

Council met in REGULAR SESSION on Monday, March 14, 2022 at 6:19 P.M. in the Council Chambers with President Greer presiding. The Pledge of Allegiance to the Flag was recited and Mr. Griffin gave the Invocation.

The Clerk called the roll: Members present: President Greer, Mr. Heitic, Mrs. Thompson, Mrs. Bailey, Mrs. Angeloff, Mr. Griffin, Mr. Jaber, Mrs. Coburn, Mrs. Frey.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, to approve the Minutes of the Regular Legislative Meeting held on Monday, February 28, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

It was moved by Mr. Heitic, seconded by Mrs. Thompson, to approve the Minutes of the Executive Session held on Monday, February 28, 2022, as presented. No remarks made. All Members voted "Aye." Motion carried.

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

PETITIONS AND CLAIMS

There were none.

MATTERS REFERRED

Each Council Member, the Mayor and the Safety and Service Directors were given a report prepared by the Council Clerk listing all matters before all committees with their packets.

CITIZENS ADDRESSING COUNCIL

Mrs. Lisa Kamlowksi, Superintendent of Summit DD

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 26-2022

PRESENTED BY MRS. FREY TITLE: ENTER INTO CONTRACT – FIRE DEPARTMENT PFUND SUPERIOR SALES AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH PFUND SUPERIOR SALES IN AN AMOUNT OF \$216,555.00 FOR THE PURCHASE OF A NEW AMBULANCE PREVIOUSLY APPROVED FOR ARPA FUNDS, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Frey, seconded by Mr. Griffin, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "Aye." Motion carried. It was moved by Mrs. Frey, seconded by Mr. Griffin, that **ORDINANCE NO. 26-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

ORDINANCE 27-2022

PRESENTED BY MR. HEITIC TITLE: NOTE ORDINANCE: TRICKLING FILTER SYSTEM AT WASTE WATER TREATMENT PLANT AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$100,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF RECONSTRUCTING AND IMPROVING THE TRICKLING FILTER SYSTEM AT THE MUNICIPAL WASTE WATER TREATMENT PLANT, TOGETHER WITH ALL APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio;

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$100,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of reconstructing and improving the trickling filter system at the municipal waste water treatment plant, together with all appurtenances thereto, (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code is 40 years, being my estimate of the life or period of usefulness of the improvement. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is April 15, 2040, which is 20 years from April 15, 2020, the date of issuance of the original notes issued for this purpose.

Dated: February 23, 2022

Jeremy Flaker
Director of Finance
City of Barberton, Ohio

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. All Members voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 27-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

ORDINANCE 28-2022

PRESENTED BY MR. HEITIC TITLE: NOTE ORDINANCE
METER READING SYSTEM REPLACEMENT PROJECT AN ORDINANCE
PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$300,000 OF
NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF
PAYING COSTS OF ACQUIRING AND INSTALLING ADVANCED RADIO METERING
SYSTEM EQUIPMENT TO BE USED IN CONNECTION WITH THE MUNICIPAL SEWER
AND WATER SYSTEMS, TOGETHER WITH ALL NECESSARY APPURTENANCES
THERE TO, AND DECLARING AN EMERGENCY.

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio;

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$300,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of acquiring and installing advanced radio metering system equipment to be used in connection with the municipal sewer and water systems, together with all appurtenances thereto, (the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code is 10 years, being my estimate of the life or period of usefulness of the improvement. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds; therefore, the maximum maturity of the Bonds is 9 years.
3. The maximum maturity of the Notes is April 15, 2032, which is 15 years from April 15, 2017, the date of issuance of the original notes issued for this purpose.

Dated: February 23, 2022

Jeremy Flaker
Director of Finance
City of Barberton, Ohio

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. All Members voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 28-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

ORDINANCE 29-2022

PRESENTED BY MR. HEITIC TITLE: NOTE ORDINANCE – STREET
IMPROVEMENT PROJECT AN ORDINANCE PROVIDING FOR THE ISSUANCE
AND SALE OF NOT TO EXCEED \$1,620,000 OF NOTES, IN ANTICIPATION OF THE
ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING
STREETS AND ROADS IN THE CITY BY RESURFACING, RECONSTRUCTING, PAVING
AND MAKING OTHER IMPROVEMENTS, TOGETHER WITH ALL NECESSARY
RELATED IMPROVEMENTS AND APPURTENANCES THERETO, AS DESIGNATED IN

THE PLANS APPROVED OR TO BE APPROVED BY COUNCIL, AND DECLARING AN EMERGENCY.

FISCAL OFFICER'S CERTIFICATE

To the Council of the City of Barberton, Ohio;

As fiscal officer of the City of Barberton, Ohio, I certify in connection with your proposed issue of not to exceed \$1,620,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of improving the streets and roads in the City by resurfacing, reconstructing, paving and making other improvements, together with all necessary related improvements, and appurtenances thereto, as designated in the plans approved or to be approved by Council(the improvement):

1. The estimated life or period of usefulness of the improvement is at least five years.
2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code is 15 years. If notes in anticipation of the Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the Bonds.
3. The maximum maturity of the Notes is 240 months from their date of issuance.

Dated: February 23, 2022

Jeremy Flaker
Director of Finance
City of Barberton, Ohio

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. All Members voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 29-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

RESOLUTION 30-2022

PRESENTED BY MRS. BAILEY TITLE: DEVELOPMENTAL DISABILITIES AWARENESS MONTH A RESOLUTION BY THE COUNCIL OF THE CITY OF BARBERTON DECLARING MARCH AS "DEVELOPMENTAL DISABILITIES AWARENESS MONTH."

It was moved by Mrs. Bailey, seconded by Mr. Jaber, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "Aye." Motion carried. It was moved by MRS. BAILEY, seconded by Mr. Jaber, that **RESOLUTION NO. 30-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

ORDINANCE 31-2022

PRESENTED BY MRS. COBURN & MRS. ANGELOFF TITLE: ENTER INTO CONTRACT OHM ADVISORS AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH OHM ADVISORS FOR ENGINEERING AND DESIGN SERVICES FOR THE REPLACEMENT OF A 4" WATER MAIN WITH AN 8" PVC MAIN AND COMPLETE RESURFACING OF THE ROAD FOR A COST NOT TO EXCEED \$57,300.00, AND DECLARING AN EMERGENCY.

It was moved by Mrs. Coburn, seconded by Mrs. Angeloff, that the rule as required by Section 5.10 of the Barberton City Charter be suspended. All Members voted "Aye." Motion carried. It was moved by Mrs. Coburn, seconded by Mrs. Angeloff, that **ORDINANCE NO. -2022 BE ADOPTED**. All Members voted "Aye." Motion carried.

ORDINANCE 32-2022

PRESENTED BY MR. HEITIC TITLE: APPROPRIATION AMERICAN RESCUE PLAN AN ORDINANCE APPROPRIATING \$5,590,000 FROM THE UNAPPROPRIATED ITEM OF THE AMERICAN RESCUE PLAN GRANT FUND TO THE CAPITAL BUDGET OF THE AMERICAN RESCUE PLANT GRANT 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. All Members voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 32-2022 BE ADOPTED**. President Greer asked if there were any remarks. Mrs. Angeloff stated that she just wanted to say Thank you to the ARP group that met every Wednesday and looked at different projects, particularly the one regarding South Vanburen. It is a 5-million-dollar project and she is very happy that it is going to happen and she just wanted to thank everyone. Mr. Heitic stated that Councilor Griffin and Mr. Heitic both live in that area and if you haven't been down there lately, that road is one of the biggest eyesores that a city can have. Mr. Heitic stated that as Councilor Griffin can attest, this project will help immensely with flooding issues on the south side plus the general appearance. Mr. Griffin wanted to state that just coming into the city, it will enhance the appearance for people coming from New Franklin and southern communities. This is the biggest project in his lifetime since they put in sanitary sewers in that area. President Greer wanted to say Thank you to Mrs. Frey who still attends the ARP meetings as the liaison from Council and reports on each meeting. With no other remarks, The Clerk called the roll. All Members voted "Aye." Motion carried.

ORDINANCE 33-2022

PRESENTED BY MR. HEITIC TITLE: AUTHORIZE PAYMENT AMERICAN LEGAL AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO AMERICAN LEGAL IN THE AMOUNT OF \$3,770.17, 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. All Members voted "Aye." Motion carried. It was moved by Mr. Heitic, seconded by Mrs. Coburn, that **ORDINANCE NO. 33-2022 BE ADOPTED.** All Members voted "Aye." Motion carried.

SECOND READING OF ORDINANCES AND RESOLUTIONS

There were none

THIRD READING OF ORDINANCES AND RESOLUTIONS

There were none

MISCELLANEOUS AND UNFINISHED BUSINESS

There were none.

COMMUNICATION FROM THE MAYOR

Todd Shreve spoke in the Mayor's absence. The city has begun repairing the potholes using over 90 tons of hot mix material in the past two weeks. The Street Department has made 26 trips to get hot mix material as they get 4 tons each trip. With the nicer weather they are really trying to get caught up focusing not only on certain sections of town but on all complaint areas of roads.

Metro is continuing with their mask mandate in all public transportation vehicles until April 18th. Masks are required in all transit hubs, buses and vehicles.

There are some major constructions on expressways, Rt. 76, Rt. 224 and Rt. 8 entering and exiting the city the detours change daily. Please be careful while traveling.

The Mayor and staff met with members of Marc's this week and toured the building which is currently a work in progress. We are looking forward to the grand opening but no date has been set at this time.

Construction season is close and many projects are planned this year. Details will definitely be released soon on all these projects.

Change for a Change is this week, March 16th at the Barberton VFW benefiting the new Metal of Honor Memorial at the Military Honor Roll at Lake Anna Park.

CLOSING REMARKS

Mrs. Frey wanted to say something positive even though it is not in the City of Barberton but we have had much interaction with Amazon when they were building. It was initially stated that

they would need 1500 workers and people were doubting that. This weekend in the paper an article stated that they currently have over 5000 employees plus robots in the 2.5 million square feet center. And they are growing. Even if this is not in Barberton, Barberton will benefit with citizens moving into the area and buying homes here. They will shop in our stores, eat in our restaurants and attend our festivals. All this will greatly benefit the Barberton economy. President Greer agreed and stated it is like the old B&W days, “everyone knows someone that works at Amazon”.

Mr. Jaber asked Mr. Trevor Hunt if there was any update regarding the sales of the properties around the city. Mr. Hunt stated that with the loss of a key employee in his department it has been really hectic and as soon as things are caught up he wants to update Council. Mr. Jaber stated that Council has been waiting and that there are businesses wanting to expand and purchase in the area but have been unable to move forward. Mr. Jaber stated that he would hate to see them wait and go somewhere other than Barberton. Mr. Hunt stated that he understands and will do his best to make it a priority as he has been communicating with Mr. Heitic regarding this matter.

Mr. Heitic stated that he doesn't want something to get lost in just voting and authorization. With Councilors Coburn and Angeloff, referencing Ordinance 31-2022, the watermain going from 4 inch to 8 inch and redoing that street. All the waterlines and the streets need replaced, however with this one, not only is this something that was needed but this is an example of how a business can partner with the City. The business is building out to the waterline at their expense so that they can expand. It is nice that we can partner with the business and benefit the residents as well. This business now has a stronger foothold in the City. Mr. Heitic stated he didn't want that knowledge to get lost when we vote on things. He wants people to realize that if a business needs something the answer is always “No” until they ask. But once they ask, we can always figure out a way. We all benefited from this one.

Mr. Hunt wanted to thank Councilwoman Thompson for attending the Akron Transportation Plan (ATP) meeting earlier today. This follows on the heels of the Complete Streets Policy. There will be more news but ATP looks at alternative modes of transportation such as sidewalks, walking paths and falls in line with what we have been promoting with the Health Plan recently. Mrs. Thompson wanted to add that she learned that Council passing the Resolution to support Complete Streets benefits the city with grants and funding down the road.

President Greer wanted to say Thank you to all of Council as he has had compliments lately on the improvements with Council. President Greer stated he knows councilpersons work hard behind the scenes and he wants everyone to know it's appreciated.

It was moved by Mr. Heitic and seconded by Mrs. Thompson to adjourn. All voting “Aye” and none opposed.

Meeting Adjourned 6:56 pm.

Justin Greer
President of Council

Laura J. Ries-Price
Clerk of Council