

Council met in **REGULAR SESSION** on Monday, December 21, 2015, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Avant, Debevec, Endres, Frey, Lysenko, Megyes, and Soyars. The Pledge of Allegiance to the Flag was recited and Mr. Endres 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, December 14, 2015, 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. 195-2015

ORDINANCE NO. 195-2015. PRESENTED BY: MRS. DEBEVEC. TITLE: PERMISSIVE LICENSE TAX INCREASE. AN ORDINANCE AUTHORIZING THE CITY OF BARBERTON TO LEVY A MUNICIPAL MOTOR VEHICLE LICENSE FEE PURSUANT TO SECTION 4504.172 OF THE OHIO REVISED CODE. It was moved by Mrs. Debevec, seconded by Mr. Lysenko, 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. Lysenko, that **ORDINANCE NO. 195-2015 BE ADOPTED.** Frey, Megyes, Endres, Debevec, Avant, and Soyars voted “yea.” Mr. Lysenko voted “no.” Motion carried.

ORDINANCE NO. 196-2015

ORDINANCE NO. 196-2015. PRESENTED BY: MR. WAGNER. TITLE: ENTER INTO CONTRACT - CT CONSULTANTS. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CT CONSULTANTS, IN THE AMOUNT OF \$15,000, FOR THE CONNECTION OF THE INTERSTATE INDUSTRIAL PARK SEWER SYSTEM TO THE BARBER ROAD TRUNK IN NORTON, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mr. Avant, 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 Mr. Avant, that **ORDINANCE NO. 196-2015 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 197-2015

ORDINANCE NO. 197-2015. PRESENTED BY: MR. WAGNER. TITLE: ENTER INTO CONTRACT - BURGESS & NIPLE. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BURGESS & NIPLE, IN THE AMOUNT OF \$23,900, TO ASSIST WITH THE HAZARDOUS ALGAE BLOOM (HAB) CONTINGENCY PLAN AND FOR THE EVALUATION OF THE CITY’S EMERGENCY WATER INTERCONNECTS AS REQUIRED BY THE OHIO EPA, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mr. Avant, 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 Mr. Avant, that **ORDINANCE NO. 197-2015 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 198-2015

ORDINANCE NO. 198-2015. PRESENTED BY: MR. MEGYES. TITLE: FOUNDATION GRANT REQUEST - WATER FOWL ISSUE. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE DIRECTOR OF PARKS AND RECREATION TO THE BARBERTON COMMUNITY FOUNDATION, IN AN AMOUNT NOT TO EXCEED \$13,000, TO ASSIST IN ADDRESSING THE WATER FOWL ISSUE AT LAKE ANNA AND OTHER PARKS, AND DECLARING AN EMERGENCY. It was moved by Mr. Megyes, seconded by Mr. Avant, 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 Mr. Avant, that **ORDINANCE NO. 198-2015 BE ADOPTED.** All Members voted “yea.” Motion carried.

RESOLUTION NO. 199-2015

RESOLUTION NO. 199-2015. PRESENTED BY: ALL OF COUNCIL. SPONSORED BY: MR. AVANT. TITLE: COMMENDATION – MAGICAL THEATRE COMPANY. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON TO HONOR AND GIVE PUBLIC RECOGNITION TO MAGICAL THEATRE COMPANY ON THE RENOVATION OF THE PARK THEATRE AND CIVIC CONTRIBUTION. It was moved by Mr. Avant, seconded by Mr. Soyars, 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. Avant, seconded by Mr. Soyars, that **RESOLUTION NO. 199-2015 BE ADOPTED.** President Maurer stated the City of Barberton has been fighting to remake itself for the last 30-35 years. He said we have been pretty successful at it and have done a lot of really nice things. He said we have had a lot of help from very aggressive administrations, planning department and the Magical Theatre Company is one of those things that set us apart. He said he can’t think of anyplace that he has been to in the whole part of Northeast Ohio that has anything like the Magical Theatre Company. He stated we are nationally recognized and he thinks it is really great that we as a body recognize the efforts put forth by Holly and Dennis for the work they have done exposing our young people to give them the appreciation for the live performing theatre arts. He said this is really an outstanding thing and he appreciates Mr. Avant and Mr. Soyars bringing this together with the support of city council. All Members voted “yea.” Motion carried.

ORDINANCE NO. 200-2015

ORDINANCE NO. 200-2015. PRESENTED BY: MRS. FREY. TITLE: YEAR END APPROPRIATION AMENDMENT. AN ORDINANCE MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO COVER EXPENSES TO THE END OF THE FISCAL YEAR, AND DECLARING AN EMERGENCY. It was moved by Mrs. Frey, seconded by Mrs. Debevec, 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 Mrs. Debevec, that **ORDINANCE NO. 200-2015 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 201-2015

ORDINANCE NO. 201-2015. PRESENTED BY: MRS. FREY. TITLE: 2016 TEMPORARY OPERATING BUDGET. AN ORDINANCE ADOPTING A BUDGET FOR VARIOUS FUNDS OF THE CITY OF BARBERTON FOR THE TEMPORARY BUDGET PERIOD BEGINNING JANUARY 1, 2016 AND PROVIDING FOR THE ADMINISTRATION THEREOF, AND DECLARING AN EMERGENCY. It was moved by Mrs. Frey, seconded by Mrs. Debevec, 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 Mrs. Debevec, that **ORDINANCE NO. 201-2015 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 202-2015

ORDINANCE NO. 202-2015. PRESENTED BY: MRS. FREY. TITLE: ENTER INTO CONTRACT – MET LIFE - DENTAL COVERAGE. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A ONE-YEAR CONTRACT WITH MET LIFE TO PROVIDE DENTAL COVERAGE FOR POLICE, FIRE, AND NON-BARGAINING EMPLOYEES, BEGINNING JANUARY 1, 2016 THROUGH DECEMBER 31, 2016, AND

just council or the administration but the people that volunteer in the various community efforts – the foundations, boards, and the committees is what makes this city operate and that is what makes it a great city. He said he just wants to say thank you for letting him have this opportunity. Mr. Avant stated the one thing he learned more than anything is how hard the people work for the City, all of the employees are great people.

Mr. Endres stated he is going to closely repeat Mr. Avant's comments just a little bit differently. He said this body pulls people together in a unique way – the city pulls people together. He said each one of our department heads from the mayor down all works well. He said the commissions and the boards he has served on, and those he has had the pleasure to serve with are a unique bunch of people that come together. He said one of the greatest assets this city has is the employees – genuine employees and volunteers.

The Clerk of Council stated she spoke with Mr. Wagner earlier in the day and he had asked her to relay to everybody that he wished to be here tonight but is still a little too weak and he wanted to thank everyone and to wish everybody a Merry Christmas.

COMMUNICATION FROM THE MAYOR

Mayor Judge stated to update the schedule, there will be no Board of Health that week.

Mayor Judge thanked everyone who came out for the Change for Change event the past Friday. He stated \$580 was raised for Barberton Youth Football. He said the next one will be held January 22nd for Victim Assistance at El Jalapeno.

Mayor Judge stated the past week he attended a quarterly meeting with AMATS, the funding agency in the area that gives us our money (80% of our federal money) for our roads. He said we have been approved for Van Buren Avenue next year, which is over a half of a million dollars in grant money. He said they spoke about a new bill that the president signed a few weeks ago called FAST "Fixing America Surface Transportation Act" which is a five year program through the federal government of \$305 billion dollars. He said through lobbying and keeping our fingers crossed that the money filters down to the State of Ohio and then to the Akron Area and then to the City of Barberton.

Mayor Judge thanked Council for voting and approving several projects earlier this year which has been sent to AMATS for funding. He said they are going through the review process now and hopefully there is additional money through this new act.

Mayor Judge congratulated the Magical Theatre for all their hard work and the Foundation for the matching grant to the Magical Theatre. He said he is echoing some of the sentiments of President Maurer on what they provide not only to our community but the entire area of Northeast Ohio. It said they are a great asset in town and they were given a challenge grant by the Foundation and they met that challenge and exceeded it. He said his hats off to them and if you haven't stopped by to see the renovations or to check out a performance he encourages you to do so.

Mayor Judge thanked all the outgoing council members for putting in your years of service and commitment to the community. He said it is not easy to come here working on legislation and appointments and different things – sitting on commissions and boards. He said taking hot button topics and issues, working with the public and sometimes you have to make decisions that you may not necessary agree with but they are for the betterment of the community as a whole. He said he appreciates everyone's service to the community.

Mayor Judge said – to the new council members – congratulations and welcome and we will have the "official swearing in" here in a few weeks. He stated he has met with some of the new council members but if you have any questions his door is always open.

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

Adjourned: 8:06 P.M.

Frederick S. Maurer
President of Council

Renee Fox
Clerk of Council