

Council met in REGULAR SESSION on Monday, May 23, 2022 at 7:30 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was given followed by the Invocation 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. Frey. Absent: Mrs. Coburn

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, May 9, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the First Executive Session held on Monday, May 16, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Second Executive Session held on Monday, May 16, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Thompson to accept the Financial Report for the month of April, 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

ORDINANCE NO. 65-2022

PRESENTED BY MR. HEITIC TITLE: TAX INCREMENT FINANCING (TIF)
AN ORDINANCE DECLARING THE IMPROVEMENTS TO CERTAIN REAL PROPERTY WITHIN THE CITY TO BE A PUBLIC PURPOSE; DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS; EXEMPTING SUCH IMPROVEMENTS FROM AD VALOREM REAL PROPERTY TAXATION; REQUIRING THE OWNER OF THE IMPROVEMENTS TO MAKE SERVICE PAYMENTS IN LIEU OF AD VALOREM REAL PROPERTY TAXES AND ESTABLISHING A MUNICIPAL IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE SERVICE PAYMENTS IN LIEU OF AD VALOREM PROPERTY TAXES, ALL PURSUANT TO SECTIONS 5709.40, 5709.42 AND 5709.43 OF THE REVISED CODE; AUTHORIZING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH THE PROSPECTIVE PURCHASER OF SAID REAL PROPERTY TO PROVIDE FOR SAID IMPROVEMENTS; 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 voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Thompson, that **ORDINANCE NO. 65-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

ORDINANCE NO. 70-2022

PRESENTED BY MRS. FREY & MR. HEITIC TITLE: ADOPTING THE OPBA
POLICE OFFICERS AGREEMENT AN ORDINANCE OF THE COUNCIL OF THE
CITY OF BARBERTON ADOPTING AND APPROVING THE COLLECTIVE
BARGAINING AGREEMENT BETWEEN THE CITY OF BARBERTON AND THE OPBA
POLICE OFFICERS, EFFECTIVE FROM JANUARY 1, 2022 THROUGH DECEMBER 31,
2024, AND DECLARING AN EMERGENCY.

THIS IS THE FIRST READING

ORDINANCE NO. 71-2022

PRESENTED BY MRS. FREY & MR. HEITIC TITLE: ADOPTING THE OPBA
SERGEANTS AND LIEUTENANTS' AGREEMENT AN ORDINANCE OF THE
COUNCIL OF THE CITY OF BARBERTON ADOPTING AND APPROVING THE
COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BARBERTON
AND THE OPBA SERGEANTS AND LIEUTENANTS, EFFECTIVE FROM JANUARY 1,
2022 THROUGH DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.

THIS IS THE FIRST READING

ORDINANCE NO. 72-2022

PRESENTED BY MRS. ANGELOFF TITLE: APPROPRIATION OF
TEMPORARY EASEMENT
FOR WOOSTER ROAD/STATE STREET PROJECT (PARCEL 9-T) AN
ORDINANCE APPROPRIATING A TEMPORARY CONSTRUCTION EASEMENT ON
CERTAIN PROPERTY OWNED BY ARCP LS BARBERTON OH, LLC, FOR THE
PURPOSE OF MAKING OR REPAIRING ROADS WHICH ARE OPEN TO THE PUBLIC
WITHOUT CHARGE, AUTHORIZING THE APPROPRIATION OF FUNDS FOR DEPOSIT
WITH THE CLERK OF COURTS, AND AUTHORIZING THE CITY LAW DIRECTOR
AND/OR HER DESIGNEE TO FILE A PETITION FOR APPROPRIATION IN THE COURT
OF COMMON PLEAS, PROBATE DIVISION, SUMMIT COUNTY, OHIO; 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. 72-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

There are None

THIRD READING OF ORDINANCES AND RESOLUTIONS

There are None

MISCELLANEOUS AND UNFINISHED BUSINESS

President Greer requested a motion to excuse Councilperson Joyce Coburn from the tonight's Regular Legislative Meeting. Mr. Heitic made the motion to excuse Mrs. Coburn. The motion was seconded by Mrs. Frey. All other Members voted "Aye." Motion carried.

CLOSING REMARKS

Mr. Jaber wanted to thank Mr. Don Patterson, Parks Director for his hard work bringing the softball tournament into the city this weekend. Mr. Jaber stated that it brought a lot of business into the city and listed many restaurants which were “Packed”. Mr. Jaber also wanted to thank the Service Department as there was a lot of trash and beer cans to be picked up from the event. He suggested placing more trash cans in the area but there were no fights or altercations.

Mr. Heitic wanted to thank Council and stated that he was proud of the pay increase discussion that was held in his committee meeting this evening. Everyone was able to express their opinions openly and there was no sniping or demeaning language. No one was interrupted and everyone showed respect.

Mr. Jaber poked fun at Mr. Heitic mentioning that he (Mr. Heitic) did indeed say ‘damn’ twice.

Mrs. Frey wanted to thank Mr. Heitic for how he presented the topic and stated there is indeed a need for more discussion. She also wanted to thank the Clerk for sending out an article promoting Barberton to all of Council.

Mrs. Angeloff wanted to thank Mr. Heitic his presentation and the manner in which he handled the discussion. Mrs. Angeloff also wanted to let Mr. Jaber know that in reference to his comment regarding the number of beer cans left behind from the softball tournament, there is no drinking allowed in the City Parks.

President Greer reminded all of Council that there is NO Council meeting next week as it is Memorial Day and also the 5th Monday of the month. The next City Council Meeting will be on Monday, June 6, 2022. With nothing else the floor was turned over to the Mayor...

COMMUNICATION FROM THE MAYOR

The Mayor gave the monthly update for the Cox-Powell Magic Mart. Also, regarding the conversation about the streets, the Mayor explained his many discussions and remarks when he is confronted about the conditions of the streets and how he explains Issue 8 and the funding we have received.

This past Friday was Change for a Change at the Pregame Tavern where over \$475.00 was raised for the Friends of the Library. These monies will be used to help grow the services provided at the library.

Regarding Covid, the numbers are increasing in some counties and the CDC has recommended the wearing of masks indoors in those counties. 8 other counties have elevated numbers and are listed at Medium Risk and the CDC recommends that those with health risks wear masks. Summit County has not changed levels but the numbers are increasing. There are people who are still wearing masks as a precaution or if they are feeling ill. The Mayor advised to use common sense.

The Mayor stated he was in Columbus recently in meetings and got to meet with some legislators and had some good conversations. All that he talked with no matter what size of the city, what political party, seemed to have the same issues. A lot of pressing issues that effect all communities including, low voter turnout in spring primary, municipal income taxes, short term rental homes, unfunded mandates from the state, development opportunities, the redistricting maps, but most importantly the mayors presented wanted more “home rule flexibility” and less state involvement.

The mayor also reiterated what President Greer stated regarding no meetings and the City Offices being closed on Monday, May 30, 2022 for Memorial Day. There will be a presentation at the Military Honor Roll on Monday, May 30, 2022 at 10:00 am.

Mrs. Frey asked if the income tax discussion the Mayor mentioned was in regards to the “Pay where you live” vs “Pay where you Work”. The Mayor explained the issues pro and con for both models and stated how it would affect the smaller as well as the larger municipalities.

Mr. Heitic stated that with regards to Mrs. Frey's question and comments, we could always invite companies here as we have smaller offices and work spaces that we offer up. Mr. Heitic also asked if the Local Government Fund which involved past Governor Kasich was discussed. The Mayor stated yes and it hurt many communities just like Barberton and explained the comments that were made and how it effects surrounding communities with different demographics and sizes.

Mr. Griffin asked if there was any discussion regarding the State Income Tax being eliminated. The Mayor stated no but with so many people running in the state on so many different levels that taxes will be the hot topic. Everyone agrees that no one wants to pay more taxes. The Mayor explained that speed cameras as an income source came up in discussion and the pros and cons of using them. Barberton is not currently looking at speed cameras but is looking at redlight cameras and various other methods not as an income source but to reduce accidents and keep children safe. What we try to do is not a money grab but to do what is best for the citizens and for the city.

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

Meeting Adjourned 8:06 pm.

Justin Greer
President of Council

Laura J. Ries-Price
Clerk of Council