

Council met in **REGULAR SESSION** on Monday, January 28, 2013, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Avant, Debevec, Endres, Frey, Lysenko, Megyes, Soyars, and Wagner. The Pledge of Allegiance to the Flag was recited and Mr. Soyars gave the Invocation.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to approve the Minutes of the Regular Legislative Session held on Monday, January 14, 2013, as presented. All Members voted "yea." Motion carried.

It was moved by Mr. Avant, seconded by Mrs. Debevec, to accept the Finance Department Report for December 2012, as presented. All Members voted "yea." Motion carried.

### **PETITIONS AND CLAIMS**

None.

### **MATTERS REFERRED**

Each Council Member, the Mayor and Service Director were given a report prepared by the Council Clerk listing all matters before all committees.

### **CITIZENS ADDRESSING COUNCIL**

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.**

President Maurer said the Third Reading of Resolution No. 217-2012, a commendation for Paula Beagle, would be read before First Readings.

### **RESOLUTION NO. 217-2012**

**RESOLUTION NO. 217-2012. SPONSORED BY: MR. AVANT. PRESENTED BY: ALL OF COUNCIL. TITLE: COMMENDATION – PAULA BEAGLE. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON TO HONOR AND GIVE PUBLIC RECOGNITION TO PAULA BEAGLE FOR A TOTAL OF THIRTY (30) YEARS OF DEDICATED GOVERNMENT SERVICE, FOURTEEN (14) OF THOSE YEARS GIVEN TO THE CITY OF BARBERTON AS DEPUTY CLERK / COMPUTER SYSTEM ANALYST IN THE BARBERTON MUNICIPAL COURT, CLERK OF COURT'S OFFICE, AND AS INFORMATION SYSTEMS ADMINISTRATOR FOR THE CITY OF BARBERTON.** It was moved by Mr. Avant, seconded by Mrs. Debevec, that **RESOLUTION NO. 217-2012 BE ADOPTED.** Mr. Avant said as council members, they have not had the privilege of working directly with Paula, but every office they would go into, Paula was either working on something for a particular employee or they were calling Paula to fix something. He said back in his day with B & W, they were still doing pencils and erasers when PCs started to come into play. He said it was first PCs, then these terminals, and the next thing the employees knew -- they were all under *their* power! Mr. Avant said he has a feeling the employees will hate to see Paula go, but he is sure they are going to want her to have a great

time, and they are going to miss her. Mr. Palmer said he is not going to cry. He said it has already been said that Paula is a very valuable person and she will definitely be missed. He said the three of them -- Paula knows who he is talking about -- have gone through a lot. He said they have seen this city with nothing, as far as IT, to becoming a full-stage, well-equipped IT operation. Mr. Palmer said that is a direct result of the team. He said Paula is a marvelous person who has done a marvelous job and he appreciates everything she has done. He said she will never, ever, be forgotten. He said Keith is lost; he comes in more often now. Mayor Judge said Paula is truly going to be missed, just as everyone else said. He said in her fourteen years with the City, as Mr. Palmer said, the city has gone from no IT to what we have today -- and it is because of Paula. He said, as Mr. Avant pointed out, there are some people who have never met her, but they know she is always behind the scenes. He said anything in this world today cannot function without IT people because things change so rapidly, so in fourteen years, we have seen a lot of changes. Mayor Judge said he truly appreciates Paula's work ethic and dedication, and he wishes her luck in retirement. Ms. Savula said she has known Paula for a number of years and she has been privileged to work with her at the County, here in Barberton, and on the Joint Dispatch Project. She said Paula has always been "Johnny-on-the-spot" to fix everything. She said she is a little bit sad to see her go and she is a little bit envious to see her go, but she does wish Paula the best with whatever endeavor she finds. Mr. Bauschlinger said he is a computer illiterate and Paula saved him many times. He said as soon as he would e-mail her saying that his computer was going out the window, Paula would be in his office in about five minutes. He said it was such a pleasure to work with her and he is really going to miss her. President Maurer said he started out like Terry with pencil and paper, and then they brought in computers. He said for the first few years of this change, he thought IT stood for "It's Terrifying!" He said people like Paula, behind the scenes, make the whole system work. President Maurer said you are doing your job the best when people do not know you are even there. He said when things go out the window -- that is when they realize how important you are. He said on behalf of a grateful City, everyone thanks her for her service. Mrs. Stevenson, Clerk of Courts, said she does not know how she can top any of this ... and she is going to cry. She said she has only been here a little over a year and Paula was right there. She said the day she came in, her computer was ready for her and everything was up and running ... even if she was not. She said one thing she knows about Paula is that she is truly dedicated to her position and to the City of Barberton. Mrs. Stevenson said she is reminded of one instance where the Courts decided they needed a new server. She said she got a call at home from Paula about 10:30 at night. She said Paula just wanted to let her know that the "motherboard" was broken. She said she thought that sounded horrible, but Paula put her mind at ease and told her she did not have to come in and that everything would be okay. Mrs. Stevenson said Paula made sure everything was taken care of for them to have Court at 8:30 the next morning. She said Paula was here until the wee hours of the morning, handling the whole situation. She said Court ran smoothly and everything ran perfectly as if nothing ever happened. She said she could always count on Paula to be there when she needed her in the Clerks office or when a computer went down. Mrs. Stevenson said Paula would drop everything and make sure that they were up and running. She said she is in debt to her for getting her through this year and she is privileged, and a little jealous inside, that she will not be there for her. Mrs. Beagle said she would just like to thank everybody. She said it has been really nice to hear what everyone had to say. She said, as was said a couple of times, that she did a lot of things behind the scenes. She said it just works and that is what they are supposed to do. Mrs. Beagle said she appreciates all the kind words. President Maurer said it is

not like those words were not earned. President Maurer called for the vote on adoption. All Members voted “yea.” Motion carried. It was moved by Mr. Avant, seconded by Mrs. Debevec, to recess in order to give Mrs. Beagle her resolution.

Recessed: 7:46 p.m.

Reconvened: 7:50 p.m.

### **FIRST READING OF ORDINANCES AND RESOLUTIONS**

#### **RESOLUTION NO. 5-2013**

**RESOLUTION NO. 5-2013. SPONSORED BY: MR. WAGNER. PRESENTED BY: MR. WAGNER. TITLE: COMMENDATION – DEBRA L. HOLCOMB. A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON TO HONOR AND GIVE PUBLIC RECOGNITION TO DEBRA L. HOLCOMB FOR HER 35 YEARS OF DEDICATED SERVICE TO THE CITY OF BARBERTON AND ITS CITIZENS.**

***First Reading – January 28, 2013.***

#### **ORDINANCE NO. 6-2013**

**ORDINANCE NO. 6-2013. PRESENTED BY: MR. MEGYES. TITLE: FOUNDATION GRANT REQUEST – PARKS – PARK PLAY PROGRAM ACTIVITIES. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE DIRECTOR OF PARKS AND RECREATION TO THE BARBERTON COMMUNITY FOUNDATION, IN THE AMOUNT OF \$1,000, TO BE USED FOR PARK PLAY PROGRAM ACTIVITIES, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Endres, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Megyes, seconded by Mr. Endres, that **ORDINANCE NO. 6-2013 BE ADOPTED.** All Members voted “yea.” Motion carried.

#### **ORDINANCE NO. 7-2013**

**ORDINANCE NO. 7-2013. PRESENTED BY: MRS. DEBEVEC. TITLE: BARBERTON CODIFIED ORDINANCES – REPEAL CHAPTER 206 – ADOPT NEW CHAPTER 206 – WARDS AND BOUNDARIES. AN ORDINANCE REPEALING CHAPTER 206 OF THE BARBERTON CODIFIED ORDINANCES; AND ADOPTING A NEW CHAPTER 206, “WARDS AND BOUNDARIES,” DUE TO CHANGES IN THE WARD BOUNDARIES FOR THE CITY OF BARBERTON.**

***First Reading – January 28, 2013.***

#### **ORDINANCE NO. 8-2013**

**ORDINANCE NO. 8-2013. PRESENTED BY: MR. WAGNER. TITLE: AMENDING BARBERTON CODIFIED ORDINANCES – CHAPTER 1044 – WATER. AN ORDINANCE AMENDING CHAPTER 1044, “WATER,” OF THE BARBERTON CODIFIED ORDINANCES, TO INCLUDE THAT PROPERTY OWNERS ARE RESPONSIBLE FOR WATER LINES CONNECTING THEIR SERVICES TO CITY LINES, AND DECLARING AN EMERGENCY.** The Utilities Committee voted to TABLE Ord. No. 8-2013 in committee this evening. President Maurer asked Mr. Wagner if he wanted to

withdraw this ordinance. Mr. Wagner said it could either be withdrawn or just amended at a later date.

**ORDINANCE NO. 9-2013**

**ORDINANCE NO. 9-2013. PRESENTED BY: MR. AVANT. TITLE: AMENDING ORD. NO. 122-2012 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES. AN ORDINANCE AMENDING ORDINANCE NO. 122-2012, “EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES,” IN ORDER TO FULFILL THE INTENT OF THIS ORDINANCE BY RETURNING THE SALARIES OF THE DIRECTOR OF PUBLIC SERVICE, THE CLERK OF COUNCIL, AND THE DIRECTOR OF PUBLIC SAFETY TO THE RATES IN EFFECT AS OF DECEMBER 31, 2009; AND TO DELETE SECTIONS 2 & 3 FROM THIS ORDINANCE, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mrs. Debevec, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Avant, seconded by Mrs. Debevec, that **ORDINANCE NO. 9-2013 BE ADOPTED.** All Members voted “yea.” Motion carried.

The Clerk said the City Properties Committee voted to add the following ordinance to the Agenda this evening and said there was a change in the amount in the sub-heading and Section 1.

**ORDINANCE NO. 10-2013**

**ORDINANCE NO. 10-2013. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT – SERVICE DEPARTMENT – TOSHIBA BUSINESS SOLUTIONS. AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH TOSHIBA BUSINESS SOLUTIONS, FOR A 48-MONTH LEASE OF TWELVE (12) COPIERS, IN THE AMOUNT OF \$2,017.24 PER MONTH, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Endres, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted “yea.” Motion carried. It was moved by Mr. Megyes, seconded by Mr. Endres, that **ORDINANCE NO. 10-2013 BE ADOPTED.** President Maurer asked Mr. Palmer if the base was going to be a flat rate or if the City had to pay a certain rate after so many copies. Mr. Palmer, Service Director, said this is a great opportunity for us to upgrade our system. He said this system has the ability to scan in color, with a high-speed scanning ability, and this system will be able to scan Word and Excel and to put it back into its format. He said this particular operation will let us print up to 40,000 copies before they start charging us per copy. President Maurer called for the vote on adoption. All Members voted “yea.” Motion carried.

**SECOND READING OF ORDINANCES AND RESOLUTIONS**

None.

**THIRD READING OF ORDINANCES AND RESOLUTIONS**

**RESOLUTION NO. 217-2012**

**RESOLUTION NO. 217-2012. SPONSORED BY: MR. AVANT. PRESENTED BY: ALL OF COUNCIL. TITLE: COMMENDATION – PAULA BEAGLE.** Resolution

No. 217-2012 was read and the commendation was presented to Mrs. Beagle before First Readings this evening.

### **APPOINTMENTS**

None.

### **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Maurer said Mr. Keltyka has additional information regarding the changes in the wards and boundaries. He said hopefully Council can get this off the ground for the Board of Elections.

President Maurer said the Joint Dispatch Center is a great indication of how well we can cooperate with our neighbors, with everybody benefiting. He said a lot of questions and a lot of reservations were overcome. He said it looks like the chiefs and the administrators got together and worked everything out to save the cities millions of dollars. He said increasing revenues without increasing taxes is always a good thing.

President Maurer said there was a very nice article in Saturday's *Beacon Journal* about the Barberton Community Development Corporation having a permanent home in the old AAA office on Tuscarawas and Van Buren Avenues. He said it showcased Barberton's attempt to try to facilitate the economic growth in the City and BCDC has taken lead on that for many years.

President Maurer said there was a tremendous watermain break in front of the Dollar General Store on Fifth Street. He said our guys were out there in the middle of a snowstorm -- nasty, cold, wet -- punching holes in the street for 15 hours. He said they maintained service to the East Side and got that fixed. He said, "Kudos!" to the Utilities employees.

President Maurer said he wanted to wish Marta Savula a happy birthday and to thank her for all she does.

Mr. Megyes said the Parks Commission meeting has been changed to Monday, February 4<sup>th</sup>, instead of Thursday because of the YMCA Raffle.

### **COMMUNICATION FROM THE MAYOR**

Mayor Judge said last week was the ribbon cutting in Norton for the Joint Dispatch Center. He said he wanted to thank everyone from the cities of Norton, Copley, and Barberton who had a hand in putting that together: all the Police and Fire Chiefs, IT (Paula being one of the major players), Marta, and other individuals. He said it is a true collaborative effort that is going to work out very well for all three communities.

Mayor Judge said he would like to thank everyone who attended the Change for Change event last week. He said over one hundred eighty one dollars was raised for the American Cancer Society.

Mayor Judge said tomorrow starts the public meetings for the trash and recyclable contract. He said tomorrow is the meeting for Wards One and Four at 7:00 p.m. at the Active Adult Center; Wednesday will be the meeting for Wards Five and Six at 6:00 p.m.; and then next week, February 6<sup>th</sup>, will be Wards Two and Three at the Active Adult Center. He said we will be there to answer any questions or comments and to explain the program.

Mayor Judge said he will be giving the State of the City speech next Tuesday, February 5<sup>th</sup>, at 6:00 p.m. at the Active Adult Center. He said he will re-cap 2012 and announce some things for 2013 and beyond.

Mayor Judge said he had a meeting last week with some representatives from the City of Norton and Copley about creating a watershed district, or sub-district, of Muskingham. He said if this is done for the surrounding communities, it puts Barberton in line for funding so we can start fixing some of the problems like stormwater and flooding that are regional problems. He said dealing with communities to the west and northwest of us will really help to cut down on the flooding here in town. He said creating a sub-district will put us in line for a lot of funding and a lot of other things that we cannot do on our own. He said there will be more to come regarding this initiative.

It was moved by Mr. Soyars, seconded by Mrs. Debevec, to adjourn.

Adjourned: 8:04 P.M.

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Frederick S. Maurer  
President of Council

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Susan Matuch  
Clerk of Council