

Council met in **REGULAR SESSION** on Monday, April 25, 2016, at 7:57 P.M. in the Council Chambers with President Maurer presiding. Members present: Angeloff, Coburn, Debevec, Frey, Megyes, Palmer, Soyars, and Conrad-Wokojance. The Pledge of Allegiance to the Flag was recited and Mrs. Coburn gave the Invocation.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Regular Legislative Session held on Monday, April 11, 2016, as presented. All Members voted "yea." Motion carried.

### **PETITIONS AND CLAIMS**

None.

### **MATTERS REFERRED**

Each Council Member, the Mayor and Service Director were given a report prepared by the Council Clerk listing all matters before all committees.

### **CITIZENS ADDRESSING COUNCIL**

None.

**The following Minutes are not transcribed verbatim. This meeting has been recorded in its entirety and the tape is catalogued in the Clerk of Council's office.**

### **FIRST READING OF ORDINANCES AND RESOLUTIONS**

#### **ORDINANCE NO. 34-2016**

**ORDINANCE NO. 34-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: APPROPRIATION - RESERVOIR SURVEY. AN ORDINANCE APPROPRIATING \$113,870 FROM THE UNAPPROPRIATED ITEM OF THE WATER FUND TO THE WATER FUND OPERATING BUDGET FOR THE RESERVOIR SURVEY, AND DECLARING AN EMERGENCY.** It was moved by Mrs. Debevec, seconded by Mr. Palmer, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "yea." Motion carried. It was moved by Mrs. Debevec, seconded by Mr. Palmer, that **ORDINANCE NO. 34-2016 BE ADOPTED.** All Members voted "yea." Motion carried.

#### **ORDINANCE NO. 35-2016**

**ORDINANCE NO. 35-2016. PRESENTED BY: MR. PALMER. TITLE: ENTER INTO CONTRACT – CT CONSULTANTS - INFLOW AND INFILTRATION REDUCTION PROGRAM. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CT CONSULTANTS IN AN AMOUNT NOT TO EXCEED \$35,000 FOR ONGOING ASSISTANCE WITH IDENTIFICATION AND CORRECTION OF INFLOW AND INFILTRATION**

**PROGRAMS IN THE COLLECTION SEWERS, AND DECLARING AN EMERGENCY.**

It was moved by Mr. Palmer, seconded by Mr. Megyes, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Palmer, seconded by Mr. Megyes, that **ORDINANCE NO. 35-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 36-2016**

**ORDINANCE NO. 36-2016. PRESENTED BY: MR. PALMER. TITLE: ENTER INTO CONTRACT – CT CONSULTANTS - NORTON ACRES PACKAGE PLANT ELIMINATION. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CT CONSULTANTS IN AN AMOUNT NOT TO EXCEED \$384,600 FOR THE DESIGN OF SANITARY SEWERS TO ELIMINATE THE NORTON ACRES PACKAGE PLANT, AND DECLARING AN EMERGENCY.** It was moved by Mr. Palmer, seconded by Mr. Megyes, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Palmer, seconded by Mr. Megyes, that **ORDINANCE NO. 36-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 37-2016**

**ORDINANCE NO. 37-2016. PRESENTED BY: MR. PALMER. TITLE: ENTER INTO CONTRACT – JOSEPH H. MOINE, JR. - RESERVOIR SURVEY. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH JOSEPH H. MOINE, JR. IN AN AMOUNT NOT TO EXCEED \$113,870 TO SURVEY THE LANDS OF THE BARBERTON RESERVOIR, AND DECLARING AN EMERGENCY.** It was moved by Mr. Palmer, seconded by Mr. Megyes, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Palmer, seconded by Mr. Megyes, that **ORDINANCE NO. 37-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 38-2016**

**ORDINANCE NO. 38-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: BOND ORDINANCE - VARIOUS PURPOSE IMPROVEMENT REFUNDING BONDS. AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,505,000 FOR THE PURPOSE OF PAYING COSTS OF REFUNDING AT A LOWER INTEREST COST CERTAIN OF THE CITY’S OUTSTANDING VARIOUS PURPOSE IMPROVEMENT BONDS, SERIES 2009, DATED JULY 6, 2009, AND DECLARING AN EMERGENCY.** It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that **ORDINANCE NO. 38-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

*Before the First Reading of Ordinance No. 39-2016, the Clerk read the Fiscal Officer's Certificate dated April 25, 2016 from Raymond E. Flickinger, Finance Director.*

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of bonds in the maximum principal amount of \$2,775,000 (the Bonds) for the purpose of paying costs of improving streets, roads, driveway aprons and alleys in the City by resurfacing, reconstructing, paving and making other improvements as designated in the plans approved or to be approved by Council (the Improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 15 years, being my estimate of the life or period of usefulness of the improvement.

**ORDINANCE NO. 39-2016**

**ORDINANCE NO. 39-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: BOND ORDINANCE - STREET IMPROVEMENT BONDS. AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,775,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING STREETS, ROADS, DRIVEWAY APRONS AND ALLEYS IN THE CITY BY RESURFACING, RECONSTRUCTING, PAVING AND MAKING OTHER IMPROVEMENTS AS DESIGNATED IN THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY.** It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "yea." Motion carried. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, that **ORDINANCE NO. 39-2016 BE ADOPTED.** President Maurer told Mr. Flickinger he appreciates his efforts to save the city money and stated they should have all of their debt below 2% interest at this point. All Members voted "yea." Motion carried.

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

None.

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 25-2016**

**ORDINANCE NO. 25-2016. PRESENTED BY: MRS. ANGELOFF. TITLE: ZONING MAP AMENDMENT - 1058 WOOSTER ROAD WEST. AN ORDINANCE AUTHORIZING THE REZONING OF 1058 WOOSTER ROAD WEST FROM C2 (NEIGHBORHOOD COMMERCIAL) TO RM18 (RESIDENTIAL MULTI-FAMILY).**

President Maurer reaffirmed with Mr. Stefan that this ordinance was unanimously recommended by the Planning Commission. He stated for everyone who has forgotten over the last 6 weeks, this is the old Dr. Puskar Building on Wooster Road West – and after that it was the Community Care Center before they moved to Wooster Road North. It was moved by Mrs. Angeloff, seconded by Mrs. Frey, that **ORDINANCE NO. 25-2016 BE ADOPTED**. All Members voted “yea.” Motion carried.

### **APPOINTMENTS**

None.

### **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Maurer stated if council has not turned in their Financial Disclosure Statement to the Ethics Commission, they want to make sure to do that because it is \$10.00 fine for every day they are late. He said he is sure most people have done it and they can do it online but you have to use a credit card.

*After the Mayor spoke* President Maurer stated that a lot of people do not realize that Barberton Summa is not just Barberton that we get into Green and other areas. He said they think of Barberton as 28,000 people but as the Mayor said it is almost 200,000 people that the hospital actually takes care of which explains why they made all of these investments in the City with the new ER – the heart/cancer. He said this is really good for us and he would like us to maintain a good relationship with Summa.

Mr. Megyes stated the following Thursday he will be having a ward meeting at 7:00pm at the Active Adult Center.

Mr. Megyes said on Saturday the Masonic Temple will be hosting a “Grapes on the Lake.” He said the tickets are \$20 and \$25 at the door. He said they will be having jazz music and wine – what else do you need.

### **COMMUNICATION FROM THE MAYOR**

Mayor Judge stated it was a busy week. He thanked anyone who came out for “4<sup>th</sup> Friday” even though the weather was a little cool.

Mayor Judge said Saturday morning was Barberton Clean Up Day which had a great response and a lot of participation. He said Lisa McLean always gets him the numbers but she has not had the opportunity to do that yet.

Mayor Judge stated on Saturday afternoon was the kick off for the “Inside Out” art project around town. He said they had that at the Akron Art Museum so we are one of several communities in the Akron area who are participating. He said if you get a chance to grab a map and they will be doing tours throughout the summer. He stated the communities participating are Barberton, Firestone Park, Kenmore, and Northwest Akron – Wallhaven Area.

Mayor Judge said there will be a Health District meeting on the following Wednesday.

Mayor Judge stated on Saturday is the “Drug Take Back Program” by our Police Department at the former First Merit Building.

Mayor Judge said he sent to all of council an e-mail with the news of the investment in Summa that was released last week. He stated if there are any questions to please let him know and he will sit down and talk about it. He said they should have shovels in the ground by this time next year. He said it is a big win for the community, a big win for Summa and all of the 200,000+ people that Barberton Summa oversees. He said their commitment is strong and if there are details or questions anyone has to feel free to give him a call.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to adjourn.

Adjourned: 8:15 P.M.

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Frederick S. Maurer  
President of Council

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Renee Fox  
Clerk of Council