

Council met in **REGULAR SESSION** on Monday, July 11, 2016, at 7:30 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. Conrad-Wokojance 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, June 27, 2016, as presented. All Members voted “yea.” Motion carried.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Special Session held on Tuesday, July 5, 2016, as presented. All Members voted “yea.” Motion carried.

It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, to accept the Finance Department Report for June 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.

Prior to the meeting, a request was made by Elizabeth Daugherty, Director of Public Safety and Human Resources to go into Executive Session in order to discuss a Collective Bargaining Contract, if needed. President Maurer stated all of council should have a copy of the collective bargaining contract which is pretty straight forward. He said if there are any questions regarding the contract and because it has not been ratified, it should be done in executive session. He asked the body if anyone has any questions they feel needs to be discussed. There were no questions. He said again it is a very straight forward contract and pretty much the same as they have been operating under for some time and so if that is the case there will be no need for an Executive Session.

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. 69-2016

ORDINANCE NO. 69-2016. PRESENTED BY: MR. MEGYES. TITLE: SALE OF PROPERTY - ELSON POINTE OH, LLC. AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO SELL THE CITY OWNED PROPERTIES 01.15947, 01.15948, 74.00259, 74.00260, 74.00261, 74.00262 & 74.00263 TO ELSON POINTE OH, LLC FOR THE SUM OF \$1.00 PLUS ALL CLOSING COSTS. It was moved by

Mr. Megyes, seconded by Mrs. Coburn, 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. Megyes, seconded by Mrs. Coburn, that **ORDINANCE NO. 69-2016 BE ADOPTED.** President Maurer stated none of the lots are buildable and most of them were put there as easements for utilities and so on and they are really not going to be of any use to anybody. He said that is why the cost is \$1.00 for all of them because they are really not worth anything. All Members voted “yea.” Motion carried.

ORDINANCE NO. 70-2016

ORDINANCE NO. 70-2016. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT - PERRIN ASPHALT. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH PERRIN ASPHALT, WITHOUT COMPETITIVE BIDDING, TO PAVE THE PARKING LOT AT McCAFFERTY PARK, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mrs. Coburn, 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. Megyes, seconded by Mrs. Coburn, that **ORDINANCE NO. 70-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 71-2016

ORDINANCE NO. 71-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: APPROPRIATION - 2016 MUM FESTIVAL. AN ORDINANCE APPROPRIATING \$10,000 FROM THE UNAPPROPRIATED ITEM OF THE BEAUTIFICATION OPERATING FUND TO THE BEAUTIFICATION OPERATING BUDGET DUE TO MONIES TRANSFERRED FROM THE BARBERTON COMMUNITY FOUNDATION BEAUTIFICATION PASS THROUGH FUND, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, 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 Mrs. Debevec, seconded by Mr. Megyes, that **ORDINANCE NO. 71-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 72-2016

ORDINANCE NO. 72-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: APPROPRIATION - McCAFFERTY PARK. AN ORDINANCE APPROPRIATING \$4,000 FROM THE UNAPPROPRIATED ITEM OF THE GENERAL FUND TO THE PARKS MAINTENANCE OPERATING BUDGET TO PAVE THE PARKING LOT AT McCAFFERTY PARK, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, 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 Mrs. Debevec, seconded by Mr. Megyes, that **ORDINANCE NO. 72-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 73-2016

ORDINANCE NO. 73-2016. PRESENTED BY: MRS. FREY. TITLE: ENTER INTO CONTRACT – ODOT - I-76/WOOSTER ROAD/EAST AVENUE INTERCHANGE. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON AUTHORIZING THE MAYOR TO ENTER INTO A MAINTENANCE AGREEMENT WITH THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR LONG TERM MAINTENANCE OF THE RECONSTRUCTED IR-76 / WOOSTER

ROAD / EAST AVENUE INTERCHANGE, AND DECLARING AN EMERGENCY. It was moved by Mrs. Frey, 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. Frey, seconded by Mr. Palmer, that **ORDINANCE NO. 73-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 74-2016

ORDINANCE NO. 74-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: AMENDING ORDINANCE NO. 135-2015 - EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES. AN ORDINANCE AMENDING ORDINANCE NO. 135-2015, “EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES,” IN ORDER TO ADD THE POSITION OF PART TIME BUILDING OFFICIAL, REMOVING THE MERLITTI NAME AFTER PART TIME PROSECUTOR AND INCREASING THE PAY RATE FOR THE POSITION OF PART TIME ASSISTANT TO MANAGER OF WATER TREATMENT PLANT, 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. 74-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 75-2016

ORDINANCE NO. 75-2016. PRESENTED BY: MRS. DEBEVEC. TITLE: ADOPTING THE AFSCME AGREEMENT. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON ADOPTING AND APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BARBERTON AND AFSCME LOCAL 265, 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. 75-2016 BE ADOPTED.** All Members voted “yea.” Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 59-2016

ORDINANCE NO. 59-2016. PRESENTED BY: MR. PALMER. TITLE: APPROVE SANITARY SEWER AGREEMENT. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON TO APPROVE THE SANITARY SEWER AGREEMENT BETWEEN THE CITY OF BARBERTON AND THE CITY OF NORTON, AND DECLARING AN EMERGENCY. *1ST Reading June 27, 2016.*

THIRD READING OF ORDINANCES AND RESOLUTIONS

None

APPOINTMENTS

None

MISCELLANEOUS AND UNFINISHED BUSINESS

The Clerk stated the Liquor License Hearing which was scheduled for that day for Ramvani, Inc. has been continued.

President Maurer thanked all of the members of council who have stayed in compliance with the state mandate that they all have open meeting training. (*Meeting held in Norton*) He said it was well attended, and all members have done it or are in the process of doing it. He stated Norton was very gracious to supply them with a meeting room. He said there were communities from Portage County, Ravenna, Wadsworth, Norton, and Barberton. He stated Mayor Zita and his staff were very hospitable and they appreciate it.

President Maurer reminded the department heads there is one more legislative session before the August recess so if you have anything looming make sure the Clerk has plenty of time to deal with it.

Mrs. Debevec stated she wanted to echo the Mayor – the previous night she was walking her dog at 1:00 am and there were about 75 kids at the Lake for Pokémon. She said they were really good kids and it was so nice to see.

COMMUNICATION FROM THE MAYOR

Mayor Judge stated this month's Change for Change will be held on Friday, July 22nd at the Hungarian Club supporting Relay for Life which is Saturday, July 16th starting at noon at Lake Anna. He said the City of Barberton has a team and if you are interested in signing up there is still time.

Mayor Judge said the road program is underway so you may receive some questions or calls from constituents. He said right now they are on the north side of town in ward four on Erie and Ontario area and they are also in the third ward on Austin Drive.

Mayor Judge stated there is a little bit of excitement associated with Lake Anna today. He said if you have kids or grandkids you may want to get caught up. He said there is an app on your phone that is called Pokémon Go and it has created Lake Anna as a hot spot. He said all day long he has seen groups of kids and kids at heart walking around Lake Anna with their cell phones. He said he doesn't know everything about it but it is cool seeing so many people down at Lake Anna walking around and hopefully that continues.

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

Adjourned: 7:53 P.M.

Frederick S. Maurer
President of Council

Renee Fox
Clerk of Council