

Council met in REGULAR SESSION on Monday, January 23, 2023 at 7:40 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was led President Greer followed by the Invocation by President Greer.

The Clerk called the roll: Members present: President Greer, Mr. Heitic, Mrs. Thompson, Mrs. Bailey, Mrs. Angeloff, Mr. Griffin, Mr. Jaber, Mrs. Coburn, and Mrs. Frey.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, January 9, 2023, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Coburn to approve the Finance Report for the month of December, 2022 as presented. No remarks made. All Members voted "Aye." Motion carried.

### **PETITIONS AND CLAIMS**

There were none.

### **MATTERS REFERRED**

Each Council Member, the Mayor and the Safety and Service Directors were given a report prepared by the Council Clerk listing all matters before all committees with their packets.

### **CITIZENS ADDRESSING COUNCIL**

There were 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**

#### **RESOLUTION NO. 2-2023**

PRESENTED BY MRS. THOMPSON      TITLE: VARIOUS TYPES OF BUSINESSES  
MORATORIUM      A RESOLUTION IMPOSING A MORATORIUM ON THE  
ISSUING OF ZONING PERMITS UNTIL THE ADOPTION OF THE NEW CITY OF  
BARBERTON ZONING CODE FOR USED CAR LOTS, MINI WAREHOUSE, LIMITED  
INDOOR STORAGE, AND DOLLAR STORES WITHIN THE CITY OF BARBERTON,  
WITH THE EXCEPTION OF PERMITTING MINI WAREHOUSES WITHIN INDUSTRIAL  
USE (I1, I2, I3 OR I.U.) ZONING DISTRICTS, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Thompson, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. President Greer called for remarks. Mr. Heitic stated that he feels that this should go the three (3) readings as he feels we are barring businesses from opening. Mrs. Angeloff stated that facts were brought to her attention last week and that she is aware that past ordinances have gone three (3) readings however she feels that this should be passed due to the timing of the previous Resolution expiring. Mr. Jaber stated that he piggybacks Mr. Heitic's remarks and that he knows of a business man who was waiting for the previous Resolution to expire so that he can put a storage business on State Street and that now he is looking elsewhere. Mrs. Angeloff asked Mr. Jaber if the businessman had applied to put build the storage unit. Mr. Jaber stated no that he had not applied yet and was waiting until the previous Resolution to expire. With no other remarks President Greer asked the Clerk to call the roll. Members Thompson, Frey, Coburn, Angeloff, Griffin, and Bailey voted "Aye." Members Heitic and Jaber voted "No". Motion carried. It was moved by Mrs. Thompson, seconded by Mrs. Angeloff, that **RESOLUTION NO. 2-2023 BE ADOPTED.** Members Thompson, Frey, Coburn, Angeloff, Griffin, and Bailey voted "Aye." Members Heitic and Jaber voted "No". Motion carried.

#### ORDINANCE NO. 3-2023

PRESENTED BY MR. JABER & MR. HEITIC      TITLE: ENTER INTO CONTRACT  
TOSHIBA BUSINESS SOLUTIONS      AN ORDINANCE AUTHORIZING THE  
MAYOR, OR HIS DESIGNEE, TO ENTER INTO A FIVE-YEAR LEASE TO OWN  
CONTRACT WITH TOSHIBA BUSINESS SOLUTIONS AS THE CITY'S COPY MACHINE  
SUPPLIER, AND DECLARING AN EMERGENCY.

It was moved by Mr. Jaber, seconded by Mr. Heitic, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "Aye." Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 3-2023 BE ADOPTED.** All Members voted "Aye." Motion carried.

#### ORDINANCE NO. 4-2023

PRESENTED BY MRS. ANGELOFF      TITLE: ENTER INTO CONTRACT  
GPD GROUP INC.      AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER  
INTO CONTRACT WITH GPD GROUP INC. (GPD), FOR GENERAL PROFESSIONAL  
ENGINEERING SERVICES, INCLUDING BUT NOT LIMITED TO, PERMISSIVE AND  
RESIDENTIAL STREET RESURFACING PROGRAMS, INFRASTRUCTURE  
IMPROVEMENT DESIGN/MANAGEMENT, STREET CRACK SEALING, STREET  
STRIPING, AND MISCELLANEOUS ENGINEERING/MANAGEMENT SERVICES, AND  
DECLARING AN EMERGENCY.

It was moved by Mrs. Angeloff and Seconded by Mrs. Bailey, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "Aye." Motion carried. It was moved by Mrs. Angeloff and Seconded by Mrs. Bailey, that **ORDINANCE NO. 4-2023 BE ADOPTED.** All Members voted "Aye." Motion carried.

## **SECOND READING OF ORDINANCES AND RESOLUTIONS**

There were none.

## **THIRD READING OF ORDINANCES AND RESOLUTIONS**

There were none.

## **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Greer reminded Council that although there is no scheduled meeting next Monday, January 30, 2023, as it is the 5<sup>th</sup> Monday, there will be a Budget Workshop meeting at 6:00 PM.

## **COMMUNICATION FROM THE BODY**

Mr. Heitic wanted to commend Council in that during the discussions in the Rules Committee Meeting it was civil and respectful.

Mrs. Thompson wanted to remind everyone that Change for Change is this Friday at Angie's and it is for a cause close to her heart and she wanted to encourage everyone to attend.

Mr. Jaber wanted a moment of silence for 10 victims that died in California this past weekend.

Mrs. Angeloff wanted to request Council to keep the family of Elwood Palmer in our thoughts and prayers as he passed away January 26<sup>th</sup>, 2023. Mr. Palmer is a former Councilperson as well as former Service Director for the City of Barberton.

Mr. Heitic stated that Mr. Palmer was one of the classiest persons he's ever met and served this city his entire life.

## **COMMUNICATION FROM THE MAYOR**

The Mayor wanted to add to Councilwoman Angeloff and Mr. Heitic's comments in that many people are mourning the passing of Mr. Palmer. Mr. Palmer touched more lives than he probably knew and to please keep his family in your thoughts and prayers.

The collection of non-perishables and toiletries continues until the end of January benefiting BACM and the Salvation Army.

Change for Change is this Friday at Angie's Restaurant benefiting Magics Ready to Learn.

As Council brought up earlier in reference to the skate park, there was conversation previously about funding however the City has not heard anything but continue to look at things as they were informed that concrete will be in short supply but the city is still looking into the situation.

In regards to yesterday's weather event, in 18 hours we received approximately 3 ½ inches of very heavy wet snow. The Mayor gave a recap of the drivers and trucks out on the roads but stated that unfortunately there were numerous Facebook posts comparing our roads to Norton's. Residents contacted the Mayor regarding the posts stating that they are inaccurate. The Mayor stated that there is zero information regarding the times and locations of the pictures. It is extremely important for individuals to fact check these posts. Our crews work extremely hard and supply a great service to the residents and businesses in the city. There is a responsibility to posting information on social media and this page and this person does not want to take that responsibility.

The Mayor also addressed that there has been an email circulating to residents regarding providing internet access and digital value in the area. The Mayor has checked the names and email addresses provided in the email and they do return to the persons listed however it comes from an app or a company loads and sends numerous emails. The Mayor contacted several and has received replies that these people feel they have been hacked either through email or Facebook and they are not the ones sending these out. Please inform the Mayor if you receive any of the emails. In terms of the internet access, we are still working with the County and this project is still moving forward.

As previously discussed, the 2023 budget has been distributed and we will be scheduling meetings with Council.

The Mayor stated that he is pleased to announce that his office is starting a Mayor's Youth Advisory Council. This is a great way for high school students to see exactly how government works and have a voice in the process.

Finally, public CPR Classes are starting at the Active Adult Center on February 21<sup>st</sup>. This class is limited to the first 30 people who sign up. We will see how this goes and hopefully be able to schedule more classes at different locations and times around the city. This is free to all citizens.

Erika Baily, Ward 1 Councilwoman, asked if the phone number on the flyer to "Vanessa" is a city employee as she referred citizens to call her to schedule. The Mayor clarified that Vanessa is indeed his Administrative Assistant.

Shorter Griffin, Ward 3 Councilman, stated he has been getting some inquiries regarding the condition of Eastern Road as it is almost unpassable currently. The Mayor stated that it is difficult as a portion is owned by Coventry Township, New Franklin and the City of Barberton. We had money in the budget last year to repave it and it didn't happen. It is still in the budget and the City of Barberton is ready to go it just depends on coordinating the other municipalities. The Mayor stated he would check into it and get back with Council. All agreed that it is possibly the worst street in the City.

Mr. Griffin also had resident questions regarding the condition of the Foundation Fields. The complainant stated that it was unkept and youth is unable to play soccer or baseball on them. The Mayor is aware that a class at Barberton High School sent letters to all Councilpersons

regarding issues in the city. The Mayor stated he reached out to the Principal and the Mayor and some council members are going into the school to answer the questions. This is being scheduled now.

The Mayor stated he has had questions from Mr. Heitic and others regarding demolition and the road budgets and that he will further explain in detail at the Budget Workshops. We are going into an unprecedented year of road paving, 12 years' worth of road paving will occur this year and it is all good things.

Mr. Heitic stated regarding the topic of the Facebook Post and the snow roads and comparison of Norton's roads to Barberton's roads. The difference in the municipalities' roads, urban to rural, emergency hospital access, number of roads, etc. makes this comparison inadequate and disproportionate. The Mayor agreed and used the example that the City of Akron got beat up last year but they took on the contract to clear the expressways in their city as the first priority which left the residential roads as the last priority. Our trucks are ready to go and we watch the weather details constantly to anticipate need.

With nothing further, it was moved by Mr. Heitic and seconded by Mrs. Thompson to adjourn. All voting "Aye" and none apposed.

Meeting Adjourned 8:10 P.M.

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Justin Greer  
President of Council

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Laura J. Ries-Price  
Clerk of Council