barberton to honor and give public recognition to Vicki Mitchell for her 10 years of dedicated service to the City of Barberton as Administrative Assistant to the Director of Public Service.

ORDINANCE NO. 6-2010
PASSED 01-25-10

PURCHASE OF PROPERTY – 402 NEWELL STREET

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 402 Newell Street, for \$17,000, plus closing costs, using NSP and CDBG funding, emergency.

ORDINANCE NO. 7-2010
PASSED 01-25-10

ENTER INTO CONTRACT – PARKS – ODNR

Authorizing the Director of Parks and Recreation to enter into contract with the Ohio Department of Natural Resources (ODNR), for \$3,705, to be used for staff training, to purchase supplies and for advertising the boating program, emergency.

ORDINANCE NO. 8-2010
PASSED 01-25-10

**ENTER INTO CONTRACT – 31ST STREET NW
ROADWAY IMPROVEMENT PROJECT**

Authorizing the Director of Public Service to enter into a professional services contract with the GPD Group, in the amount of \$40,000, for engineering and design work for the 31st Street NW Roadway Improvement Project, emergency.

RESOLUTION NO. 9-2010
PASSED 01-25-10

APPLICATION FOR FEDERAL STP FUNDS – BARBERTON ROADWAY IMPROVEMENT PROJECT

Allowing the Mayor to apply for Federal Surface Transportation Program (STP) Funds programmed by the Akron Metropolitan Area Transportation Study (AMATS) to improve certain streets listed in the Barberton Roadway Improvement Project, emergency.

ORDINANCE NO. 10-2010
PASSED 01-25-10

AUTHORIZE PAYMENT – COURTS – PITNEY BOWES

Authorizing the Director of Finance to pay an invoice to Pitney Bowes, in the amount of \$7,764.93, for postage costs incurred by the Municipal Court from September 2009, emergency.

ORDINANCE NO. 11-2010
PASSED 01-25-10

APPROPRIATION – 31ST STREET NW ROADWAY IMPROVEMENT PROJECT

Appropriating \$40,000 from the Unappropriated Item of the Infrastructure Reserve Fund to the Infrastructure Reserve Fund Operating Budget, for the 31st Street NW Roadway Improvement Project, emergency.

ORDINANCE NO. 12-2010
PASSED 01-25-10

CREATE NEW FUND – APPROPRIATION – WASTEWATER TREATMENT PLANT CONSTRUCTION FUND

Authorizing the Director of Finance to create a new fund, the “Wastewater Treatment Plant Construction Fund,” and to appropriate \$4,960,661 from the Unappropriated Item of the Wastewater Treatment Plant Construction Fund to the Sewer Plant Construction Fund Capital Budget, emergency.

ORDINANCE NO. 13-2010
PASSED 01-25-10

APPROPRIATION – FIRE DEPARTMENT

Appropriating \$5,125 from the Unappropriated Item of the General Fund to the Fire Department Operating Budget, due to a grant from the Tuscora Park Health and Wellness Foundation, to complete the Fire Department Bariatric Ambulance Project, emergency.

ORDINANCE NO. 14-2010
PASSED 02-08-10

AUTHORIZING E-BAY AUCTION – ACTIVE ADULT CENTER

Authorizing the Director of Parks and Recreation to sell, by auction on eBay, two pool tables and the bariatric chairs no longer needed in the Active Adult Center, emergency.

ORDINANCE NO. 15-2010
PASSED 02-08-10

PURCHASE OF PROPERTY – 397 5TH STREET, NW

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 397 5th Street, NW, using State NSP Funds, for \$16,500, plus all closing costs, emergency.

ORDINANCE NO. 16-2010
PASSED 02-08-10

ENTER INTO CONTRACT – BCDC – RUSSELL AVENUE LANDFILL CLEANUP

Authorizing the Mayor to enter into contract with the Barberton Community Development Corporation (BCDC), in the amount of \$12,324.10, to facilitate and oversee the cleanup of Russell Avenue Landfill, emergency.

ORDINANCE NO. 17-2010
PASSED 02-08-10

LEASE AGREEMENT – CANFORA DEVELOPMENT CORPORATION

Authorizing the Mayor to enter into a five (5) year lease agreement with Canfora Development Corporation for the lease of approximately 3,835 square feet of office space for the Finance Department, emergency.

ORDINANCE NO. 18-2010
PASSED 02-08-10

**ENTER INTO CONTRACT – MUNICIPAL COURT
CAPITAL RECOVERY SYSTEMS**

Authorizing the Clerk of Courts to enter into contract with Capital Recovery Systems of Columbus, Ohio, to act as a collection agency for Barberton Municipal Court for collection of past-due court fines and costs, emergency.

ORDINANCE NO. 19-2010
PASSED 02-08-10

**APPROPRIATION – 911 PHONE SYSTEM FUND
DATA STORAGE SYSTEMS**

Appropriating \$5,000 from the Unappropriated Item of the 911 Phone System Fund to the 911 Phone System Fund Capital Budget, to assist with payment of the Data Storage Project for the City, emergency.

ORDINANCE NO. 20-2010
PASSED 02-08-10

APPROPRIATION – POLICE DEPARTMENT – JAG GRANT

Appropriating \$5,734.90 from the Unappropriated Item of the General Fund to the Police Department Capital Budget, due to the 2009 Recovery Act – Justice Assistance Grant (JAG), to complete certain projects in the Police Department, emergency.

ORDINANCE NO. 21-2010
PASSED 02-08-10

**AUTHORIZE PAYMENT – URS – SAFE ROUTES TO SCHOOL
PROGRAM**

Authorizing the Director of Finance to pay an invoice to URS, in the amount of \$15,000, to complete professional services related to the Safe Routes to School (SRTS) Implementation Plan, emergency.

ORDINANCE NO. 22-2010
PASSED 02-22-10

**1998 DPZ ANNEXATION MASTER PLAN – TEXT AMENDMENTS
NEW HAVEN NEIGHBORHOOD**

An Ordinance amending the 1998 DPZ Annexation Master Plan, New Haven Neighborhood – Architectural Guidelines, by adding certain guidelines to all Phases of the New Haven Neighborhood, except Phase 1, emergency.

ORDINANCE NO. 23-2010
PASSED 02-22-10

PURCHASE OF PROPERTY – 64 W. HUSTON

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 64 W. Huston, using State NSP Funds, for \$10,000, plus all closing costs, emergency.

ORDINANCE NO. 24-2010
PASSED 02-22-10

2010 COMMUNITY RECYCLING ACCESS GRANT

Approving the submission of a grant application by the Director of Parks and Recreation for the 2010 Community Recycling Access Grant from the Summit/Akron Solid Waste Management Authority, in the amount of \$25,380.41, for Barberton's upcoming recycling program, emergency.

ORDINANCE NO. 25-2010
PASSED 02-22-10

ADOPTING THE AFSCME CONTRACT

Adopting and approving a one-year collective bargaining agreement between the City of Barberton and the American Federation of State, County and Municipal Employees (AFSCME), Local 265, emergency.

ORDINANCE NO. 26-2010
PASSED 02-22-10

**APPROPRIATION – PARKS DEPARTMENT – SECURITY SYSTEM
PROJECT**

Appropriating \$25,000 from the Unappropriated Item of the General Fund to the Parks Department Operating Budget, due to a grant from the Barberton Community Foundation, to complete the security system project, emergency.

ORDINANCE NO. 27-2010
PASSED 02-22-10

CHANGE ORDER – I2C - PARKS

Authorizing a change order in the amount of \$25,000 with I2C, from \$200,000 to \$225,000, to complete a security system project that monitors park land, emergency.

ORDINANCE NO. 28-2010
PASSED 03-08-10

ENTER INTO CONTRACT – LAW DEPARTMENT – LEGAL DEFENDER’S OFFICE

Authorizing the Law Director to enter into a one-year contract with the Legal Defender’s Office of Summit County, to provide legal representation to indigent persons, emergency.

ORDINANCE NO. 29-2010
PASSED 03-08-10

ENTER INTO CONTRACT – GCS INDUSTRIAL SERVICES – ENVIRONMENTAL ABATEMENT

Authorizing the Director of Public Service to enter into contract with GCS Industrial Services, LTD, the lowest and/or best bidder, in the amount of \$72,820, using CDBG and/or NSP Funds, for the environmental abatement of seven (7) city owned residential structures, emergency.

ORDINANCE NO. 30-2010

CANCELLATION OF CONTRACT – BARBERTON BOARD OF HEALTH / CITY OF BARBERTON

Authorizing the Mayor to cancel the current contract between the Barberton Board of Health and the City of Barberton, emergency.

ORDINANCE NO. 31-2010
PASSED 03-08-10

AUTHORIZE PAYMENT – UTILITIES

Authorizing the Director of Finance to pay an invoice to Agri-Sludge, Inc. in the amount of \$12,740, for hauling services during the month of January, emergency.

ORDINANCE NO. 32-2010
PASSED 03-08-10

AMENDING THE CODE OF REGULATIONS OF THE BARBERTON COMMUNITY FOUNDATION

Amending Article III, Sections 1 and 2, of the Code of Regulations of the Barberton Community Foundation by adding to the Board of Directors an Ex-Officio Director, appointed by the Barberton School Board, to ensure the majority of the Members of the Foundation’s Board of Directors are appointed by supporting organizations, emergency.

RESOLUTION NO. 33-2010

COMMENDATION – DAVID ALEXANDER STAVARZ

Resolution of the Council of the City of Barberton to honor and give public recognition to David Alexander Stavarz for the determination and commitment he demonstrated to become an Eagle Scout.

ORDINANCE NO. 34-2010
PASSED 03-22-10

ENTER INTO CONTRACT – GRAND BLVD. ROADWAY AND STORM SEWER PROJECT

Authorizing the Director of Public Service to enter into a professional services contract with Floyd Browne Group, in the amount of \$42,500, to provide construction administration and inspection for the Grand Boulevard Roadway and Storm Sewer Project, emergency.

RESOLUTION NO. 35-2010
PASSED 03-22-10

ENTER INTO CONTRACT – ODOT – 15TH STREET BRIDGE RECONSTRUCTION – FINAL RESOLUTION

Authorizing the Director of Public Service to enter into contract with the Ohio Department of Transportation (ODOT) to reconstruct the 15th Street Bridge over ABC Railroad, for \$392,963, emergency.

RESOLUTION NO. 36-2010
PASSED 03-22-10

SUMMIT ROAD/GLENN STREET WATER TRANSMISSION MAIN REPLACEMENT PROJECT

Authorizing participation and ratifying prior participation of the City of Barberton, Summit County, Ohio, with the Department of the Army, Corps of Engineers, for the design and construction of the Summit Road/Glenn Street Water Transmission Main Replacement Project, and authorizing the Mayor of the City of Barberton, and other appropriate city officials, to act for and on behalf of the City of Barberton, in executing, accepting or otherwise approving all documents, agreements, instruments, or other necessary papers required by the Department of the Army to implement said participation in the Project, emergency.

ORDINANCE NO. 37-2010
PASSED 03-22-10

PURCHASE OF AMBULANCE

Authorizing the Director of Public Safety to enter into contract with Pfund Superior Sales to purchase a 2009 Wheeled Coach Ambulance for the cost of \$112,089, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.

ORDINANCE NO. 38-2010
PASSED 03-22-10

ENTER INTO CONTRACT – ORIANA HOUSE

Authorizing the Mayor to enter into a one-year contract with Oriana House Incorporated for the 2010 Community Corrections Services, emergency.

ORDINANCE NO. 39-2010
PASSED 03-22-10

LEASE PURCHASE AGREEMENT – FIRE DEPARTMENT

Authorizing the Director of Finance to enter into a three-year Lease Purchase Agreement with FirstMerit Bank, to finance a 2009 Wheeled Coach Ambulance for \$112,089, emergency.

ORDINANCE NO. 40-2010
PASSED 03-22-10

APPROPRIATION – FIRE DEPARTMENT

Appropriating \$4,500 from the Unappropriated Item of the General Fund to the Fire Department Operating Budget, for the purchase of various EMS equipment, due to a grant from the State of Ohio Division of EMS, emergency.

ORDINANCE NO. 41-2010
PASSED 03-22-10

OVERRIDING THE MINIMUM FUND BALANCE POLICY

Approving the overriding of the Minimum Fund Balance Policy for the General Fund for 2010 and the attached plan for returning to the Policy, emergency.

ORDINANCE NO. 42-2010
PASSED 03-22-10

2010 BUDGET

Adopting a budget for various funds of the City of Barberton for the period beginning January 1, 2010, and providing for the administration thereof, emergency.

ORDINANCE NO. 43-2010
PASSED 03-22-10

2010 CAPITAL BUDGET

Adopting an annual capital budget for various funds of the City of Barberton for the period beginning January 1, 2010, and providing for the administration thereof, emergency.