

Council met in REGULAR SESSION on Monday, March 13, 2023 at 6:53 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 Mr. Griffin.

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

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, February 27, 2023, as presented. No remarks made. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Finance Report for the month of February, 2023 as presented. No remarks made. All Members present voted "Aye." Mrs. Coburn was absent. 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.

### **PRESENTATION OF RESOLUTION 16-2023 TO CHEF ALEJANDRO NAJAR**

Chef Najar had to reschedule presentation to a later date which is yet to be determined.

*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. 18-2023**

PRESENTED BY MR. HEITIC      TITLE: APPROPRIATION FINANCE DEPARTMENT  
AN ORDINANCE APPROPRIATING \$500,000 FROM THE UNAPPROPRIATED ITEM OF  
THE GENERAL FUND TO THE MISCELLANEOUS GENERAL FUND OPERATING AND  
MAINTENANCE BUDGET, AND DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 18-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

## ORDINANCE NO. 19-2023

PRESENTED BY MR. HEITIC TITLE: NOTE ORDINANCE METER READING  
SYSTEM REPLACEMENT PROJECT AN ORDINANCE PROVIDING FOR THE  
ISSUANCE AND SALE OF NOT TO EXCEED \$275,000 OF NOTES, IN ANTICIPATION  
OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING  
AND INSTALLING ADVANCED RADIO METERING SYSTEM EQUIPMENT TO BE  
USED IN CONNECTION WITH THE MUNICIPAL SEWER AND WATER SYSTEMS,  
TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING  
AN EMERGENCY.

### FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$275,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of acquiring and installing advanced radio metering system equipment to be used in connection with the municipal sewer and water systems, together with all necessary appurtenances thereto (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 10 years, being my estimate of the life or period of usefulness of the improvement. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds; therefore, the maximum maturity of the Bonds is 8 years.
3. The maximum maturity of the Notes is April 20, 2032, which is 15 years from April 20, 2017, the date of issuance of the original notes issued for this purpose.

Dated: February 13, 2023

\_\_\_\_\_  
Jeremy Flaker,  
Director of Finance  
City of Barberton, Ohio

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 19-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 20-2023

PRESENTED BY MR. HEITIC      TITLE: NOTE ORDINANCE TRICKLING FILTER  
SYSTEM AT WASTE WATER TREATMENT PLANT      AN ORDINANCE  
PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$75,000 OF NOTES,  
IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING  
COSTS OF RECONSTRUCTING AND IMPROVING THE TRICKLING FILTER SYSTEM  
AT THE MUNICIPAL WASTE WATER TREATMENT PLANT, TOGETHER WITH ALL  
APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$75,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of reconstructing and improving the trickling filter system at the municipal waste water treatment plant, together with all appurtenances thereto, (the improvement):

1.      The estimated life or period of usefulness of the improvement is at least five years.
2.      The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years, being my estimate of the life or period of usefulness of the improvement. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3.      The maximum maturity of the Notes is April 15, 2040, which is 20 years from April 15, 2020, the date of issuance of the original notes issued for this purpose.

Dated: February 13, 2023

\_\_\_\_\_  
Jeremy Flaker,  
Director of Finance  
City of Barberton, Ohio

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 20-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 21-2023

PRESENTED BY MR. HEITIC      TITLE: NOTE ORDINANCE STREET IMPROVEMENT  
PROJECT      AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF  
NOT TO EXCEED \$1,430,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF  
BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING STREETS AND  
ROADS IN THE CITY BY RESURFACING, RECONSTRUCTING, PAVING AND MAKING  
OTHER IMPROVEMENTS, TOGETHER WITH ALL NECESSARY RELATED

IMPROVEMENTS AND APPURTENANCES THERETO, AS DESIGNATED IN THE  
PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN  
EMERGENCY.

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$1,430,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of improving streets and roads in the City by resurfacing, reconstructing, paving and making other improvements, together with all necessary related improvements and appurtenances thereto, as designated in the plans approved or to be approved by Council (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 15 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is April 13, 2042, which is 20 years from April 13, 2022, the date of issuance of the original notes issued for this purpose.

Dated: February 13,, 2023

\_\_\_\_\_  
Jeremy Flaker,  
Director of Finance  
City of Barberton, Ohio

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 21-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 22-2023

PRESENTED BY MR. HEITIC TITLE: NOTE ORDINANCE STORM WATER  
MANAGEMENT SYSTEM PROJECT AN ORDINANCE PROVIDING FOR THE  
ISSUANCE AND SALE OF NOT TO EXCEED \$350,000 OF NOTES, IN ANTICIPATION  
OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING  
THE CITY'S STORM WATER MANAGEMENT SYSTEM BY CONSTRUCTING AND  
IMPROVING STORM WATER DRAINAGE FACILITIES INCLUDING BUT NOT LIMITED  
TO STORM SEWERS, DITCHES, BACKFLOW PREVENTION DEVICES, WETLAND  
CONSTRUCTION, CATCH BASINS AND OTHER FACILITIES FOR THE RETENTION  
AND CONTROL OF WATERS, TOGETHER WITH ALL NECESSARY APPURTENANCES  
THERETO AND ACQUIRING ANY REAL ESTATE OR INTERESTS IN REAL ESTATE  
NECESSARY THEREFOR, AS DESIGNATED IN THE PLANS APPROVED OR TO BE  
APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY.

## FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$350,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of improving the City's storm water management system by constructing and improving storm water drainage facilities including but not limited to storm sewers, ditches, backflow prevention devices, wetland construction, catch basins and other facilities for the retention and control of waters, together with all necessary appurtenances thereto and acquiring any real estate or interests in real estate necessary therefor, as designated in the plans approved or to be approved by Council (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is 240 months from their date of issuance.

Dated: February 13,, 2023

\_\_\_\_\_  
Jeremy Flaker,  
Director of Finance  
City of Barberton, Ohio

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 22-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

## ORDINANCE NO. 23-2023

PRESENTED BY MR. HEITIC      TITLE: NOTE ORDINANCE FRONT LOADER  
ACQUISITION PROJECT      AN ORDINANCE PROVIDING FOR THE ISSUANCE  
AND SALE OF NOT TO EXCEED \$115,000 OF NOTES, IN ANTICIPATION OF THE  
ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF ACQUIRING A  
FRONT LOADER FOR USE IN CARRYING OUT FUNCTIONS OF THE ROAD AND  
STORM SEWER DEPARTMENTS, AND DECLARING AN EMERGENCY.

## FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio:

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$115,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of acquiring a front loader for use in carrying out functions of the road and storm sewer departments (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.

2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 10 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.

3. The maximum maturity of the Notes is 180 months from their date of issuance.

Dated: March 7, 2023

\_\_\_\_\_  
Jeremy Flaker,  
Director of Finance  
City of Barberton, Ohio

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 23-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

#### ORDINANCE NO. 24-2023

PRESENTED BY MRS. FREY & MR. HEITIC TITLE: APPROPRIATION POLICE  
DEPARTMENT AN ORDINANCE APPROPRIATING \$7,500 FROM THE  
ONEOHIO FUND TO THE POLICE DEPARTMENT 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. Coburn was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mr. Heitic, that **ORDINANCE NO. 24-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

#### ORDINANCE NO. 25-2023

PRESENTED BY MRS. FREY & MR. HEITIC TITLE: AUTHORIZE PAYMENT  
LIFE FORCE MANAGEMENT AN ORDINANCE AUTHORIZING THE  
DIRECTOR OF FINANCE TO PAY AN INVOICE IN THE AMOUNT OF \$5,795.43 TO LIFE  
FORCE MANAGEMENT FOR EMS COLLECTION FEES, 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. Coburn was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mr. Heitic, that **ORDINANCE NO. 25-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 26-2023

PRESENTED BY MR. HEITIC      TITLE: AMENDMENT OF CIVIL SERVICE RULES  
AN ORDINANCE AMENDING ORDINANCE NO. 11-2021 TO AMEND THE CIVIL  
SERVICE RULES, REGULATIONS AND PROCEDURES TO ADD LANGUAGE FOR  
LATERAL TRANSFERS FOR POLICE AND FIRE, AND DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 26-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 27-2023

PRESENTED BY MRS. THOMPSON      TITLE: 2023 RESIDENTIAL DEMOLITION  
PROGRAM ENTER INTO CONTRACT – BUTCHER & SON      AN ORDINANCE  
AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH BUTCHER & SON  
EXCAVATING, INC., THE LOWEST AND/OR BEST BIDDER, FOR THE 2023  
RESIDENTIAL DEMOLITION PROGRAM, 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." Mrs. Coburn was absent. Motion carried. It was moved by Mrs. Thompson, seconded by Mrs. Angeloff, that **ORDINANCE NO. 27-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 28-2023

PRESENTED BY MR. HEITIC      TITLE: APPROPRIATION FINANCE DEPARTMENT  
AN ORDINANCE APPROPRIATING \$30,000 FROM THE UNAPPROPRIATED ITEM OF  
THE COURT SPECIAL PROJECTS-GENERAL FUND TO THE CAPITAL BUDGET OF  
THE COURT SPECIAL PROJECTS-GENERAL FUND, AND DECLARING AN  
EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 28-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 29-2023

PRESENTED BY MR. HEITIC TITLE: APPROPRIATION FINANCE DEPARTMENT  
AN ORDINANCE APPROPRIATING \$275,000 FROM THE UNAPPROPRIATED ITEM OF  
THE CITY GRANT FUND TO THE PLANNING DEPARTMENT'S OPERATION AND  
MAINTENANCE BUDGET OF THE CITY GRANT FUND, AND DECLARING AN  
EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 29-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 30-2023

PRESENTED BY MRS. FREY & MR. HEITIC TITLE: AUTHORIZE PAYMENT  
STRYKER FLEX FINANCIAL AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
FINANCE TO PAY AN INVOICE IN THE AMOUNT OF \$8,025.40 TO STRYKER FLEX  
FINANCIAL FOR PAYMENT NUMBER 2 OF 3 FOR OUR HEART MONITORS, 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. Coburn was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mr. Heitic, that **ORDINANCE NO. 30-2023 BE ADOPTED.** Mrs. Thompson asked for clarification on the wording which was verified by Mr. Heitic and Chief Ionno. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 31-2023

PRESENTED BY MR. HEITIC TITLE: LEASE PURCHASE AGREEMENT KS STATE  
BANK AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO  
EXECUTE AND DELIVER A LEASE-PURCHASE AGREEMENT WITH KS STATE BANK,  
AND DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 31-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.



ORDINANCE NO. 32-2023

PRESENTED BY MR. JABER & MR. HEITIC TITLE: APPROPRIATION PARKS  
DEPARTMENT AN ORDINANCE APPROPRIATING \$126,982.97 FROM THE  
UNAPPROPRIATED ITEM OF THE GENERAL FUND TO THE PARKS MAINTENANCE  
CAPITAL BUDGET OF THE GENERAL FUND, 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 present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 32-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 33-2023

PRESENTED BY MR. JABER & MR. HEITIC TITLE: CHANGE ORDER PARAGON  
CONCRETE AN ORDINANCE AUTHORIZING A CHANGE ORDER FOR THE  
INCREASED PRICE OF COLOR, CONCRETE, EQUIPMENT RENTAL AND  
BASKETBALL GOAL, IN THE AMOUNT OF \$2,280.98 WITH PARAGON CONCRETE  
(ORDINANCE NO. 146-2022), 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 present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 33-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

RESOLUTION NO. 34-2023

PRESENTED BY MRS. BAILEY TITLE: MENTAL HEALTH AWARENESS MONTH  
A RESOLUTION DECLARING THE MONTH OF MAY 2023 AS MENTAL HEALTH  
AWARENESS MONTH IN BARBERTON AND ENCOURAGING THE RESIDENTS OF  
SUMMIT COUNTY TO JOIN IN THIS ACKNOWLEDGEMENT, AND DECLARING AN  
EMERGENCY.

It was moved by Mrs. Bailey, seconded by Mr. Jaber, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mrs. Bailey, seconded by Mr. Jaber, that **RESOLUTION NO. 34-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

ORDINANCE NO. 35-2023

PRESENTED BY MRS. COBURN TITLE: PURCHASE OF WATER METER UNITS  
AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO PURCHASE 250  
WATER METER INTERFACE UNITS, REGISTERS AND THE METER BODIES FROM  
NEPTUNE EQUIPMENT COMPANY (NECO), IN THE AMOUNT OF \$73,750, WITHOUT  
COMPETITIVE BIDDING BEING A SOLE SOURCE PROVIDER, AND DECLARING AN  
EMERGENCY.

It was moved by Mrs. Frey, 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." Mrs. Coburn was absent. Motion carried. It was moved by Mrs. Frey, seconded by Mrs. Bailey, that **ORDINANCE NO. 35-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

**BEFORE READING RESOLUTION 36-2023 THE CLERK STATED THAT THIS ORDINANCE WAS VOTED ON IN THE FINANCE COMMITTEE THIS EVENING AND ADDED TO THE AGENDA. THE COMMITTEE INVOKED COUNCIL RULE 702 TO SUSPEND RULES 302, THE 10 DAY RULE, 304 THE NOT ON AGENDA RULE AND RULE 401, THE NOT CALLED FOR IN COMMITTEE OF THE WHOLE RULE.**

RESOLUTION NO. 36-2023

PRESENTED BY MR. HEITIC TITLE: GRANT APPLICATION  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON SUPPORTS AND  
AUTHORIZES THE MAYOR TO FILE AN APPLICATION FOR THE BARBERTON  
SIDEWALK AND ADA PROJECT THROUGH CONGRESSIONALLY DIRECTED  
SPENDING/COMMUNITY PROJECT FUNDING, AND DECLARING AN EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **RESOLUTION NO. 36-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn was absent. Motion carried.

**BEFORE READING RESOLUTION 37-2023 THE CLERK STATED THAT THIS ORDINANCE WAS VOTED ON IN THE FINANCE COMMITTEE THIS EVENING AND ADDED TO THE AGENDA. THE COMMITTEE INVOKED COUNCIL RULE 702 TO SUSPEND RULES 302, THE 10 DAY RULE, 304 THE NOT ON AGENDA RULE AND RULE 401, THE NOT CALLED FOR IN COMMITTEE OF THE WHOLE RULE.**

RESOLUTION NO. 37-2023

PRESENTED BY MR. HEITIC TITLE: GRANT APPLICATION  
A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON SUPPORTS AND  
AUTHORIZES THE MAYOR TO FILE AN APPLICATION FOR THE BARBERTON LAKE  
ANNA VISITOR AND COMMUNITY CENTER THROUGH CONGRESSIONALLY  
DIRECTED SPENDING/COMMUNITY PROJECT FUNDING, AND DECLARING AN  
EMERGENCY.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members present voted "Aye." Mrs. Coburn was absent. Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **RESOLUTION NO. 37-2023 BE ADOPTED.** All Members present voted "Aye." Mrs. Coburn 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.

## **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Greer requested a motion to excuse Councilwoman Joyce Coburn from this Legislative Meeting. Mrs. Thompson made the motion which was seconded by Mr. Heitic All Members present voted "Aye." Motion carried.

## **COMMUNICATION FROM THE BODY**

President Greer noted that the next meeting of Council will be on the First Day Of Spring.

## **COMMUNICATION FROM THE MAYOR**

The Mayor started by complementing the Clerk for all the reading she did this evening as the note ordinances are long but thankfully only once a year.

The Mayor noted that the city is, as always, tracking the changing weather patterns noting that it will soon be snowing with very low temperatures and yet the temperatures will be in the 60s by the weekend. These extreme changes in such a short time take a toll on our roads but our workers do a great job adapting.

The next CPR class will be on March 28<sup>th</sup> at Fire Station #1 at 6:00 P. M. There are still slots open if anyone is interested. These classes are free for Barberton residents.

Change for Change for this month will be at the Pregame Tavern benefiting the Barberton Sparkles Cheerleading Team.

Lastly, the Mayor stated that he hopes everyone has seen the article in Crain's Cleveland Business Magazine about Barberton, our economic development, and projects that we are working with the Foundation on. The article focused on the old Babcock and Wilcox site. How Barberton is taking a complex and challenging situation and turning it into a great opportunity for a promising future. This is not an easy task but we are doing it. By working with other business persons, business organizations as well as people at the local, state, and federal level we have been able to move the needle in the city and bring growth back. There is more to come with creating development opportunities to create livable wage jobs for our residents.

The City also had another great article in the Akron Beacon Journal regarding Main Street Programs which will be active in the city soon. This is another true asset helping our merchants in the town. There are a lot of great things moving forward in the City. It is great to get the recognition from Crains.

With nothing further, it was moved by Mr. Heitic and seconded by Mrs. Thompson to adjourn. All voting "Aye" and none apposed.  
Meeting Adjourned 7:47 P.M.

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Justin Greer  
President of Council

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Laura J. Ries-Price  
Clerk of Council