

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
PASSED 06-14-10

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.

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
PASSED 04-26-10

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.

RESOLUTION NO. 44-2010
PASSED 04-05-10

ENTER INTO CONTRACT – ODOT – SR 619 SIGNALIZATION PROJECT – FINAL RESOLUTION

Final resolution authorizing the Director of Public Service to enter into contract with the Ohio Department of Transportation (ODOT) to proceed with the SR 619 Signalization Project located at Robinson Avenue and State Route 619, emergency.

ORDINANCE NO. 45-2010
PASSED 04-05-10

APPROPRIATION – SR 619 SIGNALIZATION PROJECT

Appropriating \$43,200 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Capital Budget for the SR 619 Signalization Project, emergency.

RESOLUTION NO. 46-2010
PASSED 04-12-10

COMMENDATION – ANDY WILDMAN

Resolution of the Council of the City of Barberton to honor and give public recognition to Andy Wildman for his 9 years of dedicated service to improve the Parks and City and the excellent service given to the citizens, especially the seniors.

ORDINANCE NO. 47-2010
PASSED 04-12-10

WEAPONS TRADE

Authorizing the Director of Public Safety to trade twenty-three (23) miscellaneous weapons to Vance's Law Enforcement Supply Co. for a credit of \$2,585 to be used towards the purchase of ammunition and other equipment needed by the Police Department, emergency.

ORDINANCE NO. 48-2010
PASSED 04-12-10

ENTER INTO CONTRACT – EASTERN ROAD SANITARY SEWERS

Authorizing the Director of Public Service to enter into a professional services contract with Burgess & Niple, in the amount of \$39,000, for a preliminary engineering evaluation for sanitary sewers on Eastern Road, emergency.

ORDINANCE NO. 49-2010
PASSED 04-12-10

APPROPRIATION – 15TH STREET BRIDGE RECONSTRUCTION PROJECT

Appropriating \$392,960 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Capital Budget, for the City's share of the 15th Street Bridge Reconstruction Project, emergency.

ORDINANCE NO. 50-2010
PASSED 04-12-10

AUTHORIZE PAYMENT – UTILITIES – WWTP IMPROVEMENT PROJECT

Authorizing the Director of Finance to pay an invoice to the Ohio Water Development Authority, in the amount of \$8,501, for expenses associated with the loan for the WWTP Improvement Project, emergency.

ORDINANCE NO. 51-2010
PASSED 04-12-10

AUTHORIZE PAYMENT – UTILITIES – KENMORE CONSTRUCTION COMPANY

Authorizing the Director of Finance to pay an invoice to Kenmore Construction Company, in the amount of \$23,334.46, for emergency repairs of the sanitary sewer on West Tuscarawas Avenue in December 2009, emergency.

RESOLUTION NO. 52-2010
PASSED 04-26-10

COMMENDATION – OFFICER DANTON ADAIR

Resolution of the Council of the City of Barberton to honor and give public recognition to Officer Danton Adair for 32 years and 10 months of dedicated service to the Barberton Police Department and to this community.

ORDINANCE NO. 53-2010
PASSED 04-26-10

PURCHASE OF MIUS – UTILITIES

Authorizing the Director of Public Service to purchase 400 Meter Interface Units (MIUs) from CellNet Technology, Inc., without competitive bidding, being a sole source provider, for a total cost of \$40,800, emergency.

ORDINANCE NO. 54-2010
PASSED 04-26-10

ENTER INTO CONTRACT – SUMMIT ROAD/GLENN STREET WATER MAIN PROJECT

Authorizing the Director of Public Service to enter into a professional services contract with QCI for construction/field services for the 24” Summit Road/Glenn Street Water Main Replacement Project, in the amount of \$128,000, emergency.

ORDINANCE NO. 55-2010
PASSED 04-26-10

AMENDING ORD. NO. 242-2009 – EMPLOYEE COMPENSATION AND PAY GRADES FOR NON-BARGAINING EMPLOYEES

Amending Ord. No. 242-2009 by removing the position of Director of Parks and Recreation from Pay Grade 8 and adding the position of Director of Parks and Recreation to Pay Grade 7, emergency.

ORDINANCE NO. 56-2010
PASSED 04-26-10

APPROPRIATION – SENIOR CENTER PROGRAMS

Appropriating \$15,000 from the Unappropriated Item of the Senior Center Trust Fund to the Senior Center Trust Fund Operating Budget, due to a grant from the Tuscora Park Health and Wellness Foundation, to utilize funds for upcoming programs, emergency.

ORDINANCE NO. 57-2010
PASSED 04-26-10

APPROPRIATION – COURT COMPUTER FUND

Appropriating a total amount of \$40,000 from the Unappropriated Item of the Court Computer Fund, \$30,000 to the Court Computer Fund Operating Budget and \$10,000 to the Court Computer Fund Capital Budget to maintain and update computers in the offices of the Judges, the Clerk of Courts, and the Probation Department, emergency.

ORDINANCE NO. 58-2010
PASSED 05-10-10

ENTER INTO CONTRACT – BARBERTON TOWPATH PROJECT

Authorizing the Mayor to enter into a professional services contract with the Floyd Browne Group, in the amount of \$37,250, to perform the design phase of the Barberton Towpath Project, due to a grant from the Ohio Erie Canalway Association, emergency.

ORDINANCE NO. 59-2010
PASSED 05-10-10

CDBG FY 2010 ANNUAL ACTION PLAN

Approving the Community Development Block Grant (CDBG) FY 2010 Annual Action Plan Document and Program, emergency.

ORDINANCE NO. 60-2010
PASSED 05-10-10

ENTER INTO CONTRACT – HUD

Allowing the Mayor, via the Planning Director, to enter into contract with the Department of Housing and Urban Development (HUD), in the amount of \$818,059, in order to carry out eligible CDBG activities, emergency.

- ORDINANCE NO. 61-2010**
PASSED 05-10-10
- PURCHASE OF PROPERTY – 527 W. HOPOCAN AVENUE**
Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 527 W. Hopocan Avenue, using State NSP Funds, in an amount not to exceed \$19,500, plus closing costs, emergency.
- ORDINANCE NO. 62-2010**
PASSED 05-10-10
- ENTER INTO CONTRACT – PLANNING – USEPA**
Authorizing the Mayor, via the Planning Director, to enter into contract with the United States Environmental Protection Agency (USEPA) for \$400,000, to be used on a citywide basis, for certain Brownfield sites and property assessments, sampling plan, and community outreach/education, and emergency.
- ORDINANCE NO. 63-2010**
PASSED 05-10-10
- AMENDING BARBERTON CODIFIED ORDINANCES – SECTION 660.20 – “OPEN BURNING”**
Amending Section 660.20 of the Barberton Codified Ordinances entitled “Open Burning,” emergency.
- ORDINANCE NO. 64-2010**
PASSED 06-14-10
- AMENDING BARBERTON CODIFIED ORDINANCES – OHIO & NATIONAL FIRE CODES – CHAPTER 1604**
Amending Chapter 1604, “Ohio & National Fire Codes,” by adding a section to include that certain structures be required to have rapid entry key lock boxes on their buildings for use by the Fire Department, emergency.
- ORDINANCE NO. 65-2010**
PASSED 06-28-10
- REPEAL CHAPTER 836 – ADOPT NEW CHAPTER – BARBERTON `CODIFIED ORDINANCES – “AMUSEMENT DEVICES, SKILL-BASED AMUSEMENT MACHINES, AND ARCADES”**
Repealing Chapter 836, “Amusement Devices, Skill-Based Amusement Machines, and Arcades,” of the Barberton Codified Ordinances; and adopting a new Chapter 836 of the Barberton Codified Ordinances, emergency.
- ORDINANCE NO. 66-2010**
PASSED 05-10-10
- ENTER INTO CONTRACT – GRAND BLVD. WATERLINE PROJECT**
Authorizing the Director of Public Service to enter into a professional services contract with Floyd Browne Group, in the amount of \$43,000, for construction administration on the Grand Boulevard Waterline Project, emergency.
- ORDINANCE NO. 67-2010**
PASSED 06-14-10
- CITY SANITARY SEWERS AND WATER – RATES FOR ASSESSMENT FOR NEW LINES**
Establishing rates for assessments of property owners with no city sanitary sewers and no sewer lines and/or no water lines on their streets, emergency.
- ORDINANCE NO. 68-2010**
PASSED 06-14-10
- AMENDING BARBERTON CODIFIED ORDINANCES SECTION 1040.10 – “UTILITY BILLING REVIEW BOARD”**
Amending Section 1040.10 of the Barberton Codified Ordinances, “Utility Billing Review Board,” emergency.

ORDINANCE NO. 69-2010
PASSED 05-10-10

ENTER INTO CONTRACT – GPD GROUP

Authorizing the Director of Public Service to enter into a professional services contract with GPD Group, in the amount of \$22,000, to oversee the 2010 Street Resurfacing Program, the Sidewalk and Curb Program, and additional engineering services, as needed, emergency.

ORDINANCE NO. 70-2010
PASSED 05-10-10

ENTER INTO CONTRACT – GPD GROUP – STORMWATER ENGINEERING REVIEWS

Authorizing the Director of Public Service to enter into contract with GPD Group, in the amount of \$4,000, for Stormwater Engineering Reviews, emergency.

ORDINANCE NO. 71-2010
PASSED 05-10-10

APPROPRIATION – CRISMAN PARK PROJECT

Appropriating \$5,000 from the Unappropriated Item of the Parks and Recreation Improvement Fund to the Parks and Recreation Improvement Fund Capital Budget, to utilize insurance settlement funds for the playground reconstruction project at Crisman Park, emergency.

ORDINANCE NO. 72-2010
PASSED 05-10-10

APPROPRIATION – USEPA GRANT

Appropriating a total amount of \$400,000 from the Unappropriated Item of the General Fund to the Planning Department Operating Budget, due to a grant from the USEPA, to conduct environmental assessments on potentially contaminated properties, emergency.

ORDINANCE NO. 73-2010
PASSED 05-10-10

APPROPRIATION – CDBG FUND – FAÇADE LOAN PAYMENTS

Appropriating \$31,318.53 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, due to façade loan payments, in order to carry out eligible CDBG activities, emergency.

ORDINANCE NO. 74-2010
PASSED 05-10-10

APPROPRIATION – CDBG FUND

Appropriating \$78.00 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, due to an overpayment for the property acquisition of 1306 Auburn Avenue, emergency.

ORDINANCE NO. 75-2010
PASSED 05-10-10

APPROPRIATION – POLICE DEPARTMENT

Appropriating \$2,500 from the Unappropriated Item of the Drug Prevention and Education Fund to the Drug Prevention and Education Fund Operating Budget, to purchase supplies needed for Safety Town and other prevention programs, emergency.

ORDINANCE NO. 76-2010
PASSED 05-24-10

ENTER INTO CONTRACT – ONE COMMUNICATIONS

Authorizing the Director of Public Service to enter into a 36-month contract with OneCommunications, in the amount of \$30,000, an amount lower than the Ohio State Cooperative Purchasing price, to provide the necessary telecommunications services for city buildings, emergency.

ORDINANCE NO. 77-2010
PASSED 05-24-10

APPROPRIATION – CDBG FUND

Appropriating \$818,059 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, due to the grant from the Department of Housing and Urban Development (HUD), in order to carry out eligible FY2010 CDBG activities, emergency.

RESOLUTION NO. 78-2010
PASSED 06-14-10

COMMENDATION – SHANE SMITH

Resolution to honor and give public recognition to Shane Smith for the quick actions taken after discovering a house fire at 34 May Street on May 25, 2010, and helping to possibly save the lives of Diane Craddock and her four-year-old grandson, Jaben.

RESOLUTION NO. 79-2010
PASSED 06-14-10

COMMENDATION – OFFICER JASON STATEN

Resolution to honor and give public recognition to Officer Jason Staten for the quick actions taken after responding to the scene of a house fire at 34 May Street on May 25, 2010, and helping to possibly save the lives of Diane Craddock and her four-year-old grandson, Jaben.

RESOLUTION NO. 80-2010
PASSED 06-14-10

COMMENDATION – LT. VINCE MORBER

Resolution to honor and give public recognition to Lt. Vince Morber for the quick actions taken after responding to the scene of a house fire at 34 May Street on May 25, 2010, and helping to possibly save the lives of Diane Craddock and her four-year-old grandson, Jaben.

ORDINANCE NO. 81-2010
PASSED 06-14-10

BARBERTON CODIFIED ORDINANCE UPDATE

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; and to declare an emergency.

ORDINANCE NO. 82-2010
PASSED 06-14-10

AMENDING INTERNATIONAL PROPERTY MAINTENANCE CODE

Amending Section 304, "Exterior Structure," of the International Property Maintenance Code, by adding a regulation regarding furniture on decks, porches, balconies, and yard areas, emergency.

ORDINANCE NO. 83-2010
PASSED 06-14-10

CHANGE ORDER – SIGNAL SERVICE

Authorizing a change order for Signal Service, in the amount of \$11,407.60, for the completion of the State Street and Fifth Street Fire Station Traffic Signalization Project, emergency.

ORDINANCE NO. 84-2010
PASSED 06-28-10

ENTER INTO CONTRACT – INSURANCE COVERAGE – PROPERTY / VEHICLE / LIABILITY

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

RESOLUTION NO. 85-2010
PASSED 06-28-10

**STREET RESURFACING PROGRAMS – 2010 AND 2011
PREPARATION OF PLANS**

Authorizing the Director of Public Service to have plans, specifications, and estimates of cost prepared for the 2010 and 2011 Permissive and Non-Permissive Street Resurfacing Programs, emergency.

ORDINANCE NO. 86-2010
PASSED 05-28-10

**ENTER INTO CONTRACT – GAME TIME
CRISMAN PARK EQUIPMENT**

Authorizing the Mayor to enter into contract with GameTime to install new playground equipment at Crisman Park, for the cost of \$44,895.72, through the US Communities Program, pursuant to ORC 9.48(B)(2), emergency.

ORDINANCE NO. 87-2010
PASSED 06-28-10

FOUNDATION GRANT REQUEST – POLICE DEPARTMENT

Approving the submission of a grant application to the Director of Public Safety to the Barberton Community Foundation, in the amount of \$2,124, to update the computer for the Speed Monitoring Awareness Trailer (SMART), emergency.

ORDINANCE NO. 88-2010
PASSED 06-28-10

**SUMMIT COUNTY INTERGOVERNMENTAL MEMORANDUM OF
UNDERSTANDING FOR JOB CREATION, RETENTION, AND TAX
INCENTIVE**

Enter into contract with the County of Summit and the communities that are signatories to the attached updated 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.

ORDINANCE NO. 89-2010
PASSED 06-28-10

**AMENDING BARBERTON CODIFIED ORDINANCES
CHAPTER 880 – EARNED INCOME TAX**

Amending certain sections of Chapter 880, "Earned Income Tax," in order to be in compliance with State Law and/or Central Collection Agency regulations, emergency.

ORDINANCE NO. 90-2010
PASSED 06-28-10

**TRANSFER/APPROPRIATION – FIRE DEPARTMENT
SIGNAL SERVICE COMPANY**

Transferring \$36,167.36 from the Fire Station Construction Fund to the General Bond Retirement Fund, reducing the transfer from the Fire Capital Levy Fund to the General Bond Retirement Fund by \$36,167.36; and appropriating \$36,167.36 from the Unappropriated Item of the Fire Capital Levy Fund to the Capital Budget to pay Signal Service Company for the Traffic Signalization Project, emergency.

ORDINANCE NO. 91-2010
FAILED 07-12-10

ZONING MAP AMENDMENT – 727 WOOSTER ROAD WEST

Authorizing the rezoning of 727 Wooster Road West, from I-2 (Medium Industrial) to RM-18 (Residential Multi-Family).

ORDINANCE NO. 92-2010
PASSED 07-12-10

**ENTER INTO CONTRACTS – FY2010 CDBG ANNUAL ACTION
PLAN**

Authorizing the Mayor to enter into grant agreements and related assurances, certifications, and contracts with NDS, BCDC, and FHAA to carry out the FY2010 CDBG Annual Action Plan, emergency.

ORDINANCE NO. 93-2010
PASSED 07-12-10

ENTER INTO CONTRACT – TAC COMPUTERS, INC.

Authorizing the Mayor to enter into a three (3) year professional services contract with TAC Computers, Inc., to enhance the Police Department's Computer Aided Dispatch and Records System to include 911 computers at Dispatch, emergency.

ORDINANCE NO. 94-2010
PASSED 07-12-10

APPROPRIATION – ANNA DEAN PARK WALKWAY

Appropriating \$7,561 from the Unappropriated Item of the Parks and Recreation Improvement Fund to the Parks and Recreation Improvement Fund Capital Budget, to remove and to replace with concrete, an entrance walkway at Anna Dean Park, emergency.

ORDINANCE NO. 95-2010
PASSED 07-12-10

APPROPRIATION – CDBG FUND

Appropriating \$95,404.94 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, due to façade loan payments, in order to carry out eligible CDBG activities, emergency.

ORDINANCE NO. 96-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – CRIMSON STRUCTURES
3RD STREET, SE, STREET IMPROVEMENT**

Authorizing the Director of Public Service to enter into contract with Crimson Structures, the lowest and/or best bidder, in the amount of \$24,675, for the full improvement of 3rd Street, SE (from Robinson Avenue to Manor Care), a collaborative effort among the City, Testa, and the Barberton City Schools, emergency.

ORDINANCE NO. 97-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – UTILITIES – SNYDER AVENUE
PUMP STATION**

Authorizing the Director of Public Service to enter into a professional services contract with CT Consultants, in the amount of \$23,750, for an engineering evaluation of the Snyder Avenue Pump Station and the integrity of the force main (from the Pump Station to the WWTP), emergency.

ORDINANCE NO. 98-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – MANGANESE TREATMENT STUDY
WTP**

Authorizing the Director of Public Service to enter into a professional services contract with Gantzer Water Resources Engineering, LLC, in the amount of \$29,000, for a manganese treatment study at the Barberton Reservoir (Water Treatment Plant), emergency.

ORDINANCE NO. 99-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – UTILITIES – AUTOMATIC METER
READ SYSTEM**

Authorizing the Director of Public Service to enter into contract with Landis+Gyr, without competitive bidding being a sole source provider, for a total cost of \$103,000, to purchase 600 Meter Interface Units (MIUs) and 2,000 replacement batteries for the Automatic Meter Read (AMR) System, emergency.

ORDINANCE NO. 100-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – 888 WOOSTER ROAD WEST
REDEVELOPMENT PROJECT**

Authorizing the Mayor to enter into contract with Environmental Management Specialists, Inc., the lowest and/or best bidder, in the amount of \$699,496.83, using Clean Ohio Revitalization grant funding to complete the demolition and remediation of 888 Wooster Road West, emergency.

RESOLUTION NO. 101-2010
PASSED 07-26-10

TAX INCENTIVE REVIEW COUNCIL – PPG INDUSTRIES, INC.

Resolution accepting the recommendation of the Tax Incentive Review Council regarding the Enterprise Zone Agreements within the City of Barberton (PPG Industries), emergency.

ORDINANCE NO. 102-2010
PASSED 07-26-10

CDBG FY2010 ANNUAL ACTION PLAN - AMENDMENT

Amending the Community Development Block Grant (CDBG) FY2010 Annual Action Plan Document and Program (Ordinance No. 59-2010), due to the addition of \$76,743 of Program Income, emergency.

ORDINANCE NO. 103-2010
PASSED 07-26-10

**PROPOSED CHARTER AMENDMENT – MILITARY SERVICE
MAYOR, FINANCE DIRECTOR, LAW DIRECTOR**

Provide for an election on a proposed charter amendment for the City of Barberton to eliminate a conflict related to military service for the Mayor, Finance Director, and Law Director, and for giving notice thereof, emergency.

ORDINANCE NO. 104-2010
FAILED 07-26-10

**PROPOSED CHARTER AMENDMENT – RE-DRAWING OF
WARD BOUNDARIES**

Provide for an election on a proposed charter amendment for the City of Barberton for the re-drawing of ward boundaries, and for giving notice thereof, emergency.

ORDINANCE NO. 105-2010
FAILED 07-26-10

**PROPOSED CHARTER AMENDMENT – CIVIL SERVICE
COMMISSION**

Provide for an election on a proposed charter amendment for the City of Barberton to formally provide the Civil Service Commission with the powers related to the “home rule” provision of the Ohio Constitution, and for giving notice thereof, emergency.

ORDINANCE NO. 106-2010
PASSED 07-26-10

**PROPOSED CHARTER AMENDMENT – INITIATIVE AND
REFERENDUM**

Provide for an election on a proposed charter amendment for the City of Barberton to amend the Initiative and Referendum sections to comply with State Law, and for giving notice thereof, emergency.

ORDINANCE NO. 107-2010
PASSED 07-26-10

AUTHORIZE PAYMENT – COURTS – PITNEY BOWES

Authorizing the Director of Finance to pay an invoice to Pitney Bowes, in the amount of \$4,906.76, for postage used in the Clerk of Court’s office, emergency.

ORDINANCE NO. 108-2010
PASSED 07-26-10

APPROPRIATION – STREET IMPROVEMENTS – 3RD STREET, SE

Appropriating \$24,675 from the Unappropriated Item fo the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Capital Budget, for full improvements of a certain section of 3rd Street, SE, emergency.

ORDINANCE NO. 109-2010
PASSED 07-26-10

**ENTER INTO CONTRACT – KENMORE CONSTRUCTION
SUMMIT ROAD WATER MAIN REPLACEMENT PROJECT**

Authorizing the Director of Public Service to enter into contract with Kenmore Construction Company, the lowest and/or best bidder, in the amount of \$1,571,687, for the Summit Road Water Main Replacement Project, emergency.

ORDINANCE NO. 110-2010
PASSED 07-26-10

PROPOSED CHARTER AMENDMENT – CONFLICT OF INTEREST

Provide for an election on a proposed charter amendment for the City of Barberton to amend Section 11.07, "Conflict of Interest," to be in compliance with the laws of the State of Ohio, and for giving notice thereof, emergency.

ORDINANCE NO. 111-2010
PASSED 09-13-10

**CONTRACT FOR HEALTH SERVICES – CITY OF BARBERTON /
SUMMIT COUNTY HEALTH DISTRICT**

Approving and authorizing the Union of the City's Health District with the Summit County Combined General Health District and authorizing the Mayor to enter into a contract with the Summit County Combined General Health District under Ohio Revised Code 3709.07, emergency.

ORDINANCE NO. 112-2010
PASSED 09-13-10

**ENTER INTO EMPLOYMENT AGREEMENT – CITY OF
BARBERTON / SUMMIT COUNTY HEALTH DISTRICT**

Authorizing the Mayor to enter into an Employment Agreement with the Summit County Combined General Health District, whereby certain Barberton Health Department employees will be hired by the Summit County Combined General Health District, emergency.

ORDINANCE NO. 113-2010
PASSED 09-13-10

LEASE AGREEMENT – 571 W. TUSCARAWAS AVENUE

Authorizing the Mayor to enter into a three (3) year Lease Agreement with the Summit County Combined General Health District for the lease of 571 W. Tuscarawas Avenue (the Weigand Building), emergency.

RESOLUTION NO. 114-2010
PASSED 09-13-10

COMMENDATION – CHIEF MICHAEL C. KALLAI

Resolution of the Council of the City of Barberton to honor and give public recognition to Chief Michael C. Kallai for 32 years of dedicated service to the Barberton Police Department and to this community, and to extend sympathy to the Kallai Family for their loss.

ORDINANCE NO. 115-2010
PASSED 09-13-10

**ENTER INTO CONTRACT – SPECIALIZED CONSTRUCTION
2010 CRACK SEALING PROJECT**

Authorizing the Director of Public Service to enter into contract with Specialized Construction, the only bidder, in the amount of \$49,500, for the 2010 Crack Sealing Project, emergency.

ORDINANCE NO. 116-2010
PASSED 09-13-10

**LEVY OF SPECIAL ASSESSMENTS – 2009 RESIDENTIAL
STREET RESURFACING PROGRAM**

Levying special assessments for the improvement in the City of certain streets through the 2009 Residential Street Resurfacing Program, emergency.

ORDINANCE NO. 117-2010
PASSED 09-13-10

AMEND ORDINANCE NO. 203-2008 – STORMWATER DRAINAGE SYSTEM

Amending Ordinance No. 203-2008 by changing the professional services contract with CT Consultants, in the amount of \$65,000, to provide engineering services for the design of a stormwater drainage system to improve the 5th Street NE Corridor drainage from Paige Avenue to Fairview Avenue, emergency.

ORDINANCE NO. 118-2010
PASSED 09-13-10

ENTER INTO CONTRACT – GPD GROUP – STORMWATER DESIGN SERVICES

Authorizing the Mayor to enter into contract with GPD Group, in the amount of \$40,000, for additional stormwater design services throughout the City, emergency.

ORDINANCE NO. 119-2010
PASSED 09-13-10

ENTER INTO CONTRACT – CT CONSULTANTS – GIS MAPPING UPDATES

Authorizing the Mayor to enter into contract with CT Consultants, in the amount of \$30,000, for updates of the GIS Base Map and the 2010 GIS Storm Sewer Mapping Update Program, emergency.

ORDINANCE NO. 120-2010
PASSED 09-13-10

ENTER INTO CONTRACT – WASTE MANAGEMENT

Authorizing the Mayor to enter into contract with Waste Management, in the amount of \$7,500, to continue the disposal program for street sweepings to a solid waste landfill, emergency.

ORDINANCE NO. 121-2010
PASSED 09-13-10

ENTER INTO CONTRACT – SJA PROPERTIES – NEWTON PARK PAVILION

Authorizing the Mayor to enter into contract with SJA Properties, LLC, the lowest and/or best bidder, in the amount of \$99,000, to construct a pavilion at Newton Park, emergency.

ORDINANCE NO. 122-2010
PASSED 09-13-10

PURCHASE OF PROPERTY – 203 8TH STREET, NW

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 203 8th Street, NW, using CDBG Funds, for \$12,000, plus all closing costs, emergency.

ORDINANCE NO. 123-2010
PASSED 09-13-10

SPECIAL ASSESSMENTS – DEMOLITIONS, BOARD-UPS AND WEED/GRASS CUTTINGS

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 cuttings which took place from September 2009 through August 2010, emergency.

ORDINANCE NO. 124-2010
PASSED 09-13-10

AMEND ORDINANCE NO. 216-2009 – MALCOLM PIRNIE CONTRACT

Amending Ordinance No. 216-2009 by reducing the amount of the contract with Malcolm Pirnie for the 888 Wooster Road West Clean Ohio Revitalization Fund (CORF) Project to \$813,392.17, emergency.

ORDINANCE NO. 125-2010
PASSED 09-13-10

NOTE ORDINANCE – WATER MAIN IMPROVEMENT PROJECTS
Ordinance providing for the issuance and sale of not to exceed \$500,000 of aggregate principal amount of Notes, in anticipation of the issuance of Bonds, for the purpose of improving the Municipal water system by paying the City's portion of the cost of replacing portions of the water mains in Summit Street and Grand Boulevard, both between certain termini, together with all necessary appurtenances thereto, emergency.

ORDINANCE NO. 126-2010

AMENDING ORD. NO. 243-2009 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES
Amending Section 1 of Ordinance No. 243-2009 regarding employees who are not included in the non-bargaining employees pay grade ordinance by deleting President of Council and Members of Council in this Ordinance and including them in Ordinance No 127-2010 with other elected officials.

ORDINANCE NO. 127-2010

AMENDING ORD. NO. 17-2007 – COMPENSATION FOR ELECTED OFFICIALS
Amending Ordinance No. 17-2007 to establish the compensation for certain elected officials; and to include the President of Council and Members of Council in this Ordinance.

ORDINANCE NO. 128-2010
PASSED 09-13-10

ENTER INTO CONTRACT – HUMAN RESOURCES
Authorizing the Mayor to enter into a three (3) year professional services contract with Employee Benefits International, Inc., to provide health care consultant services for the City of Barberton, emergency.

ORDINANCE NO. 129-2010
PASSED 09-13-10

APPROPRIATION – PARKS – COPIER CONTRACT
Appropriating \$10,849.69 from the Unappropriated Item of the General Fund to the Parks Department Operating Budget, in order to pay off the existing copier contract, emergency.

ORDINANCE NO. 130-2010
PASSED 09-13-10

APPROPRIATION – GPD GROUP – STORMWATER DESIGN SERVICES
Appropriating \$40,000 from the Unappropriated Item of the Stormwater Fund to the Stormwater Fund Capital Budget, in order to pay GPD Group for stormwater design services throughout the City, emergency.

ORDINANCE NO. 131-2010
PASSED 09-13-10

APPROPRIATION – CT CONSULTANTS – GIS MAPPING UPDATES
Appropriating a total amount of \$30,000 to pay CT Consultants, \$22,000 from the Unappropriated Item of the Stormwater Fund to the Stormwater Fund Capital Budget for the Base Map Update and \$8,000 from the Unappropriated Item of the Stormwater Fund to the Stormwater Fund Operating Budget for the 2010 Storm Sewer Mapping Update Program, emergency.

ORDINANCE NO. 132-2010
PASSED 09-13-10

APPROPRIATION – WASTE MANAGEMENT – STORMWATER FUND
Appropriating \$7,500 from the Unappropriated Item of the Stormwater Fund to the Stormwater Fund Operating Budget, in order to pay Waste Management to continue the disposal program for street sweepings, emergency.

ORDINANCE NO. 133-2010
PASSED 09-13-10

**TRANSFER OF FUNDS – STORMWATER FUND – UTILITY
DEPARTMENT PERSONNEL**

Transferring \$15,000 from the Stormwater Capital Budget to the Stormwater Personal Services Budget to pay Barberton Utility Department Personnel to aid in the construction of small stormwater improvement projects, emergency.

ORDINANCE NO. 134-2010
PASSED 09-13-10

**TRANSFER OF FUNDS – STORMWATER FUND – HEALTH
DISTRICT PERSONNEL**

Transferring \$4,000 from the Stormwater Operating Budget to the Stormwater Personal Services Budget to pay Barberton Health District Personnel to aid in the testing and elimination of illegal sanitary sewer connections to the storm sewer system, emergency.

ORDINANCE NO. 135-2010
PASSED 09-13-10

**APPROPRIATION – GRAND BOULEVARD ROADWAY
IMPROVEMENTS**

Appropriating \$21,250 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Operating Budget, to be used for engineering services for the Grand Boulevard Roadway Improvement, emergency.

ORDINANCE NO. 136-2010
PASSED 09-27-10

AMEND ORD. NO. 172-2009 – ENTER INTO GRANT AGREEMENTS

Amending Ordinance No. 172-2009 to make changes in the grant agreement with Malcolm Pirnie, Inc. (MPI) related to the \$200,000 USEPA Brownfield Cleanup Grant for the former Pete's Sunoco site, emergency.

ORDINANCE NO. 137-2010
PASSED 09-27-10

**ENTER INTO CONTRACT – RAY BERTOLINI TRUCKING
PETE'S SUNOCO PROJECT**

Authorizing the Mayor to enter into contract with Ray Bertolini Trucking, the lowest and/or best bidder, in the amount of \$82,000, using USEPA funding for the cleanup of the Pete's Sunoco Redevelopment Project, emergency.

ORDINANCE NO. 138-2010
PASSED 09-27-10

PURCHASE OF PROPERTY – 31 16TH STREET, NW

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 31 16th Street, NW, for \$11,000, plus closing costs, using CDBG Funds, emergency.

ORDINANCE NO. 139-2010
PASSED 09-27-10

PURCHASE OF CRUISERS – POLICE DEPARTMENT

Authorizing the Mayor 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 \$59,597.90, emergency.

ORDINANCE NO. 140-2010
PASSED 09-27-10

**APPROVAL OF CONTRACT – CITY OF BARBERTON /
ENVIROCLEAN SERVICES**

Approving the contract between the City of Barberton and Enviroclean Services, whereby the City will perform leachate treatments at the Wastewater Plant for a specific cost, emergency.

- ORDINANCE NO. 141-2010**
PASSED 09-27-10
- APPROVAL OF CONTRACT – CITY OF BARBERTON / BACKFLOW SOLUTIONS**
Approving the contract between the City of Barberton and Backflow Solutions, Inc., in the amount of \$495 per year, for a program to manage the Prevention Protection Plan for our water system, as mandated by Ohio EPA, emergency.
- ORDINANCE NO. 142-2010**
PASSED 09-27-10
- DONATION OF PROPERTY – 1306 AUBURN AVENUE**
Authorizing the Mayor to donate the property at 1306 Auburn Avenue to Habitat for Humanity of Summit County, for new construction, emergency.
- ORDINANCE NO. 143-2010**
PASSED 09-27-10
- DONATION OF PROPERTY – 281 14TH STREET, NW**
Authorizing the Mayor to donate the property at 281 – 14th Street, NW, to Habitat for Humanity of Summit County for new construction, emergency.
- RESOLUTION NO. 144-2010**
PASSED 10-11-10
- ENTER INTO CONTRACT – ODOT – REPLACE AND REMOVE SIGNS – IR 76**
Authorizing the Mayor to enter into contract with the Ohio Department of Transportation (ODOT) to replace and remove signs on IR76 within the City limits, emergency.
- ORDINANCE NO. 145-2010**
PASSED 09-27-10
- HEALTH FAIR/HEALTH RISK ASSESSMENT – HUMAN RESOURCES DEPARTMENT**
Allowing City of Barberton employees who participate in the 2010 City of Barberton Health Fair on October 27th and who complete a required Health Risk Assessment to receive relief of up to \$50 from the employee health contributions, emergency.
- ORDINANCE NO. 146-2010**
WITHDRAWN – 09-27-10
- ORDINANCE NO. 147-2010**
PASSED 09-27-10
- APPROPRIATION – POLICE DEPARTMENT – PURCHASE OF CRUISERS**
Appropriating \$67,697.90 from the Unappropriated Item of the Law Enforcement Trust Fund to the Police Department Capital Budget, to purchase three (3) vehicles for the Police Department, emergency.
- ORDINANCE NO. 148-2010**
PASSED 10-11-10
- AUTHORIZE PAYMENT – UTILITIES – KENMORE CONSTRUCTION**
Authorizing the Director of Finance to pay an invoice to Kenmore Construction Company, in the amount of \$22,693.53, for emergency services performed the month of June 2010, emergency.
- ORDINANCE NO. 149-2010**
PASSED 10-11-10
- PURCHASE OF REPLACEMENT PUMPS – SNYDER AVENUE PUMP STATION**
Authorizing the purchase of two (2) Allis-Chalmers Pumps for the Snyder Avenue Pump Station, from King’s Process Equipment, in the total amount of \$49,342, the lowest and/or best bidder, emergency.

ORDINANCE NO. 150-2010
PASSED 10-11-10

OPWC GRANT APPLICATION – HOPOCAN AVENUE WATERLINE REPAIR PROJECT

Authorizing the Mayor of the City of Barberton to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Programs, and to execute contracts, as required, for the Hopocan Avenue Waterline Repair Project, emergency.

ORDINANCE NO. 151-2010
PASSED 10-11-10

ENTER INTO CONTRACT – DIRECT INDICTMENT SERVICES

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 Direct Indictment Services Program, in an amount not to exceed \$27,000, emergency.

ORDINANCE NO. 152-2010
PASSED 10-11-10

PURCHASE OF PROPERTY – 922 RAYMOND

Authorizing the Mayor, or his designee, to execute an agreement to purchase the vacant lot at 922 Raymond, for \$3,000 plus closing costs, using CDBG Funds, emergency.

ORDINANCE NO. 153-2010
PASSED 10-11-10

TRANSFER OF PROPERTY – 922 RAYMOND

Authorizing the Mayor to execute a "Quit Claim Deed" for Habitat for Humanity to take ownership of the property located at 922 Raymond, for One Dollar (\$1.00), emergency.

ORDINANCE NO. 154-2010
PASSED 10-11-10

ZONING MAP AMENDMENT – VARIOUS PARCELS – WOOSTER ROAD NORTH

Authorizing the rezoning of various parcels on Wooster Road North, Parcels #01.02479, 01.14379, 01.02478, and 01.10569, from RM-18 (Residential Multi-Family) to C-3 (Community Center Commercial).

ORDINANCE NO. 155-2010
FAILED 10-11-10

ZONING MAP AMENDMENT – 727 WOOSTER ROAD WEST

Authorizing the rezoning of 727 Wooster Road West, Parcel #01.08855, from I-2 (Medium Industrial) to C-3 (Community Center Commercial).

ORDINANCE NO. 156-2010
PASSED 10-11-10

ENTER INTO CONTRACT – BROWNFIELD RESTORATION GROUP

Authorizing the Mayor to enter into a professional services contract with Brownfield Restoration Group, LLC, to assist the City in completing the \$400,000 USEPA Brownfield Assessment Grant.

ORDINANCE NO. 157-2010
PASSED 10-11-10

AMENDING INTERNATIONAL PROPERTY MAINTENANCE CODE

Amending Section 404, "Occupancy Limitations," by adding "Temporary Housing"; and amending Section 202, "General Definition," by adding the definition of Temporary Housing to said Section.

ORDINANCE NO. 158-2010
PASSED 10-11-10

CERTIFYING PROPERTY TAX RATES

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 2011, emergency.

ORDINANCE NO. 159-2010
PASSED 10-11-10

ADVANCE OF LOCAL TAXES

Authorizing the advance of local taxes by the County Fiscal Office for the 2010 Tax Year, payable in 2011, emergency.

ORDINANCE NO. 160-2010
PASSED 10-11-10

NOTE ORDINANCE – ROBINSON AVENUE IMPROVEMENT PROJECT

Providing for the issuance and sale of \$240,000 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. 161-2010
PASSED 10-11-10

NOTE ORDINANCE – FIFTH STREET IMPROVEMENT PROJECT

Providing for the issuance and sale of \$160,000 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. 162-2010
PASSED 10-11-10

ENTER INTO CONTRACT – H.M. MILLER CONSTRUCTION GRAND BLVD. WATER MAIN REPLACEMENT PROJECT

Authorizing the Mayor to enter into contract with H.M. Miller Construction, the lowest and/or best bidder, in the amount of \$228,200, for the Grand Boulevard Water Main Replacement Project, to support the required "Request to Proceed" from OPWC, emergency.

RESOLUTION NO. 163-2010
PASSED 10-25-10

COMMENDATION – NICOLE FISHER

Resolution of the Council of the City of Barberton to honor and give public recognition to Nicole Fisher for being chosen the 2010 American Legion Buckeye Girls State Representative from Barberton High School.

RESOLUTION NO. 164-2010
PASSED 10-25-10

COMMENDATION – IAN MC CARTHY

Resolution of the Council of the City of Barberton to honor and give public recognition to Ian McCarthy for being chosen the 2010 American Legion Buckeye Boys State Representative from Barberton High School.

RESOLUTION NO. 165-2010
PASSED 10-25-10

COMMENDATION – VANJA RADUKA

Resolution of the Council of the City of Barberton to honor and give public recognition to Vanja Raduka for being chosen the 2010 American Legion Buckeye Girls State Representative from Barberton High School.

ORDINANCE NO. 166-2010
PASSED 10-25-10

CREATE NEW FUND – "RENTAL REGISTRATION PROGRAM FUND"

Authorizing the Director of Finance to create a new fund, the "Rental Registration Program Fund," to account for the monies collected from the Rental Registration Program, emergency.

ORDINANCE NO. 167-2010
PASSED 10-25-10

PURCHASE OF PROPERTY – 69-15TH STREET, NW

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 69-15th Street, NW, in the amount of \$9,900, plus closing costs, using CDBG Funding, emergency.

- ORDINANCE NO. 168-2010**
PASSED 10-25-10
- APPROPRIATION – FUND 251**
Appropriating \$2,000 from the Unappropriated Item of the Rental Rehabilitation Fund (Fund 251) to the Rental Rehabilitation Fund Operating Costs, due to a grant from the Ohio Department of Development, to be used by the Building Department, emergency.
- ORDINANCE NO. 169-2010**
PASSED 10-25-10
- APPROPRIATION – PARKS DEPARTMENT**
Appropriating \$16,660 from the Unappropriated Item of the Parks Capital Improvement Fund to the Parks Improvement Capital Outlay Budget, in order to remove the existing wading pools from the parks, emergency.
- ORDINANCE NO. 170-2010**
PASSED 10-25-10
- APPROPRIATION - PARKS**
Appropriating \$2,055.47 from the Unappropriated Item of the Parks Capital Improvement Fund to the Parks Improvement Capital Outlay Budget, in order to complete the Crisman Park Playground Project, emergency.
- ORDINANCE NO. 171-2010**
PASSED 11-01-10
- APPROPRIATION – LAW DEPARTMENT**
Appropriating \$118,000 from the Unappropriated Item of the General Fund to Law Department Operating Costs, for professional services, emergency.
- ORDINANCE NO. 172-2010**
PASSED 11-08-10
- ENTER INTO AGREEMENT – OHIO PUBLIC WORKS COMMISSION
GRAND BLVD. WATERLINE PROJECT**
Authorizing the Mayor to enter into a loan agreement with the Ohio Public Works Commission, District 8, in the amount of \$250,000, for the Grand Boulevard Waterline Project, emergency.
- ORDINANCE NO. 173-2010**
PASSED 11-08-10
- ENTER INTO CONTRACT – WASTE MANAGEMENT**
Authorizing the Mayor to enter into contract with Waste Management, extending the current contract for the second-year option, for residential curbside garbage/recycle collection in the City of Barberton, emergency.
- ORDINANCE NO. 174-2010**
PASSED 11-08-10
- “REFUSE COLLECTION AND DISPOSAL PROGRAM”
AMENDING ORD. NO. 203-2009**
Amending Ord. No. 203-2009, “Refuse Collection and Disposal Program,” to reflect an increase in the monthly service fee (Section 1060.08), due to the contract price adjustment for the second-year option of the current contract, emergency.
- RESOLUTION NO. 175-2010**
PASSED 11-08-10
- NATIONAL LEAD POISONING PREVENTION WEEK**
Resolution of the Council of the City of Barberton to support “National Lead Poisoning Prevention Week,” to increase awareness of the importance of a lead free home environment that is safe for children, emergency.
- ORDINANCE NO. 176-2010**
PASSED 11-08-10
- ENTER INTO CONTRACT – LAW DEPARTMENT
LEGAL DEFENDER’S OFFICE – SUMMIT COUNTY**
Authorizing the Mayor 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. 177-2010**
PASSED 11-08-10
- TRANSFER OF FUNDS – RENTAL REGISTRATION PROGRAM FUND**
Transferring \$72,975 from the General Fund to the Rental Registration Program Fund, to comply with Section VIII(I) of Ordinance No. 65-2009, emergency.
- ORDINANCE NO. 178-2010**
PASSED 11-08-10
- ENTER INTO CONTRACT – LAW DEPARTMENT**
Authorizing the Mayor to enter into contract with Brouse McDowell, in the amount of \$118,000, for professional services, emergency.
- ORDINANCE NO. 179-2010**
PASSED 11-22-10
- PURCHASE DUMP TRUCK - UTILITIES**
Authorizing the Mayor to enter into contract with Henderson Truck Equipment – Ohio, to purchase a 2011 dump truck for the cost of \$90,685, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.
- ORDINANCE NO. 180-2010**
PASSED 12-20-10
- ENTER INTO CONTRACT – QUASAR ENERGY GROUP FEASIBILITY STUDY – ANAEROBIC DIGESTION PLANT**
Authorizing the Mayor to enter into a professional services contract with Quasar Energy Group, in the amount of \$50,000, to commence with Part One of an Energy Feasibility Study for an Anaerobic Digestion Plant at the WWTP, emergency.
- ORDINANCE NO. 181-2010**
PASSED 11-22-10
- FAÇADE LOAN REIMBURSEMENT**
Authorizing the Director of Finance to reimburse Mrs. Joyce Naumoff a total amount of \$17,423.44, due to a CDBG façade loan overpayment, emergency.
- ORDINANCE NO. 182-2010**
PASSED 12-13-10
- AMEND ORDINANCE NO. 65-2010 – “AMUSEMENT DEVICES, SKILL-BASED AMUSEMENT MACHINES, AND ARCADES”**
Amending Section III(b) – “Location,” of Ord. No. 65-2010, “Amusement Devices, Skill-Based Amusement Machines, and Arcades,” Chapter 836 of the Barberton Codified Ordinances, in order to change the number of feet from 500 to 1,000 to be consistent with Section III(a) due to an oversight in the original draft, emergency.
- ORDINANCE NO. 183-2010**
PASSED 12-13-10
- 2011 RESIDENTIAL DEMOLITION PROGRAM
ENTER INTO CONTRACT – BUTCHER & SON**
Authorizing the Mayor to enter into contract with Butcher & Son Excavating, Inc., the lowest and/or best bidder, for the 2011 Residential Demolition Program, in the amount of \$3,160 per dwelling for the demolition of 25, more or less, residential structures, using CDBG and/or General Funds, emergency.
- ORDINANCE NO. 184-2010**
PASSED 12-13-10
- PURCHASE OF PROPERTY – 194 WOOSTER ROAD NORTH**
Authorizing the Mayor, or his designee, to purchase the property at 194 Wooster Road North, using CDBG Funds, in an amount not to exceed \$12,000, plus closing costs, emergency.
- ORDINANCE NO. 185-2010**
PASSED 12-13-10
- PURCHASE OF PROPERTY – 702 W. PAIGE AVENUE**
Authorizing the Mayor, or his designee, to purchase the property at 702 W. Paige Avenue, using CDBG Funds, in an amount not to exceed \$12,000, plus closing costs, emergency.

RESOLUTION NO. 186-2010
PASSED 12-13-10

**SUBMIT GRANT APPLICATION
CLEAN OHIO REVITALIZATION FUND**

Authorizing the City of Barberton to file an application to the State of Ohio to participate in the Clean Ohio Revitalization Fund (CORF) for the former Seiberling Office Redevelopment Project property, emergency.

ORDINANCE NO. 187-2010
PASSED 12-20-10

DONATION OF CANNON

Authorizing the Mayor to donate the Lake Anna Cannon, owned by the City, to the Barberton Historical Society, emergency.

RESOLUTION NO. 188-2010
PASSED 12-13-10

**SUMMIT/AKRON SOLID WASTE MANAGEMENT AUTHORITY
"RECYCLING DROP-OFF PROGRAM"**

Authorizing the Mayor to enter into Agreement with the Summit/Akron Solid Waste Management Authority and to adopt the "Recycling Drop-Off Program" for the City of Barberton, emergency.

RESOLUTION NO. 189-2010
PASSED 12-20-10

**BARBERTON COMMUNITY FOUNDATION
"SPENDING POLICY – INVASION OF PRINCIPAL FUND"**

Authorizing certain amendments to Article XI, Section 4(a) of the Code of Regulations of the Barberton Community Foundation entitled, "Spending Policy and Invasion of Principal," in order to further ensure the perpetuity of the "Principal Fund" and to improve the ability to grant on a regular basis, emergency.

ORDINANCE NO. 190-2010
PASSED 12-20-10

**ENTER INTO USERS AGREEMENT
GOV DEALS ONLINE SURPLUS AUCTIONS**

Authorizing the Mayor to enter into a Users Agreement with GovDeals Online Surplus Auctions, to sell by auction online and to dispose of equipment, vehicles, and property the Director of Public Service, the Police Chief, and the Fire Chief deem to be no longer needed for any municipal purpose, emergency.

ORDINANCE NO. 191-2010
PASSED 12-20-10

**REPEAL OF CHAPTER 856 – TAXICABS
BARBERTON CODIFIED ORDINANCES – ADOPT NEW CHAPTER**

Adopting a new Chapter 856, "Taxicabs," of the Barberton Codified Ordinances, and repealing Chapter 856 of the Barberton Codified Ordinances, emergency.

ORDINANCE NO. 192-2010
PASSED 12-20-10

**ENTER INTO CONTRACT – GINOSKO LABORATORIES
WWTP ANALYTICAL SERVICES CONTRACT**

Authorizing the Mayor to enter into a two-year professional services contract with Ginosko Laboratories, for analytical services in 2011 and 2012 for the WWTP, emergency.

ORDINANCE NO. 193-2010
PASSED 12-20-10

ENTER INTO CONTRACT – KENMORE CONSTRUCTION

Authorizing the Mayor to enter into contract with Kenmore Construction Company, in the amount of \$12,225.12, for an emergency repair performed at the intersection of Barber Road and Morgan, emergency.

ORDINANCE NO. 194-2010
PASSED 12-20-10

**NEW SANITARY SEWERS – NORTON
OAK STREET AND GREENWICH ROAD**

Authorizing and directing the Mayor of the City of Barberton to approve short term relief in the amount charged for system development charges (SDCs) to certain Norton residents, of residential parcels only, who tie-in to the new sewer lines on Oak Street and Greenwich Road, emergency.

RESOLUTION NO. 195-2010
PASSED 12-20-10

ENTER INTO CONTRACT – ODOT – EASTERN ROAD PROJECT

Authorizing the Mayor to enter into contract with the Ohio Department of Transportation (ODOT) to proceed with the Eastern Road Project, emergency.

ORDINANCE NO. 196-2010
PASSED 12-20-10

APPROVAL OF CONTRACT – AUTHORIZE PAYMENT – UTILITIES

Approving the contract with Kenmore Construction Company in September 2010 and authorizing the Director of Finance to pay an invoice to Kenmore Construction Company, in the amount of \$18,427.84, for an emergency sewer repair on 16th Street, NW, in September 2010, emergency.

ORDINANCE NO. 197-2010
PASSED 12-20-10

APPROPRIATION – CDBG FUND

Appropriating \$7,268.89 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, due to the façade loan payment, in order to carry out eligible CDBG activities, emergency.

ORDINANCE NO. 198-2010
PASSED 12-20-10

YEAR END APPROPRIATION OF FUNDS

Modifying appropriations within certain funds in order to cover expenses to the end of the year, emergency.

RESOLUTION NO. 199-2010
PASSED 12-20-10

2011 TEMPORARY BUDGET

Adopting a temporary budget for various funds of the City of Barberton for the period beginning January 1, 2011, and providing for the administration thereof, emergency.

ORDINANCE NO. 200-2010
PASSED 12-20-10

**2011 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 in 2011, 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. 201-2010
PASSED 12-20-10

**AMEND ORD. NO. 191-2004 – SANITARY SEWER
SYSTEM DEVELOPMENT CHARGES**

Amending the "System Development Charge Administration" Section of Ordinance No. 191-2004 by approving relief in the amount charged for System Development Charges (SDCs) for certain City of Barberton residents, of residential parcels only, who tie-in to sewer lines, emergency.

ORDINANCE NO. 202-2010
PASSED 12-20-10

AUTHORIZE PAYMENT – SPECIALIZED CONSTRUCTION

Authorizing the Director of Finance to pay an invoice to Specialized Construction, in the amount of \$49,469, for the 2010 Joint Crack Sealing Program, emergency.

ORDINANCE NO. 203-2010
PASSED 12-20-10

**AMENDING ORD. NO. 55-2010
EMPLOYEE COMPENSATION AND PAY GRADES FOR
NON-BARGAINING EMPLOYEES**

Amending Ordinance No. 55-2010, "Employee Compensation and Pay Grades for Non Bargaining Employees," by continuing, through 2011, the 3.95% reduction implemented in the salary of each exempt and non-exempt employee in Sections 1 and 2 and eliminating anniversary increases for 2010/2011; and adding five (5) personal days for a total of seven (7) personal days for 2011, emergency.

ORDINANCE NO. 204-2010
PASSED 12-20-10

**AMENDING ORD. NO. 243-2009 – EMPLOYEES
NOT INCLUDED IN THE NON-BARGAINING PAY GRADES**

Amending Ordinance No. 243-2009, "Employees Not Included in Non-Bargaining Pay Grades," by deleting "Project" from the Part Time Project Assistant to Manager of Water Treatment title; and continuing, through 2011, the 3.95% reduction in the salaries of the Director of Public Service, the Clerk of Council, and the Director of Public Safety; and adding five personal days in 2011 for the employees so stated, emergency.