

Council met in **REGULAR SESSION** on Monday, February 12, 2018, at 7:30 P.M. in the Council Chambers with President Megyes presiding. Members present: Angeloff, Coburn, Debevec, Frey, Palmer, Soyars, Conrad-Wokojance and Zarle. The Pledge of Allegiance to the Flag was recited and Mrs. Debevec 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 22, 2018, as presented. All Members voted “yea.” Motion carried.

It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, to accept the Finance Department Report for the month of January, 2018 as presented. All Members voted “yea.” Motion carried.

PETITIONS AND CLAIMS

None.

MATTERS REQUESTED

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.

FIRST READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 10-2018

ORDINANCE NO. 10-2018. PRESENTED BY: MR. PALMER. TITLE: REFUSE AND RECYCLABLE COLLECTION AND DISPOSAL PROGRAM. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON AMENDING ORDINANCE NO. 16-2013, “REFUSE AND RECYCLABLE COLLECTION AND DISPOSAL PROGRAM,” (BCO CHAPTER 1060) DUE TO A NEW FIVE-YEAR CONTRACT WITH KIMBLE RECYCLING AND DISPOSAL, INC., AND DECLARING AN EMERGENCY. It was moved by Mr. Palmer, seconded by Mrs. Frey, 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. Palmer, seconded by Mrs. Frey, that **ORDINANCE NO. 10-2018 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 11-2018

ORDINANCE NO. 11-2018. PRESENTED BY: MR. PALMER. TITLE: UTILITY BILLING REVIEW BOARD. AN ORDINANCE OF THE COUNCIL OF THE CITY OF BARBERTON AMENDING ORDINANCE NO. 68-2010, "UTILITY BILLING REVIEW BOARD," BARBERTON CODIFIED ORDINANCE CHAPTER 1040.10, AND DECLARING AN EMERGENCY. It was moved by Mr. Palmer, seconded by Mrs. Frey, 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. Palmer, seconded by Mrs. Frey, that **ORDINANCE NO. 11-2018 BE ADOPTED.** All Members voted "yea." Motion carried.

ORDINANCE NO. 12-2018

ORDINANCE NO. 12-2018. PRESENTED BY: MR. PALMER. TITLE: ENTER INTO CONTRACT - AGRI-SLUDGE INC. AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO A FIVE-YEAR CONTRACT WITH AGRI-SLUDGE FOR BIOSOLIDS HAULING AND DISPOSAL AT THE WASTEWATER TREATMENT PLANT IN THE AMOUNT UP TO \$223,750, AND DECLARING AN EMERGENCY. It was moved by Mr. Palmer, seconded by Mrs. Frey 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. Palmer, seconded by Mrs. Frey, that **ORDINANCE NO. 12-2018 BE ADOPTED.** All Members voted "yea." Motion carried.

ORDINANCE NO. 13-2018

ORDINANCE NO. 13-2018. PRESENTED BY: MR. PALMER. TITLE: CHANGE ORDER – STANTEC. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF \$64,930 WITH STANTEC FOR THE WATER TREATMENT PLANT FILTER REHABILITATION / REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY. It was moved by Mr. Palmer, seconded by Mrs. Frey, 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. Palmer, seconded by Mrs. Frey, that **ORDINANCE NO. 13-2018 BE ADOPTED.** All Members voted "yea." Motion carried.

ORDINANCE NO. 14-2018

ORDINANCE NO. 14-2018. PRESENTED BY: MR. PALMER. TITLE: WATER/SEWER EASEMENT - T & B PARTNERSHIP. AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO A WATER AND SEWER EASEMENT AGREEMENT WITH T & B PARTNERSHIP IN THE AMOUNT OF \$3,200, AND DECLARING AN EMERGENCY. It was moved by Mr. Palmer, seconded by Mrs. Frey, 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. Palmer, seconded by Mrs. Frey, that **ORDINANCE NO. 14-2018 BE ADOPTED.** All Members voted "yea." Motion carried.

ORDINANCE NO. 15-2018

ORDINANCE NO. 15-2018. PRESENTED BY: MRS. DEBEVEC. TITLE: APPROPRIATION - WATER TREATMENT PLANT. AN ORDINANCE APPROPRIATING \$64,930 FROM THE UNAPPROPRIATED ITEM OF THE WATER FUND TO THE WATER FUND CAPITAL BUDGET, TO BE USED FOR ADDITIONAL WORK ON THE WATER TREATMENT PLANT FILTER REHABILITATION / REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, seconded by Mr. Palmer, 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 Mrs. Debevec, seconded by Mr. Palmer, that **ORDINANCE NO. 15-2018 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 16-2018

ORDINANCE NO. 16-2018. PRESENTED BY: MRS. ANGELOFF. TITLE: FOUNDATION GRANT REQUEST - 2018 LABOR DAY FIREWORKS. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE PARKS AND RECREATION DEPARTMENT TO THE BARBERTON COMMUNITY FOUNDATION, IN THE AMOUNT OF \$4,000, IN SUPPORT OF THE 2018 LABOR DAY FIREWORKS, AND DECLARING AN EMERGENCY. It was moved by Mrs. Angeloff, seconded by Mrs. Coburn, 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 Mrs. Angeloff, seconded by Mrs. Coburn, that **ORDINANCE NO. 16-2018 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 17-2018

ORDINANCE NO. 17-2018. PRESENTED BY: MRS. ANGELOFF. TITLE: FOUNDATION GRANT REQUEST - 2018 HOLIDAY LIGHT DISPLAY. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE PARKS AND RECREATION DEPARTMENT TO THE BARBERTON COMMUNITY FOUNDATION, IN THE AMOUNT OF \$9,000, IN SUPPORT OF THE 2018 LAKE ANNA HOLIDAY LIGHT DISPLAY, AND DECLARING AN EMERGENCY. It was moved by Mrs. Angeloff, seconded by Mrs. Coburn, 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 Mrs. Angeloff, seconded by Mrs. Coburn, that **ORDINANCE NO. 17-2018 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 18-2018

ORDINANCE NO. 18-2018. PRESENTED BY: MRS. ANGELOFF. TITLE: FOUNDATION GRANT REQUEST - 2018 MUM FESTIVAL. AN ORDINANCE APPROVING THE SUBMISSION OF A GRANT APPLICATION BY THE PARKS AND RECREATION DEPARTMENT TO THE BARBERTON COMMUNITY FOUNDATION, IN THE AMOUNT OF \$20,000, IN SUPPORT OF THE 2018 MUM FESTIVAL, AND DECLARING AN EMERGENCY. It was moved by Mrs. Angeloff, seconded by Mrs. Coburn, 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 Mrs. Angeloff, seconded by Mrs. Coburn, that **ORDINANCE NO. 18-2018 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 19-2018

ORDINANCE NO. 19-2018. PRESENTED BY: MRS. DEBEVEC. TITLE: AUTHORIZE PAYMENT - KENMORE CONSTRUCTION. AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO KENMORE CONSTRUCTION, IN THE AMOUNT OF \$10,979.88, FOR EMERGENCY REPAIRS OF A 2" WATER MAIN ON BARBER ROAD, AND DECLARING AN EMERGENCY. It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, 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 Mrs. Debevec, seconded by Mrs. Angeloff, that **ORDINANCE NO. 19-2018 BE ADOPTED.** All Members voted "yea." Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

None.

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 03-2018

ORDINANCE NO. 03-2018. PRESENTED BY: MR. SOYARS. TITLE: PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES. A ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF BARBERTON BY ADDING CHAPTER 876 TO PROHIBIT THE ESTABLISHMENT AND OPERATION OF MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSARIES WITHIN THE CITY OF BARBERTON, AND DECLARING AN EMERGENCY. It was moved by Mr. Soyars, seconded by Mrs. Frey, that **ORDINANCE NO. 03-2018 BE ADOPTED.** Mrs. Angeloff stated she is very passionate about our town and the reputation of our town and said it has been a long haul and she is very grateful to council and thanked everyone for listening to her. President Megyes said she did her homework and said she did a really good job. All Members voted "yea." Motion carried.

APPOINTMENTS

Mosquito Abatement District:

It was moved by Mrs. Debevec, seconded by Mrs. Angeloff to appoint Patricia Zarle to the Mosquito Abatement District. All Members voted "yea." Motion carried.

Design Review Board:

It was moved by Mrs. Conrad-Wokojance, seconded by Mrs. Zarle to appoint Willie Jenkins to the Design Review Board for a three-year term expiring December 31, 2020. All Members voted "yea." Motion carried.

It was moved by Mrs. Conrad-Wokojance, seconded by Mrs. Zarle to appoint Jill McCune to the Design Review Board for a three-year term expiring December 31, 2020. All Members voted "yea." Motion carried.

It was moved by Mrs. Conrad-Wokojance, seconded by Mrs. Zarle to appoint Doug Mitchell to the Design Review Board for a three-year term expiring December 31, 2020. All Members voted “yea.” Motion carried.

MISCELLANEOUS AND UNFINISHED BUSINESS

President Megyes stated the following Monday the City Building will be closed in observance of President’s Day and Council will meet on Tuesday, February 20th.

President Megyes said the Design Review Board scheduled for Tuesday, February 13th has been cancelled.

Mrs. Debevec stated she would like to echo Mayor Judge’s comments regarding Barberton High School. She said her son is currently attending Ohio State. She said he is in an Engineering II class and he emailed his teacher from Barberton High School to tell him that everything that they have learned this semester he learned at BHS. She said the technical skills at the high school are amazing and we should be really proud of that.

COMMUNICATION FROM THE MAYOR

Mayor Judge thanked Council for asking questions and passing the five-year contract for the refuse contractor. He said they do the best they can to get the best price and the best service. He stated sometimes over the length of the contract the service changes. He said they log calls and monitor the situation and make sure they are on top of things and that is when council plays the part of getting feedback from constituents and asking questions. He said Kimble has started getting the new trash bins out.

Mayor Judge stated last week he had the privilege of talking with the high school seniors about the future plans/goals and hiring practices. He said he is really amazed at what the high school does to prepare the kids to feel confident about leaving high school. He said he also had the privilege of speaking with eight senior football players where they had a ceremony with their families who had signed to play at various colleges. He said it was great to see all the positive things happening at the school. He said he was honored to be a part of it.

Mayor Judge said the next Change for Change will be on Friday, February 23rd which will be held at Casa Del Ranchero. He said that date will also be the 4th Friday event downtown.

Mayor Judge stated his State of the City address will be held on Wednesday, February 28th at Lake Theatre. He said he is taking questions and you can email them to him.

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

Adjourned: 8:01 P.M.

Craig Megyes
President of Council

Renee Fox
Clerk of Council