

Council met in **REGULAR SESSION** on Monday, October 23, 2023 at 6:20 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was led by President Greer. The Invocation was given by Mrs. Angeloff.

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

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

It was moved by Mr. Heitic, and seconded by Mrs. Thompson to approve the Finance Department’s report for the month of September, 2023 as presented. No remarks made. All Members present voted “Aye.” Mrs. Bailey was absent. Motion carried.

**PETITIONS AND CLAIMS**

There were none.

**MATTERS REFERRED**

Each Council Member, the Mayor, 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**

**ORDINANCE NO. 134-2023**

PRESENTED BY MRS. FREY AND MR. HEITIC TITLE: APPROPRIATION  
FIRE DEPARTMENT AN ORDINANCE APPROPRIATING \$1,383.43 FROM THE  
UNAPPROPRIATED ITEM OF THE GENERAL FUND TO THE FIRE DEPARTMENT’S  
OPERATING BUDGET, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Frey, seconded by Mr. Heitic, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted “Aye,” Mrs. Bailey was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mr. Heitic, that **ORDINANCE NO. 134-2023 BE ADOPTED.** All Members present voted “Aye,” Mrs. Bailey was absent. Motion carried.

**ORDINANCE NO. 135-2023**

PRESENTED BY MR. HEITIC TITLE: APPROPRIATION FINANCE DEPARTMENT  
AN ORDINANCE APPROPRIATING \$877,500.00 FROM THE UNAPPROPRIATED ITEM  
OF THE FEMA FUND TO THE CAPITAL BUDGET OF THE WATER DEPARTMENT IN THE  
FEMA FUND, AND DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Coburn, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted “Aye,” Mrs. Bailey was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 135-2023 BE ADOPTED.** All Members present voted “Aye,” Mrs. Bailey was absent. Motion carried.

ORDINANCE NO. 136-2023

PRESENTED BY MRS. COBURN                      TITLE: AUTHORIZE PAYMENT  
LAMPION COMPANIES/PERRAM ELECTRIC                      AN ORDINANCE AUTHORIZING THE  
DIRECTOR OF FINANCE TO PAY AN INVOICE TO LAMPION COMPANIES/PERRAM  
ELECTRIC IN THE AMOUNT OF \$14,037.08 FOR ADDITIONAL WORK COMPLETED WITH  
THE LIGHTING UPGRADE AT THE SPORTS COMPLEX FIELD, AND DECLARING AN  
EMERGENCY.

It was moved by Mrs. Coburn, seconded by Mrs. Frey, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye," Mrs. Bailey was absent. Motion carried. It was moved by Mrs. Coburn, seconded by Mrs. Frey, that **ORDINANCE NO. 136-2023 BE ADOPTED.** All Members present voted "Aye," Mrs. Bailey was absent. Motion carried.

ORDINANCE NO. 137-2023

PRESENTED BY MR. HEITIC                      TITLE: APPROPRIATION FINANCE DEPARTMENT  
AN ORDINANCE APPROPRIATING \$294,224.45 FROM THE UNAPPROPRIATED ITEM OF THE  
CDBG FUND TO THE PLANNING DEPARTMENTS BUDGET OF THE CDBG FUND, AND  
DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Coburn, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye," Mrs. Bailey was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 137-2023 BE ADOPTED.** All Members present voted "Aye," Mrs. Bailey was absent. Motion carried.

ORDINANCE NO. 138-2023

PRESENTED BY MRS. FREY AND MR. HEITIC                      TITLE: APPROPRIATION  
POLICE DEPARTMENT                      AN ORDINANCE APPROPRIATING \$7,500 FROM  
THE ONEOHIO FUND TO THE POLICE DEPARTMENTS OPERATING ACCOUNT IN THE  
ONEOHIO FUND, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Frey, seconded by Mr. Heitic, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye," Mrs. Bailey was absent. , Mrs. Bailey was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mr. Heitic, that **ORDINANCE NO. 138-2023 BE ADOPTED.** All Members present voted "Aye," Mrs. Bailey was absent. , Mrs. Bailey was absent. Motion carried.

ORDINANCE NO. 139-2023

PRESENTED BY MRS. ANGELOFF                      TITLE: CHANGE ORDER PERRIN ASPHALT  
AND CONCRETE                      AN ORDINANCE AUTHORIZING A CHANGE ORDER FOR  
ADDITIONAL ROAD PAVEMENT RELATED TO EAST HUSTON SEWER, IN AN INCREASED  
AMOUNT OF \$59,700 WITH PERRIN ASPHALT AND CONCRETE (ORDINANCE NO. 69-2023),  
AND DECLARING AN EMERGENCY.

It was moved by Mrs. Angeloff and Seconded by Mr. Griffin, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye," Mrs. Bailey was absent. Motion carried. It was moved by Mrs. Angeloff and Seconded by Mr. Griffin, that **ORDINANCE NO. 139-2023 BE ADOPTED.** All Members present voted "Aye," Mrs. Bailey was absent. Motion carried.

## RESOLUTION NO. 140-2023

PRESENTED BY MRS. BAILEY TITLE: SUPPORT FOR ISSUE #17 COUNTY OF SUMMIT DEVELOPMENTAL DISABILITIES BOARD A RESOLUTION DECLARING IT NECESSARY TO SUPPORT ISSUE 17, SUMMIT DD'S SIX YEAR REPLACEMENT OPERATING LEVY, AND ENSURING THAT OVER FIVE THOUSAND CHILDREN AND ADULTS IN OUR COMMUNITY CONTINUE RECEIVING MANDATED AND NECESSARY SERVICES THROUGHOUT THIS CURRENT DECADE, AND DECLARING AN EMERGENCY.

It was moved by Mr. Jaber, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye," Mrs. Bailey was absent. Motion carried. It was moved by Mr. Jaber, seconded by Mrs. Angeloff, that **RESOLUTION NO. 140-2023 BE ADOPTED.** All Members present voted "Aye," Mrs. Bailey was absent. Motion carried.

## ORDINANCE NO. 141-2023

PRESENTED BY MRS. THOMPSON TITLE: ZONING MAP AMENDMENT FORMER OAKDALE SITE AN ORDINANCE DENYING THE REZONING OF THE FORMER OAKDALE SITE, PARCEL NUMBERS 01.17406, 01.17407, 01.17408, 01.17409, 01.17410, 01.17411, 01.17412, 01.17413, 01.17414, 01.17415, 01.17416, 01.17417, 01.17418, 01.17419, 01.17420, AND 01.17421, TO RM18 (RESIDENTIAL MULTI-FAMILY).

This was the first reading. This will go for three (3) Readings with the second being on Monday, November 13, 2023 and the third being on Monday, November 27, 2023.

This ended the First Readings

## SECOND READING OF ORDINANCES AND RESOLUTIONS

### RESOLUTION NO. 129-2023

PRESENTED BY MR. HEITIC TITLE: GRANT APPLICATION A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON SUPPORTS AND AUTHORIZES THE MAYOR TO APPLY TO THE BARBERTON COMMUNITY FOUNDATION FOR A GRANT IN THE AMOUNT OF \$1,600,000.00 ANNUALLY FOR 25 YEARS.

This was the Second reading. This will go for three (3) Readings with the First Reading having been held on Monday, October 9, 2023 and the Third and final Reading being on Monday, November 13, 2023.

This ended the Second Readings.

## THIRD READING OF ORDINANCES AND RESOLUTIONS

There were none.

## APPOINTMENTS

There were none.

## MISCELLANEOUS AND UNFINISHED BUSINESS

A motion was made by Mr. Heitic to excuse Councilwoman Erika Bailey from tonight's Regular Legislative Meeting. The motion was seconded by Mrs. Coburn. All members present voted "Aye." Motion carried.

## COMMUNICATION FROM THE BODY

President Greer stated that the next Council Meeting will be on Monday, November 6, 2023, as October 30<sup>th</sup> is a 5<sup>th</sup> Monday, and will be a Committee of the Whole meeting.

## COMMUNICATION FROM THE MAYOR

The Mayor opened by thanking everyone who participated in the last Change for Change where over \$270.00 was raised to benefit the Downs Syndrome Association of Northeast Ohio. The next Change for Change will be at the Green Diamond benefiting the Jack Greynold's Memorial Classic Stroke Awareness Fund.

Dedication of the tennis courts at Breitenstine Park and the pickleball courts at Edgewood Park and Tuscora Parks happened this past week. Upon arrival at Tuscora Park for the dedication there were already people on the courts playing. Later in the day the Mayor stated he received a message that over 59 people had already signed up for the Magic City Tuscora Park Pickleball Group. Driving through the parks later in the day people were observed playing on the courts. The Skate Park is also extremely busy and being well utilized. There had been concerns raised that there could be conflict between the Dog Park and the Skate Park. The Mayor stated he attended a Halloween party at the dog park and observed that the dogs did not care about the skaters and the skaters did not care about the dogs. There are no issues. The Mayor also wanted to thank those at Decker Park that invited him to participate in the party.

The Mayor wanted to thank Bob Snyder of the Historical Society and Councilman Shorter Griffin for hosting the walking tour of downtown this past week. It was very informative as they shared a lot of history of the downtown area and the entire city.

Last week, BACM held their Bingo Fundraiser which had a great turnout for a great cause. Also last week the Mayor attend a Homeless Roundtable discussion at the Haven of Rest facility. A lot of major players in the region attended and a lot of great ideas and viewpoints were shared. This conversation will continue with our local task force as many of the same attendees are participating here as well.

The grand opening of Main Street Barberton was last week. This is a great asset which will help to move the downtown area forward. In saying that, this Friday, October 27<sup>th</sup> is our first Fourth Friday event. We started this pre-covid and it was a pretty good success then covid hit and stopped everything so we happy to see this starting back up again.

Earlier today we had the opening of Copart. The Mayor thanked the City Employees who helped and participated in this. The City looks forward to working with them.

Finally, Trick or Treat is this Saturday so please be mindful of the children that will be out participating.

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

Meeting Adjourned 6:47 P.M.

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Justin Greer  
President of Council

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Laura J. Ries-Price  
Clerk of Council