

Council met in **REGULAR SESSION** on Monday, December 20, 2010, at 7:30 P.M. in the Council Chambers with President Maurer presiding. Members present: Anderson, Avant, Judge, Lysenko, Megyes, Soyars, Suboticki, and Wagner. The Pledge of Allegiance to the Flag was recited and Mr. Suboticki gave the Invocation.

It was moved by Mr. Judge, seconded by Mr. Soyars, to approve the Minutes of the Regular Legislative Session held on Monday, December 13, 2010, 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 several ordinances, Ordinance Nos. 200-2010 through 204-2010, have been added to tonight's Agenda. He said all of these ordinances were discussed and passed in their respective committees.

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

##### **ORDINANCE NO. 190-2010**

**ORDINANCE NO. 190-2010. PRESENTED BY: MR. SOYARS. TITLE: ENTER INTO USERS AGREEMENT – GOVDEALS ONLINE SURPLUS AUCTIONS. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A USERS AGREEMENT WITH GOV DEALS ONLINE SURPLUS AUCTIONS, TO SELL BY AUCTION ONLINE AND TO DISPOSE OF EQUIPMENT, VEHICLES, AND PROPERTY THE DIRECTOR OF PUBLIC SERVICE, THE POLICE CHIEF, AND THE FIRE CHIEF DEEM TO BE NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.** It was moved by Mr. Soyars, seconded by Mr. Megyes, 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. Soyars, seconded by Mr. Megyes, that **ORDINANCE NO. 190-2010 BE ADOPTED.** All Members voted "yea." Motion carried.

##### **ORDINANCE NO. 191-2010**

**ORDINANCE NO. 191-2010. PRESENTED BY: MR. SOYARS. TITLE: REPEAL OF CHAPTER 856 – TAXICABS – BARBERTON CODIFIED ORDINANCES – ADOPT NEW CHAPTER. AN ORDINANCE ADOPTING A NEW CHAPTER 856, "TAXICABS," OF THE BARBERTON CODIFIED ORDINANCES; AND REPEALING CHAPTER 856 OF THE BARBERTON CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.** It was moved by Mr. Soyars, seconded by Mr. Megyes, 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. Soyars, seconded by Mr. Megyes, that **ORDINANCE NO. 191-2010 BE ADOPTED.** All Members voted "yea." Motion carried.

##### **ORDINANCE NO. 192-2010**

**ORDINANCE NO. 192-2010. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT – GINOSKO LABORATORIES – WWTP ANALYTICAL SERVICES CONTRACT. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A TWO-YEAR PROFESSIONAL SERVICES CONTRACT WITH GINOSKO LABORATORIES, FOR ANALYTICAL SERVICES IN 2011 AND 2012 FOR THE WWTP, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Lysenko, 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. Lysenko, that **ORDINANCE NO. 192-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 193-2010**

**ORDINANCE NO. 193-2010. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT – KENMORE CONSTRUCTION. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH KENMORE CONSTRUCTION COMPANY, IN THE AMOUNT OF \$12,225.12, FOR AN EMERGENCY REPAIR PERFORMED AT THE INTERSECTION OF BARBER ROAD AND MORGAN, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Lysenko, 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. Lysenko, that **ORDINANCE NO. 193-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 194-2010**

**ORDINANCE NO. 194-2010. PRESENTED BY: MR. MEGYES. TITLE: NEW SANITARY SEWERS – NORTON – OAK STREET AND GREENWICH ROAD. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF BARBERTON TO APPROVE SHORT TERM RELIEF IN THE AMOUNT CHARGED FOR SYSTEM DEVELOPMENT CHARGES (SDCs) TO CERTAIN NORTON RESIDENTS, OF RESIDENTIAL PARCELS ONLY, WHO TIE-IN TO THE NEW SEWER LINES ON OAK STREET AND GREENWICH ROAD, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Lysenko, 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. Lysenko, that **ORDINANCE NO. 194-2010 BE ADOPTED.** Mr. Avant said he is leaning towards *not* supporting this ordinance. He said it will set a precedent down the road when more lines are laid and more people will want to hook up. He asked if these people are holding out to get a discount. Mr. Avant said he knows that Norton Council approved not to charge their fee against these residents. He said Barberton is the city doing the work, so he does not see where Norton is really giving anything up in this process. He said he feels it is unfair to all the people who have already hooked up to the City lines and have paid this fee. Mr. Avant said if they are holding out just to see what Barberton is willing to give them, they should be told what the fee is and, if they do not pay it now, they will have to pay -- maybe even more -- later because of what EPA is doing with septic systems when they go bad. President Maurer said the precedent was actually set back in 2000 or so when Rose Acres Allotment was done. He said the rationale was that we would be taking on new customers and we were trying to re-fit an existing residential neighborhood. He said the Utilities Director at that time, Mr. Waltz, suggested we reduce the sewer rates by fifty percent and keep everything else where it was. He said Mr. Palmer has been considering overhauling and reviewing the system development charges. Mr. Palmer, Service Director, said the City of Norton has already passed legislation to forego their system development charges for these two projects. He said personally, he would like to see us get more customers. He said right now they are in the process of running the figures to see how much was collected in the past on the system development charges and if the rate is stagnant or if it is going in the other direction. Mr. Palmer said we have not seen much development take place in the last few years. He said they were looking for a one or two-year moratorium on this charge -- not necessarily making it a long-term situation -- to see if they could get some stimulation on new development. He said that was the intent for this ordinance. Mr. Wagner said the septic systems on Oak Street and Greenwich have been condemned and he thinks those people are in dire straits. President Maurer asked if the residents would be able to use the regular gravity flow or if lift stations or grinder pumps need to be installed? Mr. Palmer said he believes it is the gravity system. He said Norton has one of the largest numbers of failed systems in Summit County. He said this would be a way to help them. President Maurer asked Mr. Palmer if he would continue to review the system. Mr. Palmer said he absolutely will continue to review it. President Maurer said hopefully we will have something definitive on that after the first of the year. President Maurer called for the vote on adoption. Mr. Soyars, Mr. Suboticki, Mr. Anderson, Mr. Lysenko, Mr. Judge, Mr. Megyes, and Mr. Wagner voted “yea.” Mr. Avant voted “nay.” Motion carried.

**RESOLUTION NO. 195-2010**

**RESOLUTION NO. 195-2010. PRESENTED BY: MR. JUDGE. TITLE: ENTER INTO CONTRACT – ODOT – EASTERN ROAD PROJECT. A RESOLUTION OF THE**

**COUNCIL OF THE CITY OF BARBERTON AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO PROCEED WITH THE EASTERN ROAD PROJECT, AND DECLARING AN EMERGENCY.** It was moved by Mr. Judge, seconded by Mr. Suboticki, 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. Judge, seconded by Mr. Suboticki, that **RESOLUTION NO. 195-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 196-2010**

**ORDINANCE NO. 196-2010. PRESENTED BY: MR. AVANT. TITLE: APPROVAL OF CONTRACT – AUTHORIZE PAYMENT - UTILITIES. AN ORDINANCE APPROVING THE CONTRACT WITH KENMORE CONSTRUCTION COMPANY IN SEPTEMBER 2010 AND AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO KENMORE CONSTRUCTION COMPANY, IN THE AMOUNT OF \$18,427.84, FOR AN EMERGENCY SEWER REPAIR ON 16<sup>TH</sup> STREET, N.W., IN SEPTEMBER 2010, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Megyes, 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 Mr. Megyes, that **ORDINANCE NO. 196-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 197-2010**

**ORDINANCE NO. 197-2010. PRESENTED BY: MR. AVANT. TITLE: APPROPRIATION – CDBG FUND. AN ORDINANCE APPROPRIATING \$7,268.89 FROM THE UNAPPROPRIATED ITEM OF THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND OPERATING BUDGET, DUE TO FAÇADE LOAN PAYMENTS, IN ORDER TO CARRY OUT ELIGIBLE CDBG ACTIVITIES, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Lysenko, 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 Mr. Lysenko, that **ORDINANCE NO. 197-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 198-2010**

**ORDINANCE NO. 198-2010. PRESENTED BY: MR. AVANT. TITLE: YEAR END APPROPRIATION OF FUNDS. AN ORDINANCE MODIFYING APPROPRIATIONS WITHIN CERTAIN FUNDS IN ORDER TO COVER EXPENSES TO THE END OF THE YEAR, AND DECLARING IT AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Anderson, 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 Mr. Anderson, that **ORDINANCE NO. 198-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 199-2010**

**ORDINANCE NO. 199-2010. PRESENTED BY: MR. AVANT. TITLE: 2011 TEMPORARY BUDGET. AN ORDINANCE ADOPTING A TEMPORARY BUDGET FOR VARIOUS FUNDS OF THE CITY OF BARBERTON FOR THE PERIOD BEGINNING JANUARY 1, 2011, AND PROVIDING FOR THE ADMINISTRATION THEREOF, AND DECLARING IT AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Anderson, 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 Mr. Anderson, that **ORDINANCE NO. 199-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 200-2010**

**ORDINANCE NO. 200-2010. PRESENTED BY: MR. JUDGE. TITLE: 2011 BIDS AND CONTRACTS - YEAR’S REQUIREMENTS FOR MATERIALS AND SERVICES. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OR THE DIRECTOR OF PUBLIC SAFETY TO ADVERTISE FOR BIDS AND/OR ENTER INTO CONTRACTS IN 2011, COVERING THE YEAR’S REQUIREMENTS FOR MATERIALS AND SERVICES USED IN THE ORDINARY AND DAILY OPERATION**

**OF THE MUNICIPAL DEPARTMENTS IN THE CITY OF BARBERTON, AND DECLARING AN EMERGENCY.** It was moved by Mr. Judge, seconded by Mr. Suboticki, 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. Judge, seconded by Mr. Suboticki, that **ORDINANCE NO. 200-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 201-2010**

**ORDINANCE NO. 201-2010. PRESENTED BY: MR. MEGYES. TITLE: AMEND ORD. NO. 191-2004 – SANITARY SEWER SYSTEM DEVELOPMENT CHARGES. AN ORDINANCE AMENDING THE “SYSTEM DEVELOPMENT CHARGE ADMINISTRATION” SECTION OF ORDINANCE NO. 191-2004 BY APPROVING RELIEF IN THE AMOUNT CHARGED FOR SYSTEM DEVELOPMENT CHARGES (SDCs) FOR CERTAIN CITY OF BARBERTON RESIDENTS, OF RESIDENTIAL PARCELS ONLY, WHO TIE-IN TO SEWER LINES, AND DECLARING AN EMERGENCY.** It was moved by Mr. Megyes, seconded by Mr. Lysenko, 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. Lysenko, that **ORDINANCE NO. 201-2010 BE ADOPTED.** Mr. Avant said this ordinance has some vague changes to follow up with the discount given to the Norton residents, so for consistency, he will be voting “no.” President Maurer called for the vote on adoption. Mr. Anderson, Mr. Megyes, Mr. Suboticki, Mr. Wagner, Mr. Judge, Mr. Lysenko, and Mr. Soyars voted “yea.” Mr. Avant voted “nay.” Motion carried.

**ORDINANCE NO. 202-2010**

**ORDINANCE NO. 202-2010. PRESENTED BY: MR. AVANT. TITLE: AUTHORIZE PAYMENT - SPECIALIZED CONSTRUCTION. AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO SPECIALIZED CONSTRUCTION, IN THE AMOUNT OF \$49,469, FOR THE 2010 JOINT CRACK SEALING PROGRAM, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Judge, 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 Mr. Judge, that **ORDINANCE NO. 202-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 203-2010**

**ORDINANCE NO. 203-2010. PRESENTED BY: MR. AVANT. TITLE: AMENDING ORD. NO. 55-2010 - EMPLOYEE COMPENSATION AND PAY GRADES FOR NON-BARGAINING EMPLOYEES . AN ORDINANCE AMENDING ORDINANCE NO. 55-2010, “EMPLOYEE COMPENSATION AND PAY GRADES FOR NON BARGAINING EMPLOYEES,” BY CONTINUING, THROUGH 2011, THE 3.95% REDUCTION IMPLEMENTED IN THE SALARY OF EACH EXEMPT AND NON-EXEMPT EMPLOYEE IN SECTIONS 1 AND 2; AND ELIMINATING ANNIVERSARY INCREASES FOR 2010/2011; AND ADDING FIVE (5) PERSONAL DAYS FOR A TOTAL OF SEVEN (7) PERSONAL DAYS FOR 2011, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Anderson, 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 Mr. Anderson, that **ORDINANCE NO. 203-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

**ORDINANCE NO. 204-2010**

**ORDINANCE NO. 204-2010. PRESENTED BY: MR. AVANT. TITLE: AMENDING ORD. NO. 243-2009 – EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES. AN ORDINANCE AMENDING ORDINANCE NO. 243-2009, “EMPLOYEES NOT INCLUDED IN NON-BARGAINING PAY GRADES,” BY DELETING “PROJECT” FROM THE PART TIME PROJECT ASSISTANT TO MANAGER OF WATER TREATMENT TITLE; AND CONTINUING, THROUGH 2011, THE 3.95% REDUCTION IN THE SALARIES OF THE DIRECTOR OF PUBLIC SERVICE, THE CLERK OF COUNCIL, AND THE DIRECTOR OF PUBLIC SAFETY; AND ADDING FIVE PERSONAL DAYS IN 2011 FOR THE EMPLOYEES SO STATED, AND DECLARING AN EMERGENCY.** It was moved by Mr. Avant, seconded by Mr. Anderson, that **ORDINANCE NO. 204-2010 BE ADOPTED.** President Maurer said our department heads seem to step up to the plate, foregoing more wages. He said he appreciates their efforts

and all the other employees of the City. He said this is a very small group of people, but he feels the Mayor has done the right thing. President Maurer called for the vote on adoption. All Members voted “yea.” Motion carried.

## **SECOND READING OF ORDINANCES AND RESOLUTIONS**

### **ORDINANCE NO. 187-2010**

**ORDINANCE NO. 187-2010. PRESENTED BY: MR. ANDERSON. TITLE: DONATION OF CANNON. AN ORDINANCE AUTHORIZING THE MAYOR TO DONATE THE LAKE ANNA CANNON, OWNED BY THE CITY. TO THE BARBERTON HISTORICAL SOCIETY, AND DECLARING AN EMERGENCY.**

***First Reading – December 13, 2010. Second Reading – December 20, 2010.***

It was moved by Mr. Anderson, seconded by Mr. Judge, 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. Anderson, seconded by Mr. Judge, that **ORDINANCE NO. 187-2010 BE ADOPTED.** Mr. Anderson said he called the Historical Society to see if they would be willing to take the cannon. He said this cannon has been housed at Brady Avenue for almost three years and it bothered him that there was no proper spot for it. Mr. Anderson said he believes the Historical Society will restore it to the best of their ability and people will get to know why we have the cannon when they conduct their tours. He said he does not think there is a better place for it. President Maurer called for the vote on adoption. All Members voted “yea.” Motion carried.

### **ORDINANCE NO. 189-2010**

**ORDINANCE NO. 189-2010. PRESENTED BY: MR. AVANT. TITLE: BARBERTON COMMUNITY FOUNDATION – “SPENDING POLICY – INVASION OF PRINCIPAL FUND.” A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON AUTHORIZING CERTAIN AMENDMENTS TO ARTICLE XI, SECTION 4(a) OF THE CODE OF REGULATIONS OF THE BARBERTON COMMUNITY FOUNDATION ENTITLED, “SPENDING POLICY AND INVASION OF PRINCIPAL,” IN ORDER TO FURTHER ENSURE THE PERPETUITY OF THE “PRINCIPAL FUND” AND TO IMPROVE THE ABILITY TO GRANT ON A REGULAR BASIS, AND DECLARING AN EMERGENCY.**

***First Reading – December 13, 2010. Second Reading – December 20, 2010.***

It was moved by Mr. Avant, seconded by Mr. Anderson, 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 Mr. Anderson, that **ORDINANCE NO. 189-2010 BE ADOPTED.** All Members voted “yea.” Motion carried.

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

### **ORDINANCE NO. 180-2010**

**ORDINANCE NO. 180-2010. PRESENTED BY: MR. MEGYES. TITLE: ENTER INTO CONTRACT – QUASAR ENERGY GROUP – FEASIBILITY STUDY – ANAEROBIC DIGESTION PLANT. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH QUASAR ENERGY GROUP, IN THE AMOUNT OF \$50,000, TO COMMENCE WITH PART ONE OF AN ENERGY FEASIBILITY STUDY FOR AN ANAEROBIC DIGESTION PLANT AT THE WWTP, AND DECLARING AN EMERGENCY.**

***First Reading – November 22, 2010. Second Reading – December 13, 2010.***

***Third Reading – December 20, 2010.***

It was moved by Mr. Megyes, seconded by Mr. Lysenko, that **ORDINANCE NO. 180-2010 BE ADOPTED.** Mr. Judge said he is assuming all of Council received the question-and-answer letter from Quasar this evening. He said one question on this list is: “What happens if Quasar fails?” Mr. Judge said the reply is: “That is a potential. It could happen.” He said our Law Director should include protection in the contract. He asked Mrs. Miller, if this ordinance passes, if there is standard language to protect the City should the project fail. Mrs. Miller said she has not seen the contract, but it can certainly be negotiated when presented. Mr. Judge said he wished Council had received this question-and-answer information before this evening. Mrs. Miller said she has never seen it. Mr. Lysenko said this is a feasibility study only. He said the actual contract would come later, assuming Quasar and the City would want to keep going. He said that is something to keep in mind for later. Mr. Avant asked if the \$50,000 will be spent this

year. Mr. Megyes said it is in this year's budget. President Maurer said one of the reasons to proceed with this project is to stay ahead of EPA mandates as they come down the pike. He said we have been pro-active keeping our waste water and water facilities ahead of the demands of the Federal Government. He said Mr. Bailey mentioned a couple of weeks ago that we could reduce our actual solids by two-thirds using this process. President Maurer said when it is done digesting, we have topsoil. He said it looks like it would pay off big dividends -- if it works -- which is why the study is being done. President Maurer called for the vote on adoption. Mr. Soyars, Mr. Lysenko, Mr. Judge, Mr. Wagner, Mr. Avant, Mr. Suboticki, and Mr. Megyes voted "yea." Mr. Anderson voted "nay." Motion carried.

### **APPOINTMENTS**

#### **SUMMIT COUNTY COMBINED GENERAL HEALTH DISTRICT BOARD**

**Leon Ricks** re-appointment January 1, 2011 – December 31, 2014

Mr. Wagner said the Health Committee discussed and unanimously voted to confirm the re-appointment of Mr. Ricks to the Summit County Combined General Health District Board. President Maurer called for the vote of Council. All Members voted "yea." Motion carried.

### **MISCELLANEOUS AND UNFINISHED BUSINESS**

President Maurer said being the last business meeting of 2010, he wanted to thank all council members for doing their homework and doing great jobs. He said things looked very bleak last January, but it looks like things have pulled together. He said we have outstanding employees who have done outstanding jobs. He thanked the Mayor for doing a great job and he is sure the citizens appreciate his efforts. He said at times being an elected official is a pretty thankless job, but everyone has ridden to the occasion.

### **COMMUNICATION FROM THE MAYOR**

Mayor Genet said he would like to wish everyone a happy holiday and a safe holiday season.

Mayor Genet said it is with a very somber note that last week a friend of Barberton lost his life to leukemia, Mr. Vince Mealy. He said Mr. Mealy wanted to come to Barberton, so he left the Green Y to open up our facility. He said he touched many lives in Green and many lives here in Barberton. He said he touched many more lives in Springfield, where he was not only involved in the Y, but where he was an elected official. He said the age of 49 is definitely too soon for anyone. He asked for everyone to keep him and his family in their thoughts and prayers. He said we lost a very good person.

A motion was made by Mr. Judge, seconded by Mr. Soyars, to adjourn.

Adjourned: 8:16 P.M.

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Frederick S. Maurer  
President of Council

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Susan Matuch  
Clerk of Council