

Council met in REGULAR SESSION on Monday, May 22, 2023 at 6:36 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was led and 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, Mr. Jaber, Mrs. Coburn, Mrs. Frey.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, May 8, 2023, as presented. No remarks made. All Members present voted "Aye." Motion carried.

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

Mr. Thomas Harnden, 904 Meadowood Drive, Barberton re: Sale of City Parks

Ms. Dianna Street, 649 Mesa Verde Drive, Barberton re: Sale of City Parks

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. 72-2023

PRESENTED BY MR. HEITIC TITLE: LEASE-PURCHASE ORDINANCE
FIRE TRUCK ACQUISITION PROJECT AN ORDINANCE AUTHORIZING THE
EXECUTION OF A MUNICIPAL LEASE-PURCHASE AGREEMENT BETWEEN FREEDOM
FINANCIAL, OR SUCH OTHER ENTITY AS PROVIDED HEREIN, AS LESSOR, AND THE
CITY, AS LESSEE, FOR THE PURPOSE OF ACQUIRING A FIRE PUMPER TRUCK,
TOGETHER WITH ALL RELATED APPURTENANCES THERETO, FOR USE BY THE
CITY, 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." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 72-2023 BE ADOPTED**. All Members present voted "Aye." Motion carried.

ORDINANCE NO. 73-2023

PRESENTED BY MRS. FREY TITLE: ENTER INTO CONTRACT
ATLANTIC EMERGENCY SOLUTIONS AN ORDINANCE AUTHORIZING THE
MAYOR TO ENTER INTO CONTRACT WITH ATLANTIC EMERGENCY SOLUTIONS IN
THE AMOUNT OF \$875,439.00 TO PURCHASE A PIERCE SABER PUMPER, STATE BID
PRICING, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Frey, 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." Motion carried. It was moved by Mrs. Frey, seconded by Mr. Griffin, that **ORDINANCE NO. 73-2023 BE ADOPTED.** All Members present voted "Aye." Motion carried.

ORDINANCE NO. 74-2023

PRESENTED BY MR. JABER TITLE: PROJECT IMPACT POLICY ADOPTION
AN ORDINANCE RESCINDING ORDINANCE NO. 155-2016 AND ADOPTING THE
PROJECT IMPACT POLICY, 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." Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 74-2023 BE ADOPTED.** All Members present voted "Aye." Motion carried.

ORDINANCE NO. 75-2023

PRESENTED BY MR. JABER TITLE: PROJECT IMPACT POLICY
AN ORDINANCE AMENDING ORDINANCE NO. 109-2015 (SALE OF LAND BANK
PROPERTIES) TO SELL PROPERTIES THAT HAVE BEEN PLACED INTO THE CITY
LAND BANK IN ACCORDANCE WITH THE CITIES PROJECT IMPACT POLICY, 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." Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 75-2023 BE ADOPTED.** President Greer remarked that he wanted to thank everyone who worked so hard and cooperated on this much needed legislation. All Members present voted "Aye." Motion carried.

RESOLUTION NO. 76-2023

PRESENTED BY MRS. ANGELOFF TITLE: ENTER INTO CONTRACT – ODOT
HOPOCAN – NORTON – SNYDER RESURFACING FINAL RESOLUTION
A FINAL RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT
WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR THE
IMPROVEMENT OF HOPOCAN AVENUE FROM HILLSDALE AVENUE TO 8TH STREET
NW, NORTON AVENUE FROM 17TH STREET NW TO BARBER ROAD, AND SNYDER
AVENUE FROM 2ND STREET SW TO 5TH STREET SE, IN THE AMOUNT OF \$1,429,155
(PID 112735), 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." Motion carried. It was moved by Mrs. Angeloff and Seconded by Mrs. Bailey, that

RESOLUTION NO. 76-2023 BE ADOPTED. All Members present voted “Aye.” Motion carried.

ORDINANCE 77-2023

PRESENTED BY MR. JABER TITLE: PURCHASE OF PARK LAND
AN ORDINANCE TO PROVIDE FOR AN ELECTION IN ORDER TO PERMIT THE SALE
BY THE CITY OF BARBERTON, COLLEGE PARK, AND FOR GIVING NOTICE
THEREOF

This was the First Reading. The Second Reading will be on June 12, 2023 and the Third Reading will be on June 26, 2023.

ORDINANCE 78-2023

PRESENTED BY MR. JABER TITLE: PURCHASE OF PARK LAND
AN ORDINANCE TO PROVIDE FOR AN ELECTION IN ORDER TO PERMIT THE SALE
BY THE CITY OF BARBERTON, HARTER PARK, AND FOR GIVING NOTICE THEREOF

This was the First Reading. The Second Reading will be on June 12, 2023 and the Third Reading will be on June 26, 2023.

ORDINANCE 79-2023

PRESENTED BY MR. JABER TITLE: PURCHASE OF PARK LAND
AN ORDINANCE TO PROVIDE FOR AN ELECTION IN ORDER TO PERMIT THE SALE
BY THE CITY OF BARBERTON, CONRAD PARK, AND FOR GIVING NOTICE THEREOF

This was the First Reading. The Second Reading will be on June 12, 2023 and the Third Reading will be on June 26, 2023.

SECOND READING OF ORDINANCES AND RESOLUTIONS

There were none.

THIRD READING OF ORDINANCES AND RESOLUTIONS

There were none.

MISCELLANEOUS AND UNFINISHED BUSINESS

LIQUOR LICENSE:

NEW To: RAMVANI INC
C1 C2 290 GEORGE STREET
BARBERTON, OHIO 44203

Objections received / License application returned 5-15-2023 with Hearing requested.

COMMUNICATION FROM THE BODY

President Greer reminded everyone that there is no meeting next Monday, May 29th as it is the fifth Monday of the month along with being Memorial Day. Our next meeting, a Committee of the Whole Meeting will be on Monday, June 5th in Council Chambers. The roof will not be completed at that time but is still a work in progress.

COMMUNICATION FROM THE MAYOR

The Mayor thanked everyone who participated in or volunteered and helped with the Jeep Davis 5K Run this past Saturday morning, May 20th as well as the Night of Hope, Saturday evening. The Mayor also wanted to thank everyone who participated in the Pickle Ball Tournament held at the Barberton YMCA. This was a great event that raised a lot of money to help our school kids. There are a lot of great events happening in the City.

Change for Change will be held at Red White and Brews this Friday benefiting Friends in Tents. The Farmer's Market will start this Tuesday, May 20th. As a heads up, we are getting ready to start our Christmas in July collection of nonperishable food items benefiting BACM and the Salvation Army.

The Board of Health and the ARPA meetings are both cancelled for this Wednesday but the Grand Opening of the Towpath School will be held this Wednesday afternoon.

The Mayor asked for patience as construction season is starting. There will be detours all over the city. We are working with the State and the contractors to minimize the negative impact on the citizens. With this we are starting on the next round of Grant Funds for roads. These funds are not always available but we want to start early in the application process. The Mayor explained the process of applying for AMATS funds and that if granted, the funds are not made available for seven or eight years.

Mayor Judge stated that although he was not present at the May 15th Committee of the Whole Meeting, he is aware that former mayor Robert Genet spoke regarding the property maintenance issues he observed. The Mayor stated that Mr. Genet has not reached out to him but that he did review the packet Mr. Genet presented to Council. Although specific addresses were not indicated, through pictures the Mayor stated that most of these properties are in the system and being worked on at the present time. The Mayor stated that we have a process in place and that he and Mrs. Frey went to the City of Akron and reviewed their procedures to see if there were any improvements that could be made to our system. We are doing everything we can. Legislation has been presented to the Law Director with regards to the Rental Registration program to levy fines on property owners with violations left incomplete or ignored. We are looking to apply this to owner-occupied properties as well to make it equal across the board. This is one of the top issues that citizens discuss. These issues have been expanded upon in the New Resident handbook as well as are explained during the meetings with residents as the streets are being repaved. This is an ongoing issue and we are working on it with all departments and all departments look at the issue of property maintenance differently. The Mayor offered to all members of Council that if an issue arises to make an appointment with his office and the citizen or constituent and the issues will be looked at, explained, and addressed. President Greer asked if it would be beneficial to schedule a work session with all of Council on how to address these issues. The Mayor stated it would be beneficial but he would want to know ahead of time how it would be structured.

Mr. Heitic asked if the Mayor had heard anything regarding the grant request for Lake Anna. The Mayor stated that he is aware that the request has made it out of Rep. Sykes office and a budget must be passed by September so we should know something by October or November.

Mrs. Thompson asked for clarification as she understood that Council had already passed an ordinance regarding nuisance properties. The Mayor clarified the process and explained that it only applied to rental properties and not owner-occupied. Mrs. Thompson stated she is seeing issues with vacant lots. The Mayor explained issues with regards to back taxes and fees owed and not getting paid as well as maintaining these lots.

Finally, the Mayor stated that on Memorial Day morning there will be an event hosted by the VFW at Lake Anna.

Mrs. Angeloff stated that she wanted to apologize to everyone present for her statements earlier in the evening. Mr. Heitic also apologized for his portion as well.

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

Meeting Adjourned 7:07 P.M.

Justin Greer
President of Council

Laura J. Ries-Price
Clerk of Council