

Council met in **REGULAR SESSION** on Monday, October 9, 2023 at 7:05 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. Bailey.

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

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, September 25, 2023, as presented. No remarks made. All Members present voted “Aye.” Mr. Jaber 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**

**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 first reading. This will go for three (3) Readings with the second being on Monday, October 23, 2023 and the third being on Monday, November 13, 2023.

**RESOLUTION NO. 130-2023**

PRESENTED BY MRS. ANGELOFF      TITLE: GRANT APPLICATION – CMAQ – NORTON  
AVENUE AND WOOSTER ROAD      A RESOLUTION OF THE COUNCIL OF THE CITY OF  
BARBERTON SUPPORTS AND AUTHORIZES THE MAYOR TO FILE2208290 AN  
APPLICATION TO AKRON METROPOLITIAN AREA TRANSPORTATION STUDY (AMATS)  
FOR CONGESTION MITIGATION AIR QUALITY PROGAM (CMAQ) GRANT 2023  
INFRASTRUCTURE PROJECT FUNDING, 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 present voted “Aye.” Mr. Jaber was absent. Motion carried. It was moved by Mrs. Angeloff and Seconded by Mrs. Bailey, that **RESOLUTION NO. 130-2023 BE ADOPTED.** All Members present voted “Aye.” Mr. Jaber was absent. Motion carried.

ORDINANCE NO. 131-2023

PRESENTED BY MRS. COBURN & MRS. ANGELOFF TITLE: ENTER INTO  
CONTRACT SIMONSON CONSTRUCTION SERVICES LLC AN ORDINANCE  
AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH  
SIMONSON CONSTRUCTION SERVICES LLC IN THE TOTAL BID COST OF \$1,181,081.00 TO  
REPLACE WATER MAINS ON TAYLOR ROAD, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Coburn, 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.” Mr. Jaber was absent. Motion carried. It was moved by Mrs. Coburn, seconded by Mrs. Angeloff, that **ORDINANCE NO. 131-2023 BE ADOPTED.** All Members present voted “Aye.” Mr. Jaber was absent. Motion carried.

ORDINANCE NO. 132-2023

PRESENTED BY MRS. COBURN TITLE: CHANGE ORDER UNITED EARTHWORKS  
LLC AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF  
\$184,631.95 WITH UNITED EARTHWORKS LLC, FOR THE BRENTWOOD ESTATES  
SANITARY SEWER AND PACKAGE PLANT ELIMINATION; PHASE 3, 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.” Mr. Jaber was absent. Motion carried. It was moved by Mrs. Coburn, seconded by Mrs. Frey, that **ORDINANCE NO. 132-2023 BE ADOPTED.** All Members present voted “Aye.” Mr. Jaber was absent. Motion carried.

ORDINANCE NO. 133-2023

PRESENTED BY MR. THOMPSON TITLE: ENTER INTO CONTRACT  
BUTCHER & SONS AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER  
INTO CONTRACT WITH BUTCHER & SONS, FOR THE DEMOLITION OF 401 NEWELL ST,  
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. All Members present voted “Aye.” Mr. Jaber was absent. Motion carried. It was moved by Mrs. Thompson, seconded by Mrs. Angeloff, that **ORDINANCE NO. 133-2023 BE ADOPTED.** All Members present voted “Aye.” Mr. Jaber was absent. Motion carried.

This ended the First Readings

SECOND READING OF ORDINANCES AND RESOLUTIONS

There were none.

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 Councilman Shaun Jaber from tonight's Regular Legislative Meeting. The motion was seconded by Mrs. Thompson. All members present voted "Aye." Motion carried.

### **COMMUNICATION FROM THE BODY**

Mr. Griffin stated that he will be hosting a "Downtown Walking Tour" on Wednesday, October 18, 2023 starting at 11:00 A. M. This walk will begin at the Active Adult Center / YMCA and Mr. Griffin will detail the history of some of the buildings in the downtown area. Mr. Griffin will be joined by Rob Snyder, a historian with the Barberton Historical Society who will give a deeper history of our downtown area as well. This is free of charge and all are welcome.

Mr. Griffin also wanted to announce that the NAACP 46<sup>th</sup> Annual Freedom Fund Dinner will be held on Sunday, October 15, 2023 at 1:00 P.M. at the First Presbyterian Church of Barberton. The cost is \$45.00 per person. Tickets may be purchased at the door. This raised funds to grant scholarships benefiting Barberton students who would not normally get scholarship offers from the larger schools.

President Greer stated that the next Council Meeting will be on Monday, October 16, 2023 and will be a Committee of the Whole meeting.

### **COMMUNICATION FROM THE MAYOR**

The Mayor stated that this past weekend there was a sinkhole on 15<sup>th</sup> Street NW. The Mayor stated that this incident had unfairly become politicized. He then gave a history of the street and its issues. The Mayor described the process the Street Department uses to handle sinkhole situations when they arise. The Mayor stated that we are making great strides with improvements to our infrastructure but we need to remember that it is old and there will be failures.

This past week was the Barberton third grader's annual tour of the Municipal Building, the Barberton Library, the Magical Theater The Diamond Match building and many downtown area locations. It is very important to teach our students the history of Barberton. The Mayor wanted to thank the participants that make this possible for our students.

The Mayor wanted to share updates on where we are heading into fall. We have used 355 tons of asphalt in our paving projects and 268 tons of asphalt mill and fill for our pot hole and strip paving projects.

The next Change for Change benefiting the Down Syndrome Association of Northeast Ohio will be at El Tule on West Tuscarawas Avenue on October 20, 2023 from 4:30 to 7:00 P.M. The last Change for Change raised \$680.00 for The Victim's Assistance Program.

The Mayor closed, saying that he would repeat the following information every week until it is completed. The Mayor then detailed the road construction/reconstruction projects in each area of the city giving projected completion dates and current progress. Changes occur weekly depending on the weather and the decisions made by the State.

Mr. Heitic asked if there was a rough estimate as to when the South VanBuren Avenue project will begin. The Mayor answered that the project will be going out to bid very soon and it all depends on the weather conditions for this winter and spring as to when construction will begin. This being a major reconstruction project requires cooperation with, and we are working with, Dominion East Ohio Gas as well as First Energy.

Mrs. Angeloff clarified that the reconstruction only goes to Russell Avenue and not all the way to Eastern Road. The Mayor verified this. Mrs. Angeloff stated that she had received calls asking as there was some mis-information out there. The Mayor explained that beyond Russell Avenue, South VanBuren will be repaved to Eastern Road. The Mayor further explained that he has been working with Coventry Township, Summit County Engineers, and New Franklin in regards to the paving of Eastern Road. We would like to repave all the way to Vanderhoof Road but South VanBuren goes into New Franklin and then back into Barberton. This makes paving difficult as there are several municipalities, Councils and funding involved.

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 7:27 P.M.

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Justin Greer  
President of Council

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Laura J. Ries-Price  
Clerk of Council