

Council met in REGULAR SESSION on Monday, July 11, 2022 at 7:02 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. Coburn.

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

It was moved by Mr. Heitic, seconded by Mrs. Thompson to approve the Minutes of the Regular Legislative Meeting held on Monday, June 27, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mrs. Thompson, seconded by Mr. Heitic to approve the Minutes of the Executive Session held on Monday, June 27, 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. 97-2022**

PRESENTED BY MR. JABER TITLE: PURCHASE OF PROPERTY 107 5<sup>th</sup> STREET NW AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AN AGREEMENT TO PURCHASE 107 5<sup>TH</sup> STREET NW, THE BARBERTON MASONIC TEMPLE, 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 voted "Aye." Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 97-2022 BE ADOPTED**. All Members voted "Aye." Motion carried.

#### **ORDINANCE NO. 98-2022**

PRESENTED BY MRS. THOMPSON TITLE: DESIGNATED OUTDOOR REFRESHMENT AREA AN ORDINANCE ESTABLISHING A DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) PER ORC 4301.82, AND DECLARING AN EMERGENCY.

This will go for three (3) Readings

ORDINANCE NO. 99-2022

PRESENTED BY MR JABER            TITLE: ACCEPT DONATION OF PROPERTY        67  
21<sup>ST</sup> STREET NW                    AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS  
DESIGNEE, TO ENTER INTO CONTRACT TO ACCEPT THE VACANT LOT AT  
67 21<sup>ST</sup> STREET NW, PARCEL 01.09794, AS A DONATION, AND TO BE INCLUDED  
INTO BARBERTON'S LAND BANK PROGRAM FOR A FUTURE NEIGHBORHOOD  
REVITALIZATION PROJECT, 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 voted "Aye." Motion carried. It was moved by Mr. Jaber, seconded by Mr. Heitic, that **ORDINANCE NO. 99-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

RESOLUTION NO. 100-2022

PRESENTED BY MR. HEITIC            TITLE: TAX LEVY POLICE  
A RESOLUTION DETERMINING TO PROCEED WITH THE SUBMISSION OF THE  
QUESTION OF AN ADDITIONAL TAX LEVY IN EXCESS OF THE TEN-MILL  
LIMITATION FOR THE PURPOSE OF THE ACQUISITION, CONSTRUCTION,  
IMPROVEMENT, OR MAINTENANCE OF BUILDINGS, EQUIPMENT, AND SUPPLIES  
FOR POLICE PURSUANT TO SECTION 5705.19(ZZ) OF THE REVISED CODE, AND  
DECLARING AN EMERGENCY.

This will go for two (2) Readings.

ORDINANCE NO. 101-2022

PRESENTED BY MRS. ANGELOFF        TITLE: ENTER INTO CONTRACT KENMORE  
CONSTRUCTION                    AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS  
DESIGNEE, TO ENTER INTO CONTRACT WITH KENMORE CONSTRUCTION  
COMPANY, THE LOWEST AND/OR BEST BIDDER AS RECOMMENDED BY THE CITY  
ENGINEER, FOR THE RECONSTRUCTION OF A 30-INCH STORM SEWER ON  
WOOSTER ROAD BETWEEN BORDEN STREET AND NORWOOD STREET. 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. 101-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 85-2022

PRESENTED BY MR. HEITIC        TITLE: AMENDING ORDINANCE NO. 47-2021  
COMPENSATION FOR ELECTED OFFICIALS            AN ORDINANCE AMENDING  
ORDINANCE NO. 47-2021 TO ESTABLISH THE COMPENSATION FOR CERTAIN  
ELECTED OFFICIALS AND COMPENSATION PROCEDURES FOR THE NEXT FOUR  
YEARS.

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

ORDINANCE NO. 86-2022

PRESENTED BY MRS. THOMPSON TITLE: COMMUNITY REINVESTMENT AREA (CRA) TRUCEN FARM AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF A COMMUNITY REINVESTMENT AREA IN THE CITY OF BARBERTON, OHIO, AND DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND DECLARING AN EMERGENCY.

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

RESOLUTION NO. 87-2022

PRESENTED BY MRS. THOMPSON TITLE: PLANNED UNIT DEVELOPMENT 2070 W. TURKEYFOOT LAKE ROAD A RESOLUTION BY THE COUNCIL OF THE CITY OF BARBERTON APPROVING A PLANNED UNIT DEVELOPMENT (PUD) FOR 2070 W. TURKEYFOOT LAKE ROAD (PARCELS 74.00278 AND 74.00217).

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

ORDINANCE NO. 88-2022

PRESENTED BY MRS. THOMPSON TITLE: ZONING MAP AMENDMENT 2070 W. TURKEYFOOT LAKE ROAD AN ORDINANCE AUTHORIZING THE REZONING OF 2070 W. TURKEYFOOT LAKE ROAD (PARCELS 74.00278 AND 74.00217), FROM I1, LIGHT INDUSTRY TO RM18, RESIDENTIAL MULTI-FAMILY.

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

ORDINANCE NO. 89-2022

PRESENTED BY MRS. THOMPSON TITLE: IMPLEMENTING TAX INCREMENT FINANCING TRUCEN FARM AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN REAL PROPERTY WITHIN THE CITY OF BARBERTON, OHIO TO BE A PUBLIC PURPOSE; EXEMPTING SUCH IMPROVEMENTS FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THE PROPERTY TO MAKE SERVICE PAYMENTS IN LIEU OF REAL PROPERTY TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS, MAKING RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42, 5709.43 AND 5709.83; AND DECLARING AN EMERGENCY.

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

RESOLUTION NO. 95- 2022

PRESENTED BY MR. HEITIC TITLE: TAX LEVY POLICE

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT THE QUESTION OF AN ADDITIONAL TAX LEVY IN EXCESS OF THE TEN-MILL LIMITATION FOR THE PURPOSE OF THE ACQUISITION, CONSTRUCTION, IMPROVEMENT, OR MAINTENANCE OF BUILDINGS, EQUIPMENT, AND SUPPLIES FOR POLICE PURSUANT TO SECTION 5705.19(ZZ) OF THE REVISED CODE, AND DECLARING AN EMERGENCY. AS AMENDED IN SESSION JULY 5, 2022

THE FIRST READING WAS JUNE 27, 2022 THIS IS THE SECOND READING. THE THIRD READING WILL BE ON MONDAY JULY 25, 2022.

### **THIRD READING OF ORDINANCES AND RESOLUTIONS**

There are none.

### **MISCELLANEOUS AND UNFINISHED BUSINESS / CLOSING REMARKS**

President Greer stated for Council to plan on a Special Legislative Meeting on August 1<sup>st</sup> to finish the DORA vote before the break and also on July 18<sup>th</sup> there will be a Special Rules Committee Meeting.

Also, a reminder, Council Rule 302, which is the 10-day rule, allows Council and Clerks to get requests prepared in a timely manner. We have had quite a few late requests come in in the past month so please be aware and adhere to this rule.

### **COMMUNICATION FROM THE MAYOR**

The Mayor wanted to remind everyone that the city is currently holding “Christmas in July” which is a food drive for non-perishable food items to benefit BACM and the Barberton Salvation Army. Drop-off spots are in the Barberton City Building and the Lake Anna YMCA. Donations fall off during the summer months but the need is still there.

Many construction projects are underway. And as the ARPA funds are put into use it will increase the construction project activity around the city. The Mayor asks for patience as the inspectors and Department Heads will be very very busy with all of this activity so if you put in a request, please be patient.

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

Meeting Adjourned 7:20 P.M.

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Justin Greer  
President of Council

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Laura J. Ries-Price  
Clerk of Council