

Council met in REGULAR SESSION on Monday, July 12, 2021 at 7:05 P.M. in the Council Chambers with President Megyes presiding. The Pledge of Allegiance to the Flag was recited and Mrs. Coburn gave the Invocation.

The Clerk called the roll: Members present: Mrs. Angeloff, Mrs. Colburn, Mr. Griffin Mrs. Debevec, Mr. Heitic, Mr. Jaber, Mr. Greer. Mrs. Frey was absent.

It was moved by Mrs. Debevec, seconded by Mr. Heitic, to approve the Minutes of the Regular Legislative Meeting held on Monday, June 28, 2021, as presented. No remarks made. All Members voted “yea.” Motion carried.

It was moved by Mrs. Debevec, seconded by Mrs. Angeloff, to approve the Finance Report for the month of June, 2021 as presented. No remarks made. All Members voted “yea.” Motion carried.

PETITIONS AND CLAIMS

There were 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 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. 89-2021

PRESENTED BY MRS. FREY TITLE: APPROPRIATION CARES ACT AN ORDINANCE APPROPRIATING \$899.97 FROM THE UNAPPROPRIATED ITEM OF THE LOCAL CORONAVIRUS RELIEF FUND TO THE OPERATION AND MAINTENANCE BUDGET OF THE LOCAL CORONAVIRUS RELIEF FUND, 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. Frey, seconded by Mrs. Debevec, that **ORDINANCE NO. 89-2021 BE ADOPTED.** All Members voted “yea.” Motion carried.

RESOLUTION NO. 90-2021

PRESENTED BY MRS. DEBEVEC TITLE: COMMENDATION – LIEUTENANT
MICHAEL BECKMAN A RESOLUTION OF THE COUNCIL OF THE CITY OF
BARBERTON TO HONE AND GIVE PUBLIC RECOGNITION TO LIEUTENANT MICHAEL
BECKMAN FOR RECEIVING PROFESSIONAL CREDENTIALING THROUGH THE
CENTER FOR PUBLIC SAFETY EXCELLENCE (CPSE) AS A FIRE OFFICER.

It was moved by Mrs. Debevec, seconded by Mr. Greer, 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. Greer, that **RESOLUTION NO. 90-2021 BE ADOPTED.** President Megyes called for remarks. Mrs. Debevec stated that she just wanted to commend Lt. Beckman on this accomplishment and that Barberton should be very proud as only 22 firefighters nationwide have received this honor. Mrs. Debevec also stated that is an extremely worthy piece of legislation and Barberton breeds the best. Roll called on adoption. All Members voted “yea.” Motion carried.

ORDINANCE NO. 91-2021

PRESENTED BY MRS. COBURN TITLE: ENTER INTO CONTRACT VERMEER
AN ORDINANCE AUTHORIZING THE CITY OF BARBERTON TO ENTER INTO
AGREEMENT WITH VERMEER, THE LOWEST AND/OR BEST BIDDER IN THE
AMOUNT OF \$71,690, FOR THE PURCHASE OF AN EXCAVATOR, AND DECLARING
AN EMERGENCY.

It was moved by Mrs. Coburn, 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 Mrs. Coburn, seconded by Mrs. Frey, that **ORDINANCE NO. 91-2021 BE ADOPTED.** All Members voted “yea.” Motion carried.

This ended the First Readings.

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 86-2021

PRESENTED BY MRS. ANGELOFF TITLE: SPECIAL ASSESSMENTS –
DEMOLITIONS, BOARD-UPS AND WEED/GRASS CUTTINGS AN ORDINANCE
AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY OF
BARBERTON TO CERTIFY TO THE SUMMIT COUNTY AUDITOR, SPECIAL
ASSESSMENTS AGAINST CERTAIN PROPERTIES LOCATED WITHIN THE CITY FOR
THE COST OF ORDERED DEMOLITIONS, LIEN SEARCHES, EMERGENCY BOARD-
UPS, ENVIRONMENTAL ABATEMENTS AND WEED/GRASS CUTTINGS WHICH TOOK

PLACE FROM SEPTEMBER 2020 THROUGH AUGUST 2021, AND DECLARING AN EMERGENCY.

This ended the Second Readings.

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 68-2021

PRESENTED BY MRS. ANGELOFF TITLE: ZONING MAP AMENDMENT
EASTERN ROAD/FAIRLAND ROAD AN ORDINANCE AUTHORIZING THE
REZONING OF PARCEL 01.16060, AN 11.26-ACRE PARCEL AT THE SOUTHWEST
CORNER OF EASTERN ROAD AND FAIRLAND ROAD, FROM C3, COMMUNITY
CENTER COMMERCIAL TO RS-50, SINGLE-FAMILY DETACHED.

It was moved by Mrs. Angeloff, seconded by Mrs. Coburn, that **ORDINANCE NO. 68-2021 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 69-2021

PRESENTED BY MRS. ANGELOFF TITLE: ZONING MAP AMENDMENT
635 NORTON AVENUE AN ORDINANCE AUTHORIZING THE REZONING OF
PARCELS 01.06960, 01.06961, 01.0692 AND 01.06963, A 4.33-ACRE PARCEL AT
635 NORTON AVENUE FROM C3, COMMUNITY CENTER COMMERCIAL TO I2,
MEDIUM INDUSTRIAL.

It was moved by Mrs. Angeloff, seconded by Mrs. Coburn, that **ORDINANCE NO. 69-2021 BE ADOPTED.** All Members voted “yea.” Motion carried.

ORDINANCE NO. 77-2021

PRESENTED BY MRS. COBURN TITLE: ENTER INTO CONTRACT – CT
CONSULTANTS WWTP – PHASES 3B AND 3C AN ORDINANCE AUTHORIZING
THE MAYOR TO ENTER INTO A PROFESSIONAL ENGINEERING SERVICES
CONTRACT WITH CT CONSULTANTS, IN AN AMOUNT NOT TO EXCEED \$361,000,
FOR BIDDING AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE
WASTEWATER TREATMENT PLANT (WWTP) PHASES 3B AND 3C PROJECT, AND
DECLARING AN EMERGENCY.

It was moved by Mrs. Coburn, seconded by Mrs. Debevec, that **ORDINANCE NO. 77-2021 BE ADOPTED.** President Megyes called for remarks. Mr. Greer wanted thank Mr. Weaver for all his work. This was an honest mistake and the No vote on the suspension (at the second

reading on 6-28-2021) was a good thing because we would have never had the conversations that we had and we all learned from it. Mr. Heitic stated that Mr. Weaver has done an outstanding job and this was not anything involving him. Mr. Heitic stated that in his opinion CT Consultants does a lot of work for the city as he sees a lot of contracts come across. They know our rules and for them to get started before that was the breakdown of communication. Mr. Weaver has done an awesome job with the Waste Water Treatment Plant and the Dam and everything but in his opinion, CT jumped the gun on this one. They know the rules and they acted too quickly. Roll was called. All Members voted “yea.” Motion carried.

This ended the Third Readings.

APPOINTMENTS

There are none

MISCELLANEOUS AND UNFINISHED BUSINESS

LIQUOR LICENSE:

NEW D2 West Theater Entertainment Center LLC
DBA West Theater Bonnies Eatery
1017 Wooster Road W
Barberton, Ohio 44203

No objections received.

NEW Barberton Burgers LLC
D1 D2 75 5th Street
Barberton, Ohio 44203

No objections received.

TRANSFER To: Red White & Brews LLC
D1 D2 DbA J WS Cheers
D3 D3A 285 31st Street SW & Patio
Barberton, Ohio 44203

From: J WS Cheers Inc
DbA J WS Cheers
285 31st Street SW & Patio
Barberton, Ohio 44203

No objections received.

ADOPTION OF THE CHANGE TO THE RULES GOVERNING THE COUNCIL OF THE CITY OF BARBERTON

Section 1 – ORGANIZATION AND SET-UP – amending Rule 103 to read as follows:

RULE 103 Meeting – Times. The hour of the Regular and Committee of the Whole meetings shall be *at the conclusion* of individual Committee meetings. The Presiding Officer may delay the start of the meeting if necessary or to allow for a scheduled Public Hearing.

It was moved by Mr. Griffin, seconded by Mr. Heitic, that the changes in Council Rule 103 be adopted. All Members voted “yea.” Motion carried Council Rule 103 change adopted.

Section 2 – ORDER – amending Rule 205 to read as follows:

RULE 205 Recognition to Speak – Regular Meeting. When a Member desires to speak at a Regular meeting, such Member shall raise his/her hand and wait to be recognized by the Presiding Officer. ~~The Member shall rise and remain standing while addressing the Presiding Officer, Members and/or City Administration.~~ While a Member is speaking no person shall interrupt except with the permission of that Member. No Member shall speak more than twice on any question or longer than five (5) minutes each time without the consent of the Presiding Officer.

It was moved by Mr. Griffin, seconded by Mr. Heitic, that the changes in Council Rule 205 be adopted. President Megyes called for remarks. Mr. Greer clarified what exactly the change is. All Members voted “yea.” Motion carried Council Rule 205 change adopted.

COMMUNICATION FROM THE MAYOR

Mayor Judge first wanted to congratulate Lt. Beckman for his achievement. This is a huge achievement for him as well as the entire Barberton community.

As to Covid, while the organizations, and different levels of government that we work with are not tracking the same stats as they were before. The Delta Variant that has been in the news has become a subject that is moving forward. We will continue to track as much data as we can get our hands on. We are still working with everyone at the County, State, and our Federal Representatives as well. This is one that the CDC and World Health Organization are taking

very seriously. There have been many with different names in the past year and a half but this one has caught the attention of a lot of organizations so we will keep our eye on that.

Continuing with Christmas In July for donations going to BACM. Donations can be made here at the City Building or the Mayor's Office, Lake Anna YMCA and other parts of Barberton.

As to the rains, they come down hard and they come down fast. It was surprising that they did not close the highways as traffic was at about 20mph. Mayor Judge stated he had talked to some business owners even into the Fairlawn area and many buildings have had leaks. We had to close one road as the water came down heavy and quick but it went away quick as well. We are always concerned with not what falls on Barberton so much but with what comes down through the tributaries in hours and days after. There is a forecast of additional rains throughout the week to come but that forecast keeps changing very frequently. We are charting and keeping a close eye and working with all affiliated organizations regarding this.

Mayor Judge wanted to share that we were a finalist, in the top 20 in the country, as an All-American City. We did not make the top 10 but we were in the top 20 and the only city in Ohio. Other communities in the top 20 were communities like Dallas Texas made it as far as we did. So this is a great honor acknowledging the different things that we are doing in our community for our residents. Again, this is a great honor and we are very proud of this.

Also a little recognition, appreciation and partnership with our partnership with the Barberton City Schools. In helping them, sponsoring them and being there to partner with them on their Do Your Job initiative. In a community like Barberton, being able to get our kids the tools they need to be productive, this will help the entire community. Not just today but moving forward. Mayor Judge stated if we look back at our own lives there was a teacher, a coach, a mentor who made a difference to each of us to set the course of our lives. We have a great relationship with the Barberton City Schools. We want to continue this relationship as we will all be better off with the programs we work in collaboration with.

CLOSING REMARKS

Mr. Griffin stated that he would like to thank everyone in the City of Barberton that contacted him. He stated he never knew he had so many people that noticed that he was missing. He wanted to also thank Council for bringing lunch for him. He wanted to thank everyone for the outpouring of affection. He stated he got phone calls from many, help around his house, and he really does appreciate it and it goes along way.

Mrs. Coburn wanted to remind everyone that the Poker Run for BACM is being held this Saturday, July 17th. Also, that the Relay for Life which will be on Saturday July 17th as well is still collecting canned goods to hold down the luminaries. Canned goods can be dropped off at Ignite or at Coburn's Quilting. Canned goods can be dropped off any day up to that date. All canned goods will be donated to BACM the following day.

President Megyes called for and a motion was made by Mrs. Debevec and seconded by Mr. Heitic to excuse Mrs. Frey from tonight's meeting. All members voting "yea". Motion Carried.

A motion was made by Mrs. Debevec and seconded by Mr. Heitic to adjourn. All members voting "yea". Meeting adjourned.

Adjourned: 7:33 pm.

Craig Megyes
President of Council

Laura J. Ries-Price
Clerk of Council