

Council met in **SPECIAL SESSION** on Monday, August 1, 2022 at 6:02 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was given followed by the invocation by President Greer.

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, July 25, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Coburn to accept the Financial Report for the month of June, 2022 as presented. No remarks made. All Members voted "Aye." Motion carried.

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. 114-2022

PRESENTED BY MR. HEITIC TITLE: APPROPRIATION COURTS
AN ORDINANCE APPROPRIATING \$300,000 FROM THE UNAPPROPRIATED ITEM OF THE COURT'S 211 SPECIAL PROJECT BUILDING FUND TO THE CAPITAL OUTLAY OF THE COURT'S SPECIAL PROJECT BUILDING FUND, 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. Members Mr. Heitic, Mrs. Thompson, Mr. Griffin, Mrs. Frey, Mrs. Angeloff, Mrs. Coburn, and Mrs. Bailey voted "Yes" Mr. Jaber voted "No." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 114-2022 BE ADOPTED.** Members Mr. Heitic, Mrs. Thompson, Mr. Griffin, Mrs. Frey, Mrs. Angeloff, Mrs. Coburn, and Mrs. Bailey voted "Yes" Mr. Jaber voted "No." Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

There are none.

THIRD READING OF ORDINANCES AND RESOLUTIONS

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.

THE FIRST READING WAS JULY 11, 2022, THE SECOND READING WAS JULY 25, 2022.
THIS IS THE THIRD AND FINAL READING.

It was moved by Mrs. Thompson, seconded by Mrs. Angeloff, that **ORDINANCE NO. 98-2022 BE ADOPTED.** Mr. Heitic stated a lot of work has gone into this piece of legislation and he does support this piece of legislation but in lieu of the fact that he is a manager of a business establishment effected by this piece of legislation that he would be abstaining on this vote. Members Mr. Jaber, Mrs. Thompson, Mr. Griffin, Mrs. Frey, Mrs. Angeloff, Mrs. Coburn, and Mrs. Bailey voted “Yes” Mr. Heitic abstained. 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.

THE FIRST READING WAS JULY 11, 2022, THE SECOND READING WAS JULY 25, 2022.
THIS IS THE THIRD AND FINAL READING.

Mr. Heitic stated that there was language that needs to be amended prior to passage. The changes are as follows:

WHEREAS, pursuant to Resolution No. ~~95-2022~~ **115-2022**, adopted by this Council on July ~~25~~ **28**, 2022 (the “Resolution of Necessity”), this City requested the County Fiscal Officer to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by 0.75 mills for the purposes set forth in the Section 1 hereof;

(3rd) WHEREAS, this Council has determined that it is necessary to submit to the electors of the City the question of the levy of an additional tax, in excess of the ten-mill limitation at the rate of 0.75 mills for each \$1.00 of tax valuation, which amounts to 7.5 cents for each \$100 of tax valuation, for a ~~period of 10 years~~ **continuing period of time** (commencing with a levy on the tax list and duplicate for the year 2022 to be first due and distributed to the City in calendar year 2023), as described below.

A motion was made by Mr. Heitic and Seconded by Mrs. Coburn to amend Resolution 100-2022 as stated. All members voting “Aye”, Motion carried and Resolution 100-2022 is amended.

President Greer requested that Resolution 100-2022 be re-read as amended.

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. AS AMENDED on the floor this evening by the Finance Committee.
THE FIRST READING WAS JULY 11, 2022, THE SECOND READING WAS JULY 25, 2022. THIS IS THE THIRD AND FINAL READING.

Mrs. Angeloff requested that the Clerk read the corrections on the floor for the record. The above listed corrections were read.

It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **RESOLUTION NO. 100-2022 BE ADOPTED AS AMENDED.** Members Mr. Heitic, Mrs. Thompson, Mr. Griffin, Mrs. Frey, Mrs. Angeloff, Mrs. Coburn, and Mrs. Bailey voted “Yes” Mr. Jaber voted “No.” Motion carried.

This ends the Third Readings.

President Greer requested a motion to excuse Councilman At Large Mr. Heitic from the Special Legislative Meeting held on Thursday, July 28, 2022. Mrs. Thompson made the motion which was seconded by Mrs. Frey. All members voted “Aye.” Motion carried.

With nothing else, President Greer called for a motion to adjourn.

It was moved by Mrs. Thompson and seconded by Mrs. Frey to adjourn. All members voting “Aye” and none opposed, motion carried.

Adjourned: 6:11 P.M.

Justin Greer
President of Council

Laura J. Ries-Price
Clerk of Council