

## ORDINANCES – 2011

**ORDINANCE NO. 1-2011**

PASSED 01-10-11

**ENTER INTO CONTRACT – GRAND BLVD. PROJECT**

Authorizing the Mayor to enter into contract with Perrin Asphalt, the lowest and/or best bidder, in the amount of \$377,666.25, for the Grand Blvd. Storm Sewer and Road Restoration Project, emergency.

**ORDINANCE NO. 2-2011**

PASSED 01-10-11

**FOUNDATION GRANT REQUEST – PARKS**

Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$2,000, to assist in providing a Summer Youth Basketball Program for Barberton children, emergency

**ORDINANCE NO. 3-2011**

PASSED 01-10-11

**ENTER INTO CONTRACT – COM DOC, INC.**

Authorizing the Mayor to enter into a three-year contract, with the option of two, one-year extensions, with ComDoc, Inc., the lowest and/or best bidder, for the lease of copy machines for the City, in the amount of \$16,089.48 per year, emergency.

**ORDINANCE NO. 4-2011**

PASSED 01-10-11

**ENTER INTO DEVELOPMENT PARTNER AGREEMENT  
BARBERTON LAND IMPROVEMENT CORPORATION**

Authorizing the Mayor to enter into a Development Partner Agreement with the Barberton Land Improvement Corporation for the development of the Former Seiberling Tire and Rubber Company Building, emergency.

**ORDINANCE NO. 5-2011**

PASSED 01-10-11

**ENTER INTO CONTRACT – SUPERIOR DENTAL CARE**

Authorizing the Mayor to enter into a two-year contract with Superior Dental Care to provide dental coverage for Police, Fire, and Non-Bargaining employees, for approximately \$121,000 per year, commencing January 1, 2011 and ending on December 31, 2012, emergency.

**ORDINANCE NO. 6-2011**

PASSED 01-10-11

**APPROPRIATION – GRAND BLVD., BROADVIEW,  
AND ELMWOOD STREET**

Appropriating \$185,000 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Capital Budget and \$238,000 from the Unappropriated Item of the Storm Sewer Management Fund to the Storm Sewer Management Fund Capital Budget, for a total amount of \$423,000, for the construction of the roadway and storm sewer improvements on Grand Boulevard, Broadview, and Elmwood Street, emergency.

**RESOLUTION NO. 7-2011**

PASSED 01-24-11

**FILE APPLICATION – STATE OF OHIO – DOWNTOWN TOWPATH  
TRAILHEAD PROJECT**

Authorizing the City of Barberton (the Mayor) to file an application to the Ohio Department of Natural Resources to participate in the 2011 Recreational Trails Program & Clean Ohio Trail Fund, to receive financial assistance for the Downtown Towpath Trailhead Project, emergency.

**ORDINANCE NO. 8-2011**  
PASSED 01-24-11

**ENTER INTO AGREEMENT – LAW DEPARTMENT**

Authorizing the Mayor to enter into an agreement with Selective Insurance Company for the final release and assignment on the Clarence Elkins Case, emergency.

**ORDINANCE NO. 9-2011**  
PASSED 01-24-11

**APPROPRIATION – CT CONSULTANTS – 5<sup>TH</sup> STREET NE TO VAN BUREN ROADWAY PROJECT**

Appropriating \$25,000 from the Unappropriated Item of the Stormwater Management Fund to the Stormwater Management Fund Capital Budget, for CT Consultants, for the 5<sup>th</sup> Street NE to Van Buren Roadway Improvement Project, emergency.

**RESOLUTION NO. 10-2011**  
PASSED 02-14-11

**COMMENDATION – PEG MYERS**

Resolution of the Council of the City of Barberton to honor and give public recognition to Peg Myers for 26 ½ years of dedicated service to the Barberton Police Department and to this community.

**ORDINANCE NO. 11-2011**  
PASSED 02-14-11

**ENTER INTO CONTRACT – SAFETY STUDY  
STATE STREET AND WOOSTER ROAD NORTH**

Authorizing the Mayor to enter into contract with URS Corporation, in the amount of \$13,000, to perform a safety study at the intersection of State Street and Wooster Road North, emergency.

**ORDINANCE NO. 12-2011**  
PASSED 02-14-11

**ZONING MAP AMENDMENT – 771 AND 779 WOOSTER ROAD N.**

Authorizing the rezoning of 771 and 779 Wooster Road North, Parcel #01.14378, from RM-18 (Residential Multi-Family) to C-3 (Community Center Commercial).

**ORDINANCE NO. 13-2011**  
PASSED 02-14-11

**AUTHORIZE PAYMENT – WARWICK COMMUNICATIONS**

Authorizing the Director of Finance to pay an invoice to Warwick Communications, Inc., in the amount of \$10,849.56, for the 2011 maintenance contract for the City's existing phone system, emergency.

**ORDINANCE NO. 14-2011**  
PASSED 02-14-11

**APPROPRIATION – URS CORPORATION – SAFETY STUDY**

Appropriating \$13,000 from the Unappropriated Item of the City Grant Fund to the City Grant Fund Operating Budget, to pay URS Corporation for a safety study at the intersection of State Street and Wooster Road North, emergency.

**ORDINANCE NO. 15-2011**  
PASSED 02-14-11

**APPROPRIATION – POLICE DEPARTMENT**

Appropriating \$7,300 from the Unappropriated Item of the Law Enforcement Trust Fund to the Law Enforcement Trust Fund Capital Budget, to be used for cruiser outfitting and equipping, emergency.

**RESOLUTION NO. 16-2011**  
PASSED 02-28-11

**COMMENDATION – PAUL DILWORTH**

Resolution of the Council of the City of Barberton to honor and give public recognition to Paul Dilworth for the determination and commitment he demonstrated to become an Eagle Scout at the age of 14.

- ORDINANCE NO. 17-2011**  
PASSED 02-28-11
- PURCHASE OF PROPERTY – 190 15<sup>TH</sup> STREET NW**  
Authorizing the Mayor to execute an agreement to purchase the property at 190 15<sup>th</sup> Street, NW, in an amount not to exceed \$7,000, plus closing costs, using CDBG Funds, emergency.
- ORDINANCE NO. 18-2011**  
PASSED 02-28-11
- 2011 COMMUNITY RECYCLING ACCESS GRANT**  
Approving the submission of a grant application by the Director of Parks and Recreation for the 2011 Community Recycling Access Grant from the Summit/Akron Solid Waste Management Authority, in the amount of \$24,316.04, for Barberton’s upcoming recycling program, emergency.
- ORDINANCE NO. 19-2011**  
PASSED 03-14-11
- “208 CLEAN WATER PLAN”**  
Amending the “208 Clean Water Plan” as requested by the Northeast Ohio Four County Regional Planning & Development Organization (NEFCO) for the City of Barberton, emergency.
- ORDINANCE NO. 20-2011**  
PASSED 03-14-11
- ENTER INTO CONTRACT – BURGESS & NIPLE – PHASE I STUDY NEW WATER TANK**  
Authorizing the Mayor to enter into a professional services contract with Burgess & Niple, in an amount not to exceed \$36,100, for the Phase I study of the city water tank model, to make a determination of the City’s options regarding the \$4 million grant/loan available from the Ohio EPA, emergency.
- ORDINANCE NO. 21-2011**  
PASSED 03-14-11
- ENTER INTO CONTRACT – BURGESS & NIPLE – BARBERTON RESERVOIR DAM**  
Authorizing the Mayor to enter into a professional services contract with Burgess & Niple, in an amount not to exceed \$35,000, for an engineering evaluation and study of the structural stability of the Barberton Reservoir Dam, emergency.
- ORDINANCE NO. 22-2011**  
PASSED 03-14-11
- ZONING MAP AMENDMENT – 2070 W. TURKEYFOOT LAKE ROAD**  
Authorizing the rezoning of 2070 W. Turkeyfoot Lake Road (Parcel Nos. #7400218 and #7400217) from AE (Agriculture and Estate) to I-1 (Light Industrial) and the creation of a BPO (Business Park Overlay) for the development of the Lakeside Innovative Business Park.
- RESOLUTION NO. 23-2011**  
PASSED 03-14-11
- SOLIDARITY AGAINST LABOR ATTACKS**  
Resolution of the Council of the City of Barberton to support the Ohio Labor Movement to come together in solidarity to defend against attacks to unions and promote progressive working family policies, emergency.
- ORDINANCE NO. 24-2011**  
PASSED 03-28-11
- OVERRIDING THE MINIMUM FUND BALANCE POLICY**  
Approving the overriding of the Minimum Fund Balance Policy for the General Fund for 2011 and the attached Plan for returning to the Policy, emergency.
- ORDINANCE NO. 25-2011**  
PASSED 03-28-11
- 2011 OPERATING AND CAPITAL BUDGET**  
Adopting a 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. 26-2011**  
PASSED 03-14-11

**AUTHORIZE PAYMENTS – UTILITIES – KENMORE  
CONSTRUCTION COMPANY**

Authorizing the Director of Finance to pay three (3) invoices to Kenmore Construction Company, in the total amount of \$19,411.10, for emergency services performed in October and December of 2010, emergency.

**ORDINANCE NO. 27-2011**  
PASSED 03-28-11

**ENTER INTO CONTRACT – ORIANA HOUSE**

Authorizing the Mayor to enter into a one (1) year contract with Oriana House Incorporated for the 2011 Community Corrections Services, emergency.

**RESOLUTION NO. 28-2011**  
PASSED 03-28-11

**CDBG FUNDING – 2011 FEDERAL BUDGET**

Resolution of the Council of the City of Barberton urging Congress to reject that portion of the Administration's proposed 2011 Federal Budget that calls for the reduction of the Community Development Block Grant (CDBG) Program, and to require that CDBG remain fully funded, emergency.

**RESOLUTION NO. 29-2011**  
PASSED 04-11-11

**COMMENDATION – LT. BLAINE LOVE**

Resolution of the Council of the City of Barberton to honor and give public recognition to Lt. Blaine Love for his 26 years of dedicated service to the Barberton Fire Department and to this community.

**RESOLUTION NO. 30-2011**  
PASSED 04-11-11

**COMMENDATION – FF DENNIS EVANS**

Resolution of the Council of the City of Barberton to honor and give public recognition to Firefighter Dennis Evans for his 26 years of dedicated service to the Barberton Fire Department and to this community.

**RESOLUTION NO. 31-2011**  
PASSED 04-11-11

**LOCAL GOVERNMENT FUNDS – STATE BUDGET**

Resolution of the Council of the City of Barberton urging the Ohio General Assembly to reconsider the proposed reduction of Local Government Funds in the State Budget and to continue its history of partnership with Ohio's Local Governments, emergency..

**ORDINANCE NO. 32-2011**  
PASSED 05-09-11

**AMENDING CHAPTER 1422 OF THE BARBERTON CODIFIED  
ORDINANCES**

Amending certain sections of Chapter 1422 of the Barberton Codified Ordinances, "Registration in General," to require registration for general contractors, to adjust certain fees, and to clarify certain sections, emergency.

**ORDINANCE NO. 33-2011**  
PASSED 04-11-11

**AUTHORIZE PAYMENT – UTILITIES – JIM GANGLE BULLDOZING  
& EXCAVATING CO.**

Authorizing the Director of Finance to pay an invoice to Jim Gangle Bulldozing & Excavating Company, Inc., in the amount of \$4,900, for additional work required on the demolition of a structure at Seventh and Holmes, emergency.

**ORDINANCE NO. 34-2011**  
PASSED 04-11-11

**CHANGE ORDERS – AUTHORIZE PAYMENT - ENVIRONMENTAL  
MANAGEMENT SPECIALISTS – 888 WRW PROJECT**

Authorizing certain change orders in the contract with Environmental Management Specialists (EMS) to complete the 888 Wooster Road West Project, in the amount of \$245,699.46; and authorizing the Director of Finance to pay the invoice for said amount, emergency.

**ORDINANCE NO. 35-2011**  
PASSED 04-25-11

**PURCHASE OF VEHICLES – POLICE DEPARTMENT**

Authorizing the Director of Public Safety to enter into contract with Montrose Ford to purchase two (2) 2011 Crown Victoria vehicles, for the cost of \$44,199.08, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.

**ORDINANCE NO. 36-2011**  
PASSED 04-25-11

**ENTER INTO CONTRACT – MWH – WATER TREATMENT PLANT**

Authorizing the Mayor to enter into a professional services contract with MWH (Montgomery Watson Harza), in an amount not to exceed \$95,000, for an engineering evaluation of the Water Treatment Plant process design, emergency.

**ORDINANCE NO. 37-2011**  
PASSED 04-25-11

**ENTER INTO CONTRACT – CT CONSULTANTS – UTILITIES DEPT.**

Authorizing the Mayor to enter into a professional services contract with CT Consultants, in an amount not to exceed \$10,000, for engineering services for the Year 2011 on an as-needed basis, emergency.

**RESOLUTION NO. 38-2011**  
PASSED 04-25-11

**ENTER INTO CONTRACT – ODOT – I-76 / WOOSTER ROAD  
(SR 619)**

Authorizing the Mayor to enter into contract with the Ohio Department of Transportation (ODOT) to proceed with the I-76 /Wooster Road (SR619) Project (PID 90310), emergency.

**ORDINANCE NO. 39-2011**  
PASSED 04-25-11

**AUTHORIZE PAYMENT – SCHINDLER ELEVATOR**

Authorizing the Director of Finance to pay an invoice to Schindler Elevator, in the amount of \$4,542.66, for preventive maintenance of the Municipal Building and Weigand Building elevators, emergency.

**ORDINANCE NO. 40-2011**  
PASSED 04-25-11

**TRANSFER / APPROPRIATION OF FUNDS – WEIGAND BUILDING  
RENOVATION**

Transferring a total amount of \$206,607.45 from the Health District Fund, WIC Fund, and Prenatal Fund to the General Fund and appropriating said amount from the Unappropriated Item of the General Fund to the Municipal Building Annex Improvement Capital Budget, emergency.

**ORDINANCE NO. 41-2011**  
PASSED 04-25-11

**AUTHORIZE PAYMENT – POLICE DEPARTMENT – TAC  
COMPUTER SYSTEMS**

Authorizing the Director of Finance to pay an invoice to TAC Computer Systems, in the amount of \$15,000, for the installation of a Records Management System, emergency.

**ORDINANCE NO. 42-2011**  
PASSED 04-25-11

**APPROPRIATION – POLICE DEPARTMENT – SAFETY TOWN / CHILDREN’S PROGRAMS**

Appropriating \$1,329.04 from the Unappropriated Item of the Drug Prevention and Education Fund to the Drug Prevention and Education Fund Operating Budget, to purchase equipment and supplies for Safety Town and other children’s programs, emergency.

**ORDINANCE NO. 43-2011**  
PASSED 04-25-11

**APPROPRIATION – 31<sup>ST</sup> STREET CORRIDOR PROJECT**

Appropriating \$150,000 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Operating Budget, for engineering services for the 31<sup>st</sup> Street Corridor Project (PID 86923), emergency.

**ORDINANCE NO. 44-2011**  
PASSED 04-25-11

**APPROPRIATION – I-76 / WOOSTER ROAD (SR619) PROJECT**

Appropriating \$110,000 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Operating Budget, for engineering services for the I-76 / Wooster Road (SR619) Project, emergency.

**ORDINANCE NO. 45-2011**  
PASSED 04-25-11

**APPROPRIATION – 15<sup>TH</sup> STREET BRIDGE PROJECT**

Appropriating \$4,793.71 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Capital Budget, for the 15<sup>th</sup> Street Bridge Project, emergency.

**ORDINANCE NO. 46-2011**  
PASSED 04-25-11

**CHANGE ORDER – CT CONSULTANTS – WWTP IMPROVEMENT PROJECT**

Authorizing a change order with CT Consultants for the WWTP Improvement Project, in the amount of \$150,000, emergency.

**RESOLUTION NO. 47-2011**  
PASSED 05-09-11

**FILE APPLICATION – COAF – SEIBERLING INDUSTRIAL PROPERTY PROJECT**

Resolution of the Council of the City of Barberton to file an application to the State of Ohio, to participate in the Clean Ohio Assistance Fund (COAF), for the former Seiberling Industrial Property Project, emergency.

**RESOLUTION NO. 48-2011**  
PASSED 05-09-11

**FILE APPLICATION – COAF – SEIBERLING OFFICE REDEVELOPMENT PROJECT**

Resolution of the Council of the City of Barberton to file an application to the State of Ohio, to participate in the Clean Ohio Assistance Fund (COAF), for the former Seiberling Office Redevelopment Project, emergency.

**ORDINANCE NO. 49-2011**  
PASSED 05-09-11

**CDBG FY 2011 ANNUAL ACTION PLAN**

Approving the Community Development Block Grant (CDBG) FY 2011 Annual Action Plan Document and Program, emergency.

**ORDINANCE NO. 50-2011**  
PASSED 05-09-11

**FY 2011 ANNUAL ACTION PLAN – SUBMIT TO HUD**

Approving the submission of the FY2011 Annual Action Plan to the Department of Housing and Urban Development (HUD), emergency.

**ORDINANCE NO. 51-2011**  
PASSED 05-09-11

**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 \$683,000, or an amount to be determined at a later date by HUD, in order to carry out eligible CDBG activities, emergency.

**ORDINANCE NO. 52-2011**  
PASSED 05-09-11

**PURCHASE OF PROPERTY – 284 14<sup>TH</sup> STREET, NW**

Authorizing the Mayor, or his designee, to execute an agreement to purchase the property at 284 14<sup>th</sup> Street, NW, for \$5,000, plus closing costs, using CDBG Funds, emergency.

**ORDINANCE NO. 53-2011**  
PASSED 05-09-11

**AMENDING BARBERTON CODIFIED ORDINANCES – ICE CREAM VENDORS**

Amending certain sections of Section 660.08 of the Barberton Codified Ordinances, “Regulations for Ice Cream Vendors,” emergency.

**ORDINANCE NO. 54-2011**  
PASSED 05-09-11

**ENTER INTO MUTUAL AID AGREEMENT – SUMMIT COUNTY CRASH RESPONSE TEAM**

Authorizing the Director of Public Safety and/or Chief of Police to enter into a Mutual Aid Agreement, along with other Summit County communities, to participate in the Summit County Crash Response Team, emergency.

**ORDINANCE NO. 55-2011**  
PASSED 05-09-11

**ENTER INTO CONTRACT – BURGESS & NIPLE – PHASE 2 STUDY WATER STORAGE TANK IMPROVEMENTS PROJECT**

Authorizing the Mayor to enter into a professional services contract with Burgess & Niple, in an amount not to exceed \$166,000, for the Phase 2 Study of the Water Storage Tank Improvements Project, for design and bid services, emergency.

**ORDINANCE NO. 56-2011**  
PASSED 05-09-11

**ENTER INTO CONTRACT – FLOYD BROWNE GROUP WATERLINE PROJECT**

Authorizing the Mayor to enter into a professional services contract with Floyd Browne Group, in an amount not to exceed \$140,000, for an engineering evaluation of the Waterline Project on 31<sup>st</sup> Street NW / Cleveland Massillon Road in Norton, emergency.

**ORDINANCE NO. 57-2011**  
PASSED 05-09-11

**TRANSFER OF PROPERTY – SUMMIT COUNTY BRIDGE REPLACEMENT PROJECT**

Authorizing the Mayor to execute a “Quit Claim Deed” for Summit County to take ownership of 0.0959 acres located on the east side of Van Buren Avenue, south of the Tuscarawas River, for One Dollar (\$1.00), for the Summit County Bridge Replacement Project (SUM CR60-4.63), emergency.

**ORDINANCE NO. 58-2011**  
PASSED 05-09-11

**PERMANENT EASEMENT – SUMMIT COUNTY BRIDGE REPLACEMENT PROJECT**

Authorizing the Mayor to grant a permanent easement of 0.0466 acres on the east side of Van Buren Avenue, south of the Tuscarawas River, to Summit County, for the Summit County Bridge Replacement Project (SUM CR60-4.63), emergency.

**ORDINANCE NO. 59-2011**  
PASSED 05-09-11

**TEMPORARY EASEMENT – SUMMIT COUNTY  
BRIDGE REPLACEMENT PROJECT**

Authorizing the Mayor to grant a temporary easement of 0.0402 acres on the east side of Van Buren Avenue, south of the Tuscarawas River, to Summit County, for the duration of the Summit County Bridge Replacement Project (SUM CR60-4.63), emergency.

**ORDINANCE NO. 60-2011**  
FAILED 06-13-11

**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, emergency.

**ORDINANCE NO. 61-2011**  
WITHDRAWN 06-13-11

**AMENDING ORD. NO. 204-2010 – EMPLOYEES NOT INCLUDED IN  
NON-BARGAINING PAY GRADES**

Amending Ordinance No. 204-2010, “Employees Not Included in Non-Bargaining Pay Grades,” by deleting the President of Council and Members of Council from this ordinance in order to include those elected positions in Ordinance No. 60-2011 with other elected officials; and increasing the salary of the Part-Time Juvenile Diversion Specialist due to a grant, emergency.

**ORDINANCE NO. 62-2011**  
PASSED 05-09-11

**APPROPRIATION – STREET LIGHTS**

Appropriating \$6,000 from the Unappropriated Item of the General Fund to the Service Director’s Operating Budget, to pay for street lights that have been replaced and lights that are in need of repair, emergency.

**ORDINANCE NO. 63-2011**  
PASSED 05-23-11

**ENTER INTO AGREEMENT – OHIO EPA – WSRLA LOAN**

Authorizing the Mayor, Robert J. Genet, to apply for, accept, and enter into a Water Supply Revolving Loan Account (WSRLA) Agreement, in an amount not to exceed \$4,000,000, with 20% principle forgiveness, on behalf of the City of Barberton, for planning, design and construction of water facilities; and designating a dedicated repayment source for the loan, emergency.

**ORDINANCE NO. 64-2011**  
PASSED 05-23-11

**PURCHASE OF PROPERTY – FORMER OAKDALE SCHOOL  
PROPERTY**

Authorizing the Mayor, or his designee, to execute an agreement to purchase eight (8) parcels of the former Oakdale School Property from the Barberton Board of Education, in the amount of \$1.00, to continue with the “Water Storage Tank Improvements 2011” Project, emergency.

**ORDINANCE NO. 65-2011**  
PASSED 05-23-11

**TRANSFER OF PROPERTY – 43 BROWN STREET**

Authorizing the Mayor to execute a “Quit Claim Deed” for Habitat for Humanity to take ownership of the property located at 43 Brown Street, for One Dollar (\$1.00), emergency.

**ORDINANCE NO. 66-2011**  
PASSED 05-23-11

**ADOPT THE 2011 SUMMIT COUNTY INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING FOR JOB CREATION AND RETENTION AND TAX REVENUE SHARING; AND ENTER INTO AGREEMENT**

Adopting the "2011 Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing"; and Authorizing the Mayor to enter into agreement 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 Revenue Sharing," expressing a mutual desire to retain and attract businesses and jobs as outlined in said Agreement, emergency.

**ORDINANCE NO. 67-2011**  
PASSED 06-27-11

**AMENDING BARBERTON DEVELOPMENT CODE – SECTION 1250.07 – “FENCES”**

Amending certain parts of Section 1250.07 of the Barberton Development Code entitled "Fences."

**ORDINANCE NO. 68-2011**  
PASSED 05-23-11

**APPROPRIATION – CDBG FUND**

Appropriating \$4,709.51 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. 69-2011**  
PASSED 05-23-11

**APPROPRIATION – SWINEHART AVENUE BRIDGE REPLACEMENT**

Appropriating \$40,000 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Operating Budget, to cover half of the environmental, design, and right of way costs for the Swinehart Avenue Bridge Replacement, emergency.

**ORDINANCE NO. 70-2011**  
PASSED 05-23-11

**ADOPTING THE OPBA SERGEANTS / LIEUTENANTS AGREEMENT**

Adopting and approving the collective bargaining agreement between the City of Barberton and the OPBA Sergeants and Lieutenants, effective January 1, 2011 through December 31, 2013, emergency.

**ORDINANCE NO. 71-2011**  
PASSED 05-23-11

**ADOPTING THE OPBA POLICE OFFICERS AGREEMENT**

Adopting and approving the collective bargaining agreement between the City of Barberton and the OPBA Police Officers, effective from January 1, 2011 through December 31, 2013, emergency.

**ORDINANCE NO. 72-2011**  
PASSED 05-23-11

**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, effective January 1, 2011 through December 31, 2013, emergency.

**RESOLUTION NO. 73-2011**  
PASSED 06-13-11

**COMMENDATION – ROBERT S. LILLY**

Resolution of the Council of the City of Barberton to honor and give public recognition to Robert S. Lilly for 28 years of dedicated service to the City and to this community.

**RESOLUTION NO. 74-2011**  
PASSED 06-13-11

**COMMENDATION – MICHAEL J. NERONE**

Resolution of the Council of the City of Barberton to honor and give public recognition to Michael J. Nerone for 25 years of dedicated service to the City and to this community.

**ORDINANCE NO. 75-2011**  
PASSED 06-13-11

**AMENDING BARBERTON CODIFIED ORDINANCES -  
BANNING THE SALE OF “BATH SALTS”**

Amending Chapter 624 of the Barberton Codified Ordinances, entitled “Drugs,” by adding a section banning the sale of methylenedioxypropylvalerone (MDPV) and mephadrone, commonly referred to as “Bath Salts” and/or any derivatives thereof, and providing for enforcement of these provisions, including penalties for violations, emergency.

**ORDINANCE NO. 76-2011**  
PASSED 06-13-11

**ENTER INTO CONTRACTS – FY2011 CDBG ANNUAL  
ACTION PLAN**

Authorizing the Mayor to enter into grant agreements and related assurances, certifications, and contracts with Fair Housing Advocates Association (FHAA), Neighborhood Development Services (NDS), Barberton Community Development Corporation (BCDC), and the Victim Assistance Program, to carry out the FY2011 CDBG Annual Action Plan, emergency.

**ORDINANCE NO. 77-2011**  
PASSED 06-13-11

**TRANSFER OF PROPERTY – SC BOARD OF DD**

Authorizing the Mayor to execute a “Quit Claim Deed” for the County of Summit Board of Developmental Disabilities to take ownership of the property located at Third Street, NW, and Hopocan Avenue, for One Dollar (\$1.00) to construct a park honoring veterans on the property, emergency.

**ORDINANCE NO. 78-2011**  
PASSED 06-13-11

**CHANGE OF USE – FULLER STREET AND 4<sup>TH</sup> STREET NW  
INTERSECTION**

Authorizing the change of use for the Fuller Street and 4<sup>th</sup> Street, NW, intersection, to be closed to thru traffic and to allow emergency traffic only, due to anticipated traffic conditions at the new Middle School, emergency.

**RESOLUTION NO. 79-2011**  
PASSED 06-13-11

**TAX INCENTIVE REVIEW COUNCIL – PPG INDUSTRIES, INC.**

Resolution accepting the recommendation of the Tax Incentive Review Council regarding the Enterprise Zone Agreement within the City of Barberton for PPG Industries, Inc., emergency.

**ORDINANCE NO. 80-2011**  
PASSED 06-13-11

**B & C RESEARCH, INC. – CRA ABATEMENT**

Authorizing the Mayor, via the Planning Director, to submit to the State of Ohio, a “Business Application for Tax Incentives,” on behalf of B & C Research, Inc., emergency.

**ORDINANCE NO. 81-2011**  
PASSED 06-13-11

**APPROPRIATION – PARKS – LABOR DAY FIREWORKS**

Appropriating \$8,000 from the Unappropriated Item of the General Fund to the Parks Recreation Programs Operating Budget, for the 2011 Labor Day fireworks display, due to donations received from IBEW Local #306, AFSCME Local #265, and other trade organizations, emergency.

**ORDINANCE NO. 82-2011**  
PASSED 06-13-11

**APPROPRIATION – FY2011 CDBG FUND**

Appropriating \$685,063 from the Unappropriated Item of the Community Development Block Grant Fund to the Community Development Block Grant Fund Operating Budget, in order to carry out eligible FY2011 CDBG activities, emergency.

**ORDINANCE NO. 83-2011**  
PASSED 06-13-11

**APPROPRIATION – UTILITIES – WATER TANKS PROJECT**

Appropriating \$166,000 from the Unappropriated Item of the Water Improvement Reserve Fund to the Water Improvement Reserve Fund Capital Budget, for the Water Tanks Project, emergency.

**ORDINANCE NO. 84-2011**  
PASSED 06-13-11

**TRANSFER OF FUNDS – UTILITIES – 31<sup>ST</sup> STREET NW WATERLINE PROJECT**

Transferring \$140,000 from the Water Fund Capital Budget to the Water Fund Operating Budget, for an evaluation / study of the 31<sup>st</sup> Street, NW, Waterline Project, emergency.

**ORDINANCE NO. 85-2011**  
PASSED 06-13-11

**CHANGE ORDER – SUMMIT ROAD / GLENN STREET PROJECT**

Authorizing a Change Order in the amount of \$160,219, with Kenmore Construction Company, from \$1,508,049 to \$1,668,268, to include the reconstruction of Glenn Street to the scope of work and to add 60 calendar days to complete the additional work, for the Summit Road / Glenn Street Water Main Replacement Project, emergency.

**ORDINANCE NO. 86-2011**  
PASSED 06-13-11

**APPROPRIATION – STORMWATER DRAINAGE SYSTEM – SUMMIT ROAD / GLENN STREET PROJECT**

Appropriating \$80,000 from the Unappropriated Item of the Stormwater Management Fund to the Stormwater Management Fund Capital Budget, to provide a stormwater drainage system for the Summit Road / Glenn Street Water Main Replacement Project, emergency.

**ORDINANCE NO. 87-2011**  
PASSED 06-13-11

**APPROPRIATION – SUMMIT ROAD / GLENN STREET PROJECT**

Appropriating \$32,000 from the Unappropriated Item of the Infrastructure Reserve Fund to the Infrastructure Reserve Fund Capital Budget, for the engineering, surveying, and construction costs of the Summit Road / Glenn Street Water Main Replacement Project, emergency.

**ORDINANCE NO. 88-2011**  
PASSED 06-13-11

**AMEND ORDINANCE NO. 64-2011 – PURCHASE OF FORMER OAKDALE SCHOOL PROPERTY – WAIVE ONE-HALF WATER AND SANITARY SEWER FEES**

Amending Ord. No. 64-2011 to authorize the Mayor, or his designee, to execute an agreement to purchase eight parcels of the Former Oakdale School property from the Barberton Board of Education, in the amount of \$1.00, to continue with the “Water Storage Tank Improvements 2011” Project; and to waive one-half of certain water and sanitary sewer fees for all school facilities under construction and currently in the modernization program, emergency.

**ORDINANCE NO. 89-2011**  
PASSED 06-27-11

**BARBERTON CODIFIED ORDINANCE UPDATE**

To 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. 90-2011**  
PASSED 06-27-11

**ENTER INTO CONTRACT – CB & I CONSTRUCTORS, INC. – EAST SIDE TANK**

Authorizing the Mayor to enter into contract with CB & I Constructors, Inc., the lowest and/or best bidder, in the amount of \$1,615,915, for the purchase of the new East Side Tank, emergency.

**ORDINANCE NO. 91-2011**  
PASSED 06-27-11

**ENTER INTO CONTRACT – NATGUN CORPORATION – BAUER’S HILL TANK**

Authorizing the Mayor to enter into contract with Natgun Corporation, the lowest and/or best bidder, in the amount of \$1,249,545, for the replacement of the Bauer’s Hill Tank, emergency.

**ORDINANCE NO. 92-2011**  
PASSED 06-27-11

**ENTER INTO CONTRACT – R & K ELECTRIC, LTD. – BAUER’S HILL TANK**

Authorizing the Mayor to enter into contract with R & K Electric, LTD., the lowest and/or best bidder, in the amount of \$162,919, for electrical services for the Bauer’s Hill Tank, emergency.

**ORDINANCE NO. 93-2011**  
PASSED 06-27-11

**ENTER INTO CONTRACT – D & M PAINTING CORPORATION - EASTERN ROAD TANK**

Authorizing the Mayor to enter into contract with D & M Painting Corporation, the lowest and/or best bidder, in the amount of \$277,840, for the painting of the Eastern Road Tank, emergency.

**ORDINANCE NO. 94-2011**  
PASSED 06-27-11

**SUBMIT ISSUE I APPLICATION – OHIO PUBLIC WORKS COMMISSION - 31<sup>ST</sup> STREET NW WATERLINE PROJECT**

Authorizing the Mayor to submit an Issue I Application to the Ohio Public Works Commission, District 8, in the total amount of \$1,500,000, for the 31<sup>st</sup> Street NW Waterline Project, a shared project between the City of Barberton and the City of Norton, emergency.

**ORDINANCE NO. 95-2011**  
PASSED 06-27-11

**ENTER INTO CONTRACT – CT CONSULTANTS – FIFTH STREET NE PROJECT**

Authorizing the Director of Public Service to enter into contract with CT Consultants in the amount of \$4,500, to proceed with preliminary engineering services for the Fifth Street NE Project, emergency.

**RESOLUTION NO. 96-2011**  
PASSED 06-27-11

**SUBMIT APPLICATION – DISASTER RELIEF FUND**

Authorizing Robert J. Genet, Mayor of the City of Barberton, to submit an application to the appropriate state office for the purpose of obtaining certain Federal financial assistance under the “Disaster Relief Act,” in order for the City to establish and implement a Natural Hazard Mitigation Plan, emergency.

**ORDINANCE NO. 97-2011**  
PASSED 06-27-11

**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, emergency.

**ORDINANCE NO. 98-2011**  
PASSED 06-27-11

**AMENDING ORD. NO. 204-2010 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES**

Amending Ordinance No. 204-2010, “Employees Not Included in Non-Bargaining Pay Grades,” by deleting the President of Council and Members of Council from this Ordinance in order to include those elected positions in Ordinance No. 97-2011 with other elected officials; and increasing the salary of the Part-time Juvenile Diversion Specialist due to a grant, emergency.

**ORDINANCE NO. 99-2011**  
PASSED 06-27-11

**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, due to expire on June 29, 2011, emergency.

**ORDINANCE NO. 100-2011**  
PASSED 06-27-11

**APPROPRIATION – CT CONSULTANTS – FIFTH STREET NE PROJECT**

Appropriating \$4,500 from the Unappropriated item of the Infrastructure Reserve Fund to the Infrastructure Reserve Fund Operating Budget, in order for CT Consultants to proceed with preliminary engineering services for the Fifth Street NE Project, emergency.

**ORDINANCE NO. 101-2011**  
PASSED 06-27-11

**RESURFACING OF LOCKWOOD ROAD – AUTHORIZING COOPERATION – CITY OF BARBERTON / COUNTY OF SUMMIT ENGINEER**

Authorizing cooperation between the City of Barberton and the County of Summit Engineer for the resurfacing of Lockwood Road, including Direct Payment of costs to contractor thereto, emergency.

**ORDINANCE NO. 102-2011**  
PASSED 06-27-11

**BUDGET ADJUSTMENT – APPROPRIATION SUMMIT STREET WATERLINE PROJECT**

Appropriating a total amount of \$1,349,743 from the Unappropriated Item of the Water Fund to the Water Fund Capital Budget for the Summit Street Waterline Project, emergency.

- ORDINANCE NO. 103-2011**  
PASSED 07-11-11
- REPEAL OF ORD. NO. 86-2011 – “APPROPRIATION STORMWATER DRAINAGE SYSTEM – SUMMIT ROAD / GLENN STREET PROJECT”**  
Repealing Ordinance No 86-2011, “Appropriation – Stormwater Drainage System – Summit Road / Glenn Street Project, emergency.
- ORDINANCE NO. 104-2011**  
PASSED 07-11-11
- AMEND ORD. NO. 200-2010 – “2011 BIDS AND CONTRACTS – YEAR’S REQUIREMENTS FOR MATERIALS AND SERVICES”**  
Amending Ord. No. 200-2010, “2011 Bids and Contracts – Year’s Requirements for Materials and Services,” that authorizes the Director of Public Service or the Director of Public Safety to advertise for bids and/or enter into contracts in 2011, by deleting certain materials and services from this ordinance, emergency.
- ORDINANCE NO. 105-2011**  
PASSED 07-11-11
- FOUNDATION GRANT REQUEST - PARKS  
2011 MUM FESTIVAL**  
Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$20,000, for the 2011 Mum Festival, emergency.
- ORDINANCE NO. 106-2011**  
PASSED 07-11-11
- FOUNDATION GRANT REQUEST - PARKS  
LAKE ANNA FOUNTAIN PROJECT**  
Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$20,000, for the lake Anna Fountain Project, emergency.
- ORDINANCE NO. 107-2011**  
PASSED 07-11-11
- FOUNDATION GRANT REQUEST - PARKS  
2011 LAKE ANNA HOLIDAY LIGHTING**  
Approving the submission of a grant application by the Director of Parks and Recreation to the Barberton Community Foundation, in the amount of \$10,000, for the 2011 Lake Anna Holiday Lighting, emergency.
- ORDINANCE NO. 108-2011**  
PASSED 07-11-11
- APPROPRIATION – POLICE DEPARTMENT**  
Appropriating \$10,000 from the Unappropriated Item of the Law Enforcement Trust Fund to the Law Enforcement Trust Fund Capital Budget, to be used to outfit and equip police vehicles, emergency.
- ORDINANCE NO. 109-2011**  
PASSED 07-11-11
- APPROPRIATION – FIRE DEPARTMENT – EMS GRANT**  
Appropriating \$3,950 from the Unappropriated Item of the General Fund to the Fire Department Operating Budget, due to an EMS Grant from the Department of Public Safety, emergency.
- RESOLUTION NO. 110-2011**  
PASSED 07-25-11
- COMMENDATION – JAMES E. ULICHNEY**  
Resolution of the Council of the City of Barberton to honor and give public recognition to James E. Ulichney for 25 years of dedication and public service to the City and its citizens.
- RESOLUTION NO. 111-2011**  
PASSED 07-25-11
- COMMENDATION – DONALD NOTT**  
Resolution of the Council of the City of Barberton to honor and give public recognition to Donald Nott for his services and entrepreneurship of operating the Corner Coffee Shop for 27 ½ years, from 1983 to 2011.

**ORDINANCE NO. 112-2011**  
PASSED 07-25-11

**ENTER INTO CONTRACT – 2011 STREET MAINTENANCE PROGRAM**

Authorizing the Mayor to enter into contract with Karvo Paving, the lowest and/or best bidder, for the 2011 Street Maintenance Program, in an amount not to exceed \$600,000, emergency.

**ORDINANCE NO. 113-2011**  
PASSED 07-25-11

**ENTER INTO CONTRACT – BURGESS & NIPLE – PHASE 3 STUDY WATER STORAGE TANK PROJECT**

Authorizing the Mayor to enter into a professional services contract with Burgess & Niple, in an amount not to exceed \$95,000, for the Phase 3 engineering evaluation of the Water Storage Tank Improvements Project, emergency.

**ORDINANCE NO. 114-2011**  
PASSED 07-25-11

**SUPPLY AGREEMENT – CONSTELLATION NEW ENERGY GAS AGGREGATION PROGRAM**

Authorizing all actions necessary to support the continuation of a Governmental Natural Gas Aggregation Program with opt-out provisions, pursuant to Section 4929.26, Ohio Revised Code, directing the Mayor to execute a supply agreement with Constellation New Energy to continue a Natural Gas Aggregation Program beyond November 2011 when the current supply agreement ends.

**ORDINANCE NO. 115-2011**  
PASSED 07-25-11

**FOUNDATION GRANT REQUEST – FIRE – CITY TORNADO WARNING SYSTEM**

Approving the submission of a grant application by the Director of Public Safety / Fire Chief to the Barberton Community Foundation, in the amount of \$94,763.50, to replace the City Tornado Warning Siren System, emergency.

**ORDINANCE NO. 116-2011**  
FAILED 07-25-11

**FIREFIGHTERS LABOR CONTRACT – FACT FINDING REPORT**

Accepting the recommendations of the Fact Finding Report on the unresolved issues between the City of Barberton and IAFF Local 329 as the representative for the Barberton Professional Firefighters Bargaining Unit, emergency.

**ORDINANCE NO. 117-2011**  
PASSED 07-25-11

**INCREASE OF CONTRACT – GPD GROUP – STREET MAINTENANCE PROGRAM**

Authorizing an increase in the amount of the contract with GPD Group by \$15,000, for general engineering services and to supervise the city's Street Maintenance Program, emergency.

**ORDINANCE NO. 118-2011**  
PASSED 07-25-11

**APPROPRIATION – STREET PROJECTS**

Appropriating \$300,000 from the Unappropriated Item of the Permissive License Tax Fund to the Permissive License Tax Fund Capital Budget, for the repair / resurfacing of certain streets, emergency.

**ORDINANCE NO. 119-2011**  
PASSED 07-25-11

**APPROPRIATION – STREET PROJECT / SIGNAL PROJECT**

Appropriating \$300,000 from the Unappropriated Item of the Infrastructure Improvement Reserve Fund to the Infrastructure Improvement Reserve Fund Capital Budget, to repair the intersection of Austin Drive and S. Azalea Boulevard and to replace the street signal at the intersection of 4<sup>th</sup> Street, NW, and Norton Avenue, emergency.

**ORDINANCE NO. 120-2011**  
PASSED 07-25-11

**SALE OF LOTS – NEW HAVEN DEVELOPMENT**

Authorizing the Mayor to enter into a Memorandum of Understanding with Forrest City Barberton, LLC, to allow the sale of two lots in Phase 2B of the New Haven Development, emergency.

**ORDINANCE NO. 121-2011**  
PASSED 07-25-11

**ENTER INTO CONTRACT – PAVE 5<sup>TH</sup> STREET, NW  
2011 STREET MAINTENANCE PROGRAM**

Authorizing the Mayor to enter into contract with Barbicas Construction and Paving Company, Inc., the lowest and/or best bidder, for the 2011 Street Maintenance Program, in an amount not to exceed \$100,000, to pave a certain section of 5<sup>th</sup> Street, NE, emergency.

**RESOLUTION NO. 122-2011**  
PASSED 09-12-11

**COMMENDATION – LT. LYNN L. FRESHLY**

Resolution of the Council of the City of Barberton to honor and give public recognition to Lt. Lynn L. Freshly for his 27 ½ years of dedicated service to the Barberton Police Department and to this community.

**ORDINANCE NO. 123-2011**  
PASSED 09-12-11

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

Authorizing and directing the Director of Finance 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 2010 through August 2011, emergency.

**ORDINANCE NO. 124-2011**  
PASSED 09-12-11

**AMENDING ORD. NO. 77-2011 – TRANSFER OF PROPERTY  
SUMMIT HOUSING DEVELOPMENT CORPORATION**

Amending Ord. No. 77-2011 authorizing the Mayor to execute a “Quit Claim Deed” for the Summit Housing Development Corporation, rather than the County of Summit Board of Developmental Disabilities, to take ownership of the property located at Third Street NW, and Hopocan Avenue, for one dollar (\$1.00), to construct a park honoring veterans on the property, emergency.

**ORDINANCE NO. 125-2011**  
PASSED 09-12-11

**PURCHASE OF EXCAVATOR / TRAILER - UTILITIES**

Authorizing the Director of Public Service to enter into contract with Ohio CAT, to purchase a new excavator and trailer, for the cost of \$95,909.32, through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995, emergency.

**ORDINANCE NO. 126-2011**  
PASSED 09-12-11

**ENTER INTO CONTRACT – EBERHARDT LANDSCAPING**

Authorizing the Director of Public Service to enter into contract with Eberhardt Landscaping, in the amount of \$23,000, to construct a sidewalk curb along a portion of 901 Robinson Avenue and to restore damaged landscape, emergency.

**ORDINANCE NO. 127-2011**  
PASSED 09-12-11

**SPECIAL ASSESSMENTS – 2010 SIDEWALK REPLACEMENT  
PROGRAM**

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 2010 Sidewalk Replacement Program, emergency.

**ORDINANCE NO. 128-2011**  
PASSED 09-12-11

**NOTE ORDINANCE – FIFTH STREET IMPROVEMENT PROJECT**

Providing for the issuance and sale of \$120,000 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. 129-2011**  
PASSED 09-12-11

**NOTE ORDINANCE – ROBINSON AVENUE IMPROVEMENT PROJECT**

Providing for the issuance and sale of \$125,000 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. 130-2011**  
PASSED 09-12-11

**NOTE ORDINANCE – WATER MAIN IMPROVEMENT PROJECTS**

Providing for the issuance and sale of \$320,000 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. 131-2011**  
PASSED 09-12-11

**APPROPRIATION – RENTAL REGISTRATION FUND**

Appropriating \$45,000 from the Unappropriated Item of the Rental Registration Fund to the Building Department Operating Budget, to be used for the following projects: demolition, trash removal, weed and brush removal, and the Paint Rebate Program, emergency.

**ORDINANCE NO. 132-2011**  
PASSED 09-12-11

**APPROPRIATION – CDBG FUND**

Appropriating \$2,994.60 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. 133-2011**  
PASSED 09-12-11

**TRANSFER OF FUNDS – POLICE DEPARTMENT**

Transferring \$16,838.30 from the Police Department Personal Services Budget to the Police Department Operating Budget, to outfit and equip new hires, emergency.

**ORDINANCE NO. 134-2011**  
PASSED 09-12-11

**APPROPRIATION – STORMWATER FUND**

Appropriating \$23,000 from the Unappropriated Item of the Stormwater Fund to the Stormwater Fund Capital Budget, to pay Eberhardt Landscaping to construct a sidewalk curb along a portion of 901 Robinson Avenue and to restore damaged landscape, emergency.

- RESOLUTION NO. 135-2011**  
PASSED 10-10-11
- FILE APPLICATION – COAF – NORTHGATE REDEVELOPMENT PROJECT**  
Resolution of the Council of the City of Barberton to file an application to the State of Ohio, to participate in the Clean Ohio Assistance Fund (COAF), for the Northgate Redevelopment Project, emergency.
- ORDINANCE NO. 136-2011**  
PASSED 09-26-11
- LAND REUTILIZATION PROGRAM**  
Adopt and implement procedures to facilitate effective reutilization of nonproductive land in the City of Barberton, emergency.
- ORDINANCE NO. 137-2011**  
PASSED 09-26-11
- AMENDING ORD. NO. 203-2011 – EMPLOYEE COMPENSATION AND PAY GRADES FOR NON-BARGAINING EMPLOYEES**  
Amending Ord. No. 203-2010, “Employee Compensation and Pay Grades for Non-Bargaining Employees,” by deleting the position of “General Foreman Street Department” in Pay Grade 6 and adding the position of “General Foreman” in Pay Grade 6, emergency.
- ORDINANCE NO. 138-2011**  
PASSED 09-26-11
- APPROPRIATION – BEAUTIFICATION – HOLIDAY LIGHTING**  
Appropriating \$7,250 from the Unappropriated Item of the Beautification Operating Fund to the Beautification Operating Budget, due to a grant from the Barberton Community Foundation, for the 2011 Holiday Lighting, emergency.
- ORDINANCE NO. 139-2011**  
PASSED 09-26-11
- APPROPRIATION – PARKS – EDGEWOOD PARK**  
Appropriating \$2,400 from the Unappropriated Item of the Parks Capital Improvement Fund to the Parks Improvement Fund Capital Budget, to construct a fence around the existing spray park at Edgewood Park, emergency.
- ORDINANCE NO. 140-2011**  
PASSED 09-26-11
- ADOPTING THE IAFF LOCAL 329 AGREEMENT**  
Ordinance of the Council of the City of Barberton adopting and approving the collective bargaining agreement between the City of Barberton and IAFF Local 329, emergency.
- ORDINANCE NO. 141-2011**  
PASSED 10-10-11
- ENTER INTO CONTRACT – GPD ASSOCIATES I-76 / WOOSTER ROAD PROJECT**  
Authorizing the Mayor to enter into a professional services contract with GPD Associates, for \$44,500, for engineering services for the I-76 /Wooster Road West Project, emergency.
- ORDINANCE NO. 142-2011**  
PASSED 10-10-11
- ENTER INTO CONTRACT – DIRECT INDICTMENT SERVICES**  
Authorizing the Mayor to enter into a one-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. 143-2011**  
PASSED 10-10-11
- BARBERTON DEVELOPMENT CODE AMENDMENTS ENTERTAINMENT DEVICE ARCADES**  
Amending Table 1130(I), Use Group 16(C), “Special Highway Commercial Uses,” of the Barberton Development Code, to include “Entertainment Device Arcades” and Section 1360(B), “Definitions,” to amend (1) “Adult Use” and to include the definition of “Entertainment Device Arcades” in said section.

**RESOLUTION NO. 144-2011**  
PASSED 10-10-11

**DESIGNATING DEPOSITORIES FOR PUBLIC FUNDS**

Designating financial institutions as public depositories for the City of Barberton, emergency.

**ORDINANCE NO. 145-2011**  
PASSED 10-10-11

**APPROPRIATION – MUNICIPAL BUILDING ENTRANCE**

Appropriating \$11,075 from the Unappropriated Item of the General Fund to the Building Maintenance Capital Budget, for additional repairs needed at the entrance to the Municipal Building, emergency.