

Village of Mogadore

135 S Cleveland Avenue

Mogadore, OH 44260

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Web Site: www.mogadorevillage.org

COUNCIL MEETING AGENDA

December 21, 2022

5:30 p.m.

1. Moment of Reflection – Mr. M. Raddish
2. Pledge to the flag
3. Roll Call
4. Approval of the Agenda
5. Oath (Full-Time Fire/Medics)
6. Short Recess
7. Minutes from December 7, 2022, Council meeting presented for changes, corrections, and adoption
8. Comments from the Audience on pending legislation
9. Committee Reports
10. Old Business – None.
11. New Business –
 - Resolution 2022-86** – Ms. B. Van Dike – A Resolution Amending Section 1 of Resolution NO. 2021-74; Establishing Compensation and Benefits for the Position of Fire Chief.
 - Resolution 2022-87** – Ms. B. Van Dike - A Resolution amending Resolution NO. 2021-75 Exhibit “A” and Section 2, providing Pay Scale and Benefits for Part-Time Village Fire Officers and Firefighters.
 - Resolution 2022-88** – Ms. B. Van Dike - A Resolution Amending Section 1 of Resolution NO. 2021-76 for the Chief of Police of the Village of Mogadore, providing for the Terms and Provisions of such Appointment and Establishing Compensation and Benefits.
 - Resolution 2020-89** – Mr. C. Yoho - A Resolution Authorizing and Directing the Mayor to Amend the 2022 Contract Previously entered into with the Ohio Patrolmen’s Benevolent Association by Entering A Memorandum of Understanding.
 - Ordinance 2022-90** – Ms. B. Van Dike – An Ordinance Amending Ordinance 2022-1, Section 1, Regarding the Wages for Part-Time Police Officers in the Village of Mogadore.

Resolution 2022-91 – Ms. B. Van Dike – A Resolution Amending Section 1 of Resolution NO. 2021-73; Establishing Compensation and Benefits for the Full-Time Assistant Clerk in the Finance Office.

Resolution 2022-92 – Mr. J. Tonsic - A Resolution Retroactively Authorizing and Appointing Gary Maag Jr. as Interim Road Supervisor for the Village of Mogadore.

Resolution 2022-93 – Ms. B. Van Dike - A Resolution Amending Resolution NO. 2021-77 Exhibit A and Section 2, providing Pay Scale and Benefits for Full-Time Employees of the Village of Mogadore other than the Police Officers.

Resolution 2022-94 – Ms. B. Van Dike – A Resolution Amending Ordinance NO. 2022-3, Section 1; Changing Part-Time Zoning Inspector Compensation.

Resolution 2022-95 – Ms. B. Van Dike – A Resolution to Provide Legal Services for the Village of Mogadore and Confirm the Appointment of Jason D. Dodson as Law Director.

Resolution 2022-96 – Mr. R. McDowall – A Resolution Authorizing the Mayor to enter into an Agreement with Taylor Companies of Ohio for repairs to the Pry Community Center.

Resolution 2022-97 – Mr. J. Tonsic – A Resolution Authorizing the Village of Mogadore to join the Community University Education Purchasing Council of Governments.

Ordinance 2022-98 – Ms. B. Van Dike – An Ordinance Adopting the Annual Appropriations for the current Expenses and other Expenditures of the Village for the Fiscal Year ending December 31, 2023.

12. Comments

1. Public
2. Council
3. Law Director
4. Village Engineer
5. Clerk-Treasurer
6. Mayor

13. Adjournment

COUNCIL MEETING

December 7, 2022

Council met in regular session at 5:30 p.m. with Mayor Rick presiding.

Ms. B. Van Dike asked everyone to join her in a moment of reflection for their own intentions. The Pledge of Allegiance to the Flag was recited by all.

Council Meeting was held in Council Chambers. The meeting was open to the public and live-streamed on Facebook.

Roll Call: Council Members Present: Mr. R. McDowall, Ms. B. Van Dike, Mr. M. Raddish, Mr. J. Tonsic, Mr. W. Bauer, and Ms. K. Miller. Councilman Mr. C. Yoho was excused from the meeting.

Others Present: Mayor Rick, Council Clerk Rachel Osborne, Clerk-Treasurer Scott Varney, and Marshal Pitchford.

Motion by Mr. M. Raddish, second by Ms. K. Miller for the approval of the agenda as presented.
Vote. Unanimous ayes. Motion carried.

Motion by Mr. M. Raddish, second by Mr. W. Bauer to adopt the minutes from the November 16, 2022, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – Carl Housley, 67 First Avenue, asked what the reason for the \$40,000 EMS transfer was listed on Resolution 2022-80.

Clerk-Treasurer Scott Varney stated the EMS fund was for wage increases earlier in the year.

Housley asked for more clarification regarding Resolution 2022-84 for a new medical unit/ambulance for the Fire Department. Housley asked why the unit is being sent out on calls if it is unreliable.

Pitchford stated the legislation is for a new remount for the current unit to be refurbished before it would be considered unreliable.

Housley asked why the Fire Department sends their new unit on all mutual aid calls and not the old unit.

Mayor Rick told Housley would talk with Chief Cain and get back to him.

COMMITTEE REPORTS –

UTILITIES – Mr. Bauer had no report.

SAFETY – Mr. Raddish reported he has four pieces of legislation to read.

PARKS – Mr. McDowall had no report.

PLANNING AND ZONING – Ms. Miller reported she has one piece of legislation to read.

FINANCE/AUDIT – Ms. B. Van Dike reported she has two pieces of legislation to read.

STREETS – Mr. J. Tonsic reported he has four pieces of legislation to read.

Council President Mr. Raddish announced the next Work Session will be held next Wednesday, December 14, 2022, at 5:30 p.m. with all committees reporting.

OLD BUSINESS- None.

NEW BUSINESS-

Mr. J. Tonsic presented Resolution 2022-**75** sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE SELECTION AND APPOINTMENT OF GPD GROUP TO SERVE AS THE MUNICIPAL ENGINEER AND DECLARING AN EMERGENCY.

Mr. J. Tonsic made a motion to suspend the rules requiring three readings; Mr. W. Bauer seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. J. Tonsic to adopt Resolution 2022-75, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. M. Raddish presented Resolution 2022-**76** sponsored by Safety Committee as follows:

A RESOLUTION EXPRESSING THE VILLAGE'S INTENT TO SELL UNNEEDED, OBSOLETE, OR UNFIT PERSONAL PROPERTY BY INTERNET AUCTION AND REQUIRING PUBLICATION OF THE SAME, AND, AUTHORIZING THE MAYOR AND CLERK-TREASURER TO EXECUTE ON BEHALF OF THE VILLAGE A CONTRACT FOR THE CALENDAR YEAR 2023, AND DECLARING AN EMERGENCY.

Mr. M. Raddish made a motion to suspend the rules requiring three readings; Mr. J. Tonsic seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. M. Raddish to adopt Resolution 2022-76, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. M. Raddish presented Resolution 2022-**77** sponsored by Safety Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO SELL A 2012 CHEVROLET MALIBU ONLINE, AND DECLARING AN EMERGENCY.

Mr. M. Raddish made a motion to suspend the rules requiring three readings; Mr. J. Tonsic seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. M. Raddish to adopt Resolution 2022-77, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. J. Tonsic presented Resolution 2022-**78** sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE CLERK-TREASURER TO ADVERTISE FOR BIDS FOR LABOR AND MATERIALS FOR NECESSARY 2023 CHIP AND SEAL STREET REPAIRS WITHIN THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic made a motion to suspend the rules requiring three readings; Ms. B. Van Dike seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. J. Tonsic to adopt Resolution 2022-78, a second was made by Mr. W. Bauer.

Mayor Rick indicated that this is year two out of three year plan to chip and seal our non-concrete roads.

Vote. Unanimous ayes. Motion carried.

Ms. K. Miller presented Resolution 2022-**79** sponsored by Planning and Zoning Committee as follows:

A RESOLUTION CONFIRMING THE APPOINTMENT OF KATHY MILLER TO THE ZONING APPEALS BOARD, AND DECLARING AN EMERGENCY.

Ms. K. Miller made a motion to suspend the rules requiring three readings; Mr. J. Tonsic seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Ms. K. Miller to adopt Resolution 2022-79, a second was made by Mr. J. Tonsic.

Mayor Rick stated that Miller's appointment takes effect on January 1, 2023.

Vote. Unanimous ayes. Motion carried.

Ms. B. Van Dike presented Resolution 2022-**80** sponsored by Finance Committee as follows:

RESOLUTION AUTHORIZING THE TRANSFERS WITHIN FUNDS AND DECLARING AN EMERGENCY.

Ms. B. Van Dike made a motion to suspend the rules requiring three readings; Mr. W. Bauer seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Ms. B. Van Dike to adopt Resolution 2022-80, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

Ms. B. Van Dike presented Ordinance 2022-**81** sponsored by Finance Committee as follows:

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND DECLARING AN EMERGENCY.

Ms. B. Van Dike made a motion to suspend the rules requiring three readings; Ms. K. Miller seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Ms. B. Van Dike to adopt Ordinance 2022-81, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. J. Tonsic presented Resolution 2022-**82** sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION FOR FUNDS FOR THE SAFE ROUTES TO SCHOOL PROJECT, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic made a motion to suspend the rules requiring three readings; Ms. B. Van Dike seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. J. Tonsic to adopt Resolution 2022-82, a second was made by Mr. R. McDowall.

Mayor Rick stated that if the Village received this grant the streets around OH Somers could get new sidewalks where there are currently none.

Vote. Unanimous ayes. Motion carried

Mr. J. Tonsic presented Resolution 2022-**83** sponsored by Streets Committee as follows:

A RESOLUTION APPROVING AND AUTHORIZING THE VILLAGE OF MOGADORE TO PARTNER WITH SUMMIT COUNTY AND/OR THE CITY OF AKRON, PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic made a motion to suspend the rules requiring three readings; Mr. W. Bauer seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. J. Tonsic to adopt Resolution 2022-83, a second was made by Mr. R. McDowall.

Mayor Rick indicated this was to apply to Herbert Street, between Marion and Meadowridge, and Meadowridge, South of Herbert Street.

Vote. Unanimous ayes. Motion carried

Mr. M. Raddish presented Ordinance 2022-**85** sponsored by Safety Committee as follows:

AN ORDINANCE ADOPTING THE AMENDED FULL-TIME FIREFIGHTER HANDBOOK AND DECLARING AN EMERGENCY.

Mr. M. Raddish made a motion to suspend the rules requiring three readings; Mr. J. Tonsic seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. M. Raddish to adopt Ordinance 2022-85, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

VOTE: Mayor Rick needs the Council to make a motion to conduct a drawing for a \$200.00 Amazon gift card to increase the number of followers on the Village's Facebook page.

Motion by Raddish to authorize the Mayor to conduct a drawing for a \$200.00 Amazon gift card, a second was made by Tonsic. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, asked if the Village pays 90 or 100% for dental and vision insurance regarding Resolution 2022-85.

Mayor Rick indicated that the Village pays 100% and has been for years.

June Long, 4061 Etter Road, stated what a great job Gary Maag and Nick Shutler have done at the Cemetery. Long asked Law Director Marshal Pitchford to indicate who can run/serve as Mayor after the Charter Amendment passed.

Pitchford explained those who have local, state, and federal jobs are unable to serve as Mayor. Pitchford said that he brought this to the Charter Review Commission to put on the ballot. Pitchford said he felt the existing

language in the Charter was unclear and needed clarity. Pitchford felt the new language legally protects the Village.

COMMENTS from Council: Raddish stated he was glad Pitchford cleared that up and that Pitchford, not Raddish, was the one who started the process for the Charter Amendment.

COMMENTS from the Law Director: No Comments.

COMMENTS from the Village Engineer: Matt Glass thanked the council for allowing GPD and himself to continue working with the Village.

COMMENTS from the Clerk-Treasurer: No Comments.

COMMENTS from the Mayor: Christmas in the Village is this Saturday, December 10th from 2:30 p.m. – 5:30 p.m.

EXECUTIVE SESSION: Mayor Rick needs the council to make a motion to go into executive session to discuss union bargaining personal issues including the following people:

Mayor Rick

Council: McDowall, Van Dike, Raddish, Tonsic, Bauer, Miller

Law Director: Marshal Pitchford, upcoming Law Director Jason Dodson, Natalie Rothenbuecher

Clerk-Treasurer: Scott Varney

Motion by McDowall, seconded by Raddish to go into executive session to discuss personal issues.

Meeting adjourned at 6:07 p.m.

Attest:

Mayor

Date

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-86

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 2021-74; ESTABLISHING THE COMPENSATION AND BENEFITS FOR THE POSITION OF FIRE CHIEF AND DECLARING AN EMERGENCY.

WHEREAS, it is the recommendation of the Mayor and the Finance/Audit Committee that the Fire Chief be given a raise;

WHEREAS, Section 3.10 of the Charter provides Council with the authority to create positions, duties, compensation, and fix qualifications for Village Employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That Section 1 of Resolution 2021-74 shall be amended and state as follows:

The compensation for the position of full-time Fire Chief shall be \$86,149.08 annually, which shall be payable bi-weekly. In addition, the Fire Chief shall receive an annual clothing and equipment allowance of \$1,250.00.

SECTION 2: This Resolution shall be effective as of January 1, 2023.

SECTION 3: That employment benefits to be provided to the full-time Fire Chief shall be the same as those provided other full-time, non-bargaining unit employees of the Village.

SECTION 4: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements

SECTION 5: This Resolution is hereby declared to be an emergency measure for the preservation of the public peace, health, and safety of the residents of the Village of Mogadore and to address and properly provide for the wages and benefits for the position of Fire Chief and shall take effect and be in force upon its approval by the Mayor or at the earliest period allowed by law.

RECORD OF ORDINANCES

Resolution No. 2022-86

Passed _____, 20____

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-87

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING RESOLUTION NO. 2021-75 EXHIBIT "A" AND SECTION 2, PROVIDING PAY SCALE AND BENEFITS FOR PART-TIME VILLAGE FIRE OFFICERS AND FIREFIGHTERS AND DECLARING AN EMERGENCY

WHEREAS, Pursuant to the recommendation of the Mayor and the Finance/Audit Committee, the pay scale for Part-Time Fire Department personnel shall be increased by 3.25%.

WHEREAS, Pursuant to the recommendation of the Mayor and the Finance/Audit Committee, the overnight pay scale for Fire Department personnel shall be eliminated and standard rates, as applicable to each member of the Fire Department shall apply.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That Exhibit "A" to Resolution 2021-75 be replaced in its entirety with Exhibit "A" hereto. The terms and conditions of the new wage and benefit package for the Part-Time Village Fire Officers and Firefighters are set forth in their entirety in Exhibit "A" attached hereto, which is incorporated herein by reference.

SECTION 2: That Section 2 of Resolution 2021-75 be amended to state as follows:

This Resolution shall be effective as of December 31, 2022.

SECTION 3: All other ordinances, resolutions, or parts of other ordinances and resolutions which may be in conflict with the provisions of this Resolution are hereby declared null and void and are of no further force and effect.

SECTION 4: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 5: This Resolution is hereby declared to be an emergency measure necessary for the proper protection of the Village against fire and other emergencies and for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and shall take effect and be in force from and after its approval by the Mayor or at the earliest period allowed by law.

RECORD OF ORDINANCES

Resolution No. 2022-87

Passed _____, 20____

President of Council

Date _____

Mayor

Date _____

Attest:

Clerk-Treasurer

11. WAGES AND OTHER COMPENSATION

- A. Effective December 31, 2022 employees shall be compensated according to the following scale.

Assistant Chief	\$6.00 per hour additional to License Rate
Captain	\$4.00 per hour additional to license rate.
FF/EMT P	17.05 17.60 per hour
FF/EMT I	\$16.20 16.73 per hour
FF-/EMT A	\$15.08 15.57 per hour
FF or EMT only (Provisional)	\$14.06 14.52 per hour
SHIFT LEAD	\$ 2.00 per hour additional to License rate

- B. Subject to the Fire Chief's approval, pay will be at time and half (1.5) the rate for hours worked over eight (8) in a twenty-four (24) hour period when **responding from home and** at an incident.
- C. All probationary firefighters will be paid one dollar (\$1.00) less an hour than their licensed rate while on probation.
- D. Each member of the fire department shall be compensated for a minimum of 2 hours when responding to an emergency alarm, not on duty. All time above and beyond 2 hours shall be calculated to the half hour
- E. The Shift Lead position shall be paid to the senior member on that shift when an officer is not working that shift. Captains, Assistant Chief and Chief are not eligible for the shift lead pay and shall be considered shift lead when working. Those acting as Shift lead shall ensure shift truck checks are completed, shift housekeeping tasks are completed, fire and ems reports are completed and all pertinent information is relayed to the oncoming shift lead or Chief. This includes but not limited to mechanical issues with vehicles or equipment, personnel issues, or issues regarding emergency calls. Members must be off probation in order to qualify for shift lead pay.

RECORD OF ORDINANCES

Resolution No. 2022-88

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION 2021-76 FOR THE CHIEF OF POLICE OF THE VILLAGE OF MOGADORE, PROVIDING FOR THE TERMS AND PROVISIONS OF SUCH APPOINTMENT AND ESTABLISHING COMPENSATION AND BENEFITS, AND DECLARING AN EMERGENCY.

WHEREAS, Todd F. Higgins, has been appointed as the Chief of Police of the Village of Mogadore by the Mayor effective August 10, 2013;

WHEREAS, such appointment has been approved by the Village Council in accordance with Article VII, Section 7.03 of the Mogadore Village Charter;

WHEREAS, it is necessary to provide a raise in salary to said position and to provide for the terms and provisions of said appointment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That Section 1 of Resolution 2021-76 shall be amended to state as follows:

That effective as of January 1, 2023, the Chief of Police shall be paid an annual salary of \$86,149.08. In addition, the Chief will receive a clothing and equipment allowance of \$1,250.00 annually. All other economic benefits contained in the current collective bargaining agreement between the Village and its Patrol Officers and Sergeants shall inure to the Chief of Police.

SECTION 2: This Resolution shall be effective as of January 1, 2023.

SECTION 3: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements

SECTION 4: This Resolution is hereby declared to be an emergency measure for the preservation of the public peace, health, and safety of the residents of the Village of Mogadore and to assure that the Chief of Police shall commence his duties and responsibilities as soon as practicable and shall take effect and be in force upon its approval by the Mayor or at the earliest period allowed by law.

RECORD OF ORDINANCES

Resolution No. 2022-88

Passed _____, 20____

President of Council

Date _____

Mayor

Date _____

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-89

Passed _____, 20____

SPONSOR: SAFETY COMMITTEE

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO AMEND THE 2022 CONTRACT PREVIOUSLY ENTERED INTO WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION BY ENTERING A MEMORANDUM OF UNDERSTANDING AND DECLARING AN EMERGENCY.

WHEREAS: Full-time patrolmen and sergeants employed by the Village of Mogadore Police Department are members of the Ohio Patrolmen's Benevolent Association ("OPBA"); and,

WHEREAS: Policing services provided by these employees are governed by the terms and conditions set forth in contracts between the Village and the OPBA ("the Contract"); and,

WHEREAS: The current Contract with these employees, which covers 2021 through 2023, must be amended and approved by this Council; and,

WHEREAS: The Village, and the OPBA have negotiated an amendment to the Contract that changes Article 32, Section 1; and,

WHEREAS, the amendment will serve the best interests of the Village residents; and,

NOW, THEREFORE, be it resolved, by the Council of the Village of Mogadore, Counties of Summit and Portage, the State of Ohio that:

SECTION 1: The Mayor is authorized and directed to execute a Memorandum of Understanding("MOU") that retroactively amends the 2021-2023 contract entered into between the OPBA and the Village of Mogadore. The MOU shall be in a form substantially similar to the one attached hereto as Exhibit "A" and incorporated herein.

SECTION 2: That effective as of January 1, 2023, Article 32, Section 1 of the Contract shall be amended as follows:

RECORD OF ORDINANCES

Resolution No. 2022-89

Passed _____, 20____

Section 1: Effective January 1, 2023 wages shall be paid according to the following **hourly** scale:

<u>Full-time Patrolman</u>	1/1/2021	1/1/2022	1/1/2023
Hire	\$20.61	\$21.18	\$21.87
After 1 year	\$24.34	\$25.01	\$25.82
After 2 years	\$26.61	\$27.34	\$28.23
After 3 years	\$29.43	\$30.24	\$31.22
After 4 years	\$32.33	\$33.22	\$34.30
<u>Full-time Sergeants</u>			
Upon Promotion	\$35.72	\$36.87	\$38.42

During 2023, Sergeants hourly rate will be 12% more than the highest-paid Patrolman.

SECTION 3: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 4: That, to the extent not already done so, the funds required for the payment of the obligations incurred are hereby appropriated for the purposes described, and the Clerk-Treasurer is hereby authorized and directed to execute, process, and take all actions necessary and proper in order to fulfill the requirements of this legislation and the Agreement to be entered.

SECTION 5: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in open meetings of this Council and any deliberations of this council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

RECORD OF ORDINANCES

Resolution No. 2022-89

Passed _____, 20____

SECTION 6: Council declares this to be an emergency measure immediate and necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Mogadore, in order to permit the timely implementation of this Memorandum, and for continuation of policing services for the Village residents, provided this legislation receives the affirmative vote of at least five (5) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

Exhibit "A"

MEMORANDUM OF UNDERSTANDING

WHEREAS, the Village of Mogadore (hereinafter "Employer") and the Ohio Patrolmen's Benevolent Association (hereinafter "OPBA") currently operate within the parameters of the collective bargaining agreement, as amended, (hereinafter "Agreement") that covers all full-time patrol officers and sergeants from January 1, 2021, through December 31, 2023; and,

WHEREAS, Article 32, Section 1 of the Agreement establishes provisions relating to employee wages; and,

WHEREAS, OPBA and Employer wish to issue Full-time Patrolman and Full-time Sergeants a two and half percent (3.25%) raise effective January 1, 2023; and,

NOW, THEREFORE, Employer and OPBA, subject to the terms and conditions set forth herein, agree as follows:

1. That effective January 1, 2023, Article 32, Section 1 of the Agreement is amended to state as follows:

Section 1: Effective January 1, 2023, wages shall be paid according to the following hourly scale:

<u>Full time Patrolman</u>	1/1/2021	1/1/2022	1/1/2023
Hire	\$20.61	\$21.18	\$21.87
After 1 year	\$24.34	\$25.01	\$25.82
After 2 years	\$26.61	\$27.34	\$28.23
After 3 years	\$29.43	\$30.24	\$31.22
After 4 years	\$32.33	\$33.22	\$34.30
<u>Full-time Sergeants</u>			
Upon Promotion	\$35.72	\$36.87	\$38.42

During 2023, Sergeants hourly rate will be 12% more than the highest paid Patrolman.

2. All other provisions in the Agreement, as amended, remain the same.

IT IS AGREED.

FOR THE VILLAGE:

	Date	
Michael A. Rick, Mayor		

	Date	
Rachel Osborne, Assistant Clerk-Treasurer		

Approved as to form:

	Date	
Marshal M. Pitchford, Law Director		

FOR THE OPBA:

	Date	
Brian Holb, General Counsel		

RECORD OF ORDINANCES

Ordinance No. 2022-90

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

AN ORDINANCE AMENDING ORDINANCE 2022-1, SECTION 1, REGARDING THE WAGES FOR PART-TIME POLICE OFFICERS IN THE VILLAGE OF MOGADORE AND DECLARING AN EMERGENCY.

WHEREAS, Section 3.10 of the Charter provides Council with the authority to create positions, duties, compensation, and fix qualifications for Village employees; and,

WHEREAS, Council has previously deemed it necessary and advisable to create part-time police officer positions within the Village of Mogadore Police Department; and,

WHEREAS, The Chief of the Mogadore Police Department has requested an increase in the hourly wages paid to part-time police officers; and,

WHEREAS, Council has determined that these changes are necessary to maintain adequate staffing of part-time police officers and to continue to attract qualified applicants when a part-time vacancy exists in the police department; and,

NOW, THEREFORE, be it ordained, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio that:

SECTION 1: Effective January 1, 2023, the part-time police officer positions shall be compensated at the starting hourly rate of \$16.96 per hour until successful completion of the training period with the department. Upon successful completion of the training, compensation will then be increased to \$19.62 per hour. In addition, part-time police officers will receive a clothing and equipment allowance of \$500.00 annually.

SECTION 2: Council declares this ordinance to be an emergency measure immediately and necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Mogadore, and for reasons that concern the efficient operation of the Village Police Department, provided that this legislation receives the affirmative vote of at least five (5) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

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RECORD OF ORDINANCES

Ordinance No. 2022-90

Passed _____, 20____

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-91

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 2021-73; ESTABLISHING COMPENSATION AND BENEFITS FOR THE FULL-TIME ASSISTANT CLERK IN THE FINANCE OFFICE OF THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY

WHEREAS, it is the recommendation of the Mayor and Finance/Audit Committee that the Assistant Clerk in the Finance Office shall be given a pay raise.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That Section 1 of Resolution No. 2021-73 is hereby amended to state as follows:

The Assistant Clerk in the Finance Office shall be compensated at an annual salary of \$37,440.00 which shall be payable bi-weekly.

SECTION 2: This Resolution shall be effective as of January 1, 2023.

SECTION 3: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 4: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements

SECTION 5: This Resolution is hereby declared to be an emergency measure in order that the workload, auditing, and follow-up of fiscal matters be completed in a timely manner and for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and shall take effect and be in force upon its approval by the Mayor or at the earliest period allowed by law.

PAGE NO. 0452

RECORD OF ORDINANCES

Resolution No. 2022-91

Passed _____, 20____

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-92

Passed _____, 20____

SPONSOR: STREETS COMMITTEE

A RESOLUTION RETROACTIVELY AUTHORIZING AND APPOINTING GARY MAAG, JR. AS INTERIM ROAD SUPERVISOR FOR THE VILLAGE OF MOGADORE AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That retroactively effective November 28, 2022, Gary Maag, Jr. shall be and is hereby appointed to the position of Interim Road Supervisor for the Village of Mogadore, Ohio. Interim Road Supervisor, Maag, shall hold said position until the current Road Supervisor returns from leave and to active service.

SECTION 2: That during this appointment, Interim Road Supervisor Maag shall be paid at the rate of \$30.60 per hour retroactively from November 28, 2022.

SECTION 3: That commencing January 1, 2023, Interim Road Supervisor Maag shall be paid at the rate of \$31.59 per hour.

SECTION 5: That Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety of the Village residents and to allow for the continued operations of the Village Service Department and shall therefore take effect and be in force from and immediately after its passage.

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-93

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING RESOLUTION NO. 2021-77 EXHIBIT A AND SECTION 2, PROVIDING PAY SCALE AND BENEFITS FOR FULL-TIME EMPLOYEES OF THE VILLAGE OF MOGADORE OTHER THAN POLICE OFFICERS AND DECLARING AN EMERGENCY.

WHEREAS, it is the recommendation of the Mayor and the Finance/Audit Committee that the pay scale for full-time employees of the Village of Mogadore other than police officers be increased by 3.25%.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: That Exhibit "A" to Resolution 2021-77 be replaced with Exhibit "A" hereto. The terms and conditions of said wage and benefit package for the Village's full-time employees are set forth in their entirety in Exhibit "A" attached hereto and incorporated herein by reference.

SECTION 2: That Section 2 of Resolution 2021-77 shall be amended to state as follows:

This Resolution shall be effective as of January 1, 2023.

SECTION 3: All other ordinances, resolutions, or parts of other ordinances and resolutions which may be in conflict with the provisions of this ordinance are hereby declared null and void and are of no further force and effect.

SECTION 4: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements

SECTION 5: This Resolution is hereby declared to be an emergency measure necessary to equalize wages and benefits for the full-time employees other than police officer of the Village and for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and shall take effect and be in force upon its approval by the Mayor or at the earliest period allowed by law.

RECORD OF ORDINANCES

Resolution No. 2022-93

Passed _____, 20____

President of Council

Date _____

Mayor

Date _____

Attest:

Clerk-Treasurer

**WAGE AND BENEFIT PACKAGE FOR
FULL TIME EMPLOYEES OTHER THAN POLICE OFFICERS
FOR THE YEAR 2023**

SECTION 1: WAGES. Effective beginning January 1, 2023, employees shall be compensated according to the following scale:

Street Department Full Time Employees: 2023 - \$24.28 per hour

Street Department Supervisor: 2023 - \$31.59 per hour

SECTION 2: NEW FULL TIME EMPLOYEES.

New full-time employees shall be hired at one dollar (\$1.00) less per hour during a six-month probationary period.

SECTION 3: CLOTHING ALLOWANCE.

In addition to the uniforms provided by the Village of Mogadore to full-time street employees including the street supervisor, said employees shall receive an allowance of \$400.00 for 2023 per man for the purchase of foul weather clothing. Upon proof of purchase of said clothing by way receipts presented to the Clerk, said full-time employee shall be reimbursed for said expense. Purchase of jackets or any other type of wearing apparel shall be of uniform color.

SECTION 4: INSURANCE.

1) The Employer will provide insurance on behalf of each full-time employee and eligible dependents for hospitalization, medical, optical, and dental insurance. For 2023, monthly premium payroll deductions and required co-pays for all employees shall be in accordance with the schedule provided by Employee Benefits International.

The term "Full-Time Employees" shall include all elected officials of the Village, who are regularly employed and compensated on a full-time basis

2) Insurance coverage shall be also provided for the surviving spouse and/or eligible children of a deceased employee for a period of three (3) months after death.

3) The Employer will provide and pay the full premium for all full-time employees for a life insurance policy in the face of forty thousand dollars (\$40,000.00).

4) The Employer expressly reserves the right to change insurance coverage or carriers, so long as the new coverage meets the requirements contained within Section 1, Section 2, Section 3, and Section 4, contained herein.

RECORD OF ORDINANCES

Resolution No. 2022-94

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AMENDING ORDINANCE NO. 2022-3; SECTION 1; CHANGING
PART-TIME ZONING INSPECTOR COMPENSATION AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore,
Counties of Summit and Portage, State of Ohio, that:

SECTION 1: Section 1 of Ordinance No. 2022-3 is hereby amended to state as follows:

The Part-Time Zoning Inspector shall be compensated at an annual salary of
\$8,000.00 which shall be payable monthly.

SECTION 2: This Resolution shall be effective as of January 1, 2023.

SECTION 3: The Village of Mogadore finds and determines that all formal actions of this
Council concerning and relating to the adoption of this resolution were taken in open meetings of this
Council and any deliberations of this Council and any of its committees that resulted in this formal
action were in meetings open to the public, in compliance with all legal requirements.

SECTION 4: This Resolution is hereby declared to be an emergency measure in order that
the work load, auditing, and follow-up of fiscal matters be completed in a timely manner and for the
immediate preservation of the public peace, health, and safety of the residents of the Village of
Mogadore and shall take effect and be in force upon its approval by the Mayor or at the earliest period
allowed by law.

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2022-95

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

A RESOLUTION TO PROVIDE LEGAL SERVICES FOR THE VILLAGE OF MOGADORE AND CONFIRMING THE APPOINTMENT OF JASON D. DODSON AS LAW DIRECTOR, AND DECLARING AN EMERGENCY

WHEREAS, Council has agreed to authorize an agreement and to further approve this appointment of JASON D. DODSON as Law Director.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

SECTION 1: Jason D. Dodson is hereby appointed as Law Director of the Village of Mogadore effective January 1, 2023.

SECTION 2: The Mayor is authorized and directed to enter into an agreement with Jason D. Dodson to provide legal services to the Village for one (1) year and beyond, in accordance with the fees, scope of services, and billing rate contained in the agreement, which is attached as Exhibit "A" and incorporated into this Resolution as though fully rewritten herein.

SECTION 3: The Law Director shall be paid compensation as provided in the agreement attached hereto as Exhibit "A."

SECTION 4: All prior resolutions and ordinances that relate to or in any way conflict with this measure are hereby repealed and rescinded.

SECTION 5: That it is found and determined that all formal actions of the Council relating to the adoption of this Resolution were taken in a duly noticed virtual, open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: This Resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience, and welfare of the Village of Mogadore and the inhabitants thereof, and for the further reason that this Resolution must be immediately effective in order to provide for the immediate legal services provided for herein, which are necessary to preserve and protect the legal interests of the Village. This Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PAGE NO. 0458

RECORD OF ORDINANCES

Resolution No. 2022-95

Passed _____, 20____

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

December 14, 2022

VIA E-MAIL ONLY

Mayor Michael A. Rick
Village of Mogadore
135 S. Cleveland Ave.
Mogadore, OH 44260

Re: Representation of the Village as Village Solicitor

Dear Mayor Rick:

I am pleased to present this engagement letter to you, on behalf of the Village of Mogadore ("Village") for Roetzel and Andress, LPA ("Roetzel") to furnish legal services and counsel to the Mayor and Council as Village Solicitor. Such legal services include, but are not limited to, providing advice and counsel to the Mayor, Council and other officials of the Village; attendance at Village Council meetings and other Village meets at the discretion of the Village; drafting and reviewing legislation presented to Village Council; preparing and reviewing contracts wherein the Village is a party; representing the Village on employment and labor matters; representing the Village on real estate, zoning, planning and land-use matters; representing the Village on matters involving litigation; and representing the Village on other legal matters at the discretion of the Village. The provision of our legal services would commence on January 1, 2023 and continue until December 31, 2023, unless continued or terminated prior to that time by the Village.

Legal Fees and Invoices

This matter involves difficult issues which will require a high degree of skill. Fees for our services will be based on the actual time expended by each attorney, legal assistant, or other support personnel working on your matter multiplied by each person's respective hourly billing rate in effect at the time. Fractions of hours are computed in periods of not less than one-tenth (1/10) of an hour. For this matter, we will charge an hourly rate of \$165.00 for services rendered under this engagement to the Village. Hourly rates are subject to change from time to time. Please note that for some matters, including specialty litigation and municipal financing, rates for the attorneys involved may be higher than the amount stated in this paragraph. In such event, we will propose at the time a separate engagement setting out such financial terms.

Bills for our services and disbursements will be sent on a monthly basis. Payment is due upon receipt of each bill. Interest at the rate of 1½% per month will be charged on any invoice outstanding over 45 days. In addition, we reserve the right to discontinue our representation in the event monthly billings are not paid within 30 days of presentation to you.

We will not charge you for routine costs and expenses such as copying charges, facsimile charges, travel mileage, parking, etc. In the event we incur non-routine costs and expenses such as filing fees, airline tickets, lodging, etc., then we will invoice those costs back to you, if needed. While we will pay for many of these non-routine costs incurred in your matter and bill you, our firm policy is that we cannot pay for costs of \$1,500.00 or above. Invoices for costs of \$1,500.00 or more will be forwarded to you for direct payment.

It is difficult to precisely anticipate the amount of our time that will be required for this engagement and the amount of fees and disbursements that will be incurred. At any time during the course of our engagement, we welcome the opportunity to discuss with you the fees and expenses incurred or to be incurred and will try to minimize such amounts. Sometimes this will require the reassessment of your strategic goals and tactical methods. We are always prepared to reevaluate approaches, whether it be for cost reasons or otherwise. If you have any questions at any time about our bill or our services, please contact me. Typically, questions are easily resolved.

Additional Terms of Engagement

Either of us may terminate our engagement at any time for any reason by written notice, subject on our part to applicable rules of professional conduct. In the event the engagement is terminated, we will take such steps as are reasonably practicable to protect your interests. Unless previously terminated, our representation will terminate upon our sending you our final statement for services rendered. Following such termination, any otherwise non-public information you have supplied to us which is retained by us will be kept confidential in accordance with applicable rules of professional conduct. At your request, your papers and property will be returned to you. Our own files, including lawyer work product, pertaining to the matter will be retained by the firm. All such documents retained by the firm will be transferred to the person responsible for administering our records retention program. For various reasons, including the minimization of storage expenses, we reserve the right to destroy or otherwise dispose of any such documents or other materials retained by us within a reasonable time after the termination of the engagement.

Our firm maintains a file retention policy. If at the conclusion of this representation you desire to have the file rather than having it go to storage, please affirmatively notify us in writing of that choice at the time you execute the engagement letter or at the time that this matter is closed. At the closing of this matter, the file will be sent to storage and kept for a period consistent with the Roetzel & Andress file retention policy and thereafter it will be destroyed.

As a client, non-public personal information you provide us is kept confidential and protected from disclosure without your permission under the doctrine of attorney/client privilege,

Village of Mogadore
December 19, 2022
Page 3

which is a stringent professional standard. Under this doctrine, we have an ethical and legal obligation not to disclose, without your permission or as may be required by law, any personal non-public information you provide us. Disclosures which may be permitted, for instance, may include providing information to persons who need that information to assist us in providing services to you and utilizing outside document reproduction services. In all such situations, we stress the confidential nature of the information.

Agreement and Execution

Should this engagement letter be acceptable to you, please sign a copy of this letter and return it to my attention.

Thank you for the opportunity to provide legal services to the Village, and I look forward to working with you on this matter. If you should have any questions regarding this engagement letter, please do not hesitate to contact me.

Sincerely,

ROETZEL & ANDRESS, LPA



Jason Dodson

The foregoing proposal for legal services is agreed to as of the date set forth below:

Village of Mogadore, Ohio

By: _____

Name: _____

Title: _____

Date: _____

RECORD OF ORDINANCES

Resolution No. 2022-96

Passed _____, 20____

SPONSOR: PARKS COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH TAYLOR COMPANIES OF OHIO FOR REPAIRS TO THE PRY COMMUNITY CENTER; AND DECLARING AN EMERGENCY

WHEREAS, the Pry Community Center is a valuable community asset that is in need of repair; and,

WHEREAS, the Village of Mogadore desires to enter into an agreement with Taylor Companies of Ohio for repairs to the Pry Community Center; and,

WHEREAS, Taylor Companies of Ohio has submitted a quote for the repairs to the Pry Community Center for the consideration upon the terms and conditions substantially similar to the one attached hereto as Exhibit "A"; and,

WHEREAS, this Council finds it appropriate and necessary to enter into an agreement with Taylor Companies of Ohio for the repairs to the Pry Community Center.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

SECTION 1: That the Mayor of the Village of Mogadore is hereby authorized to enter into an agreement with Taylor Companies of Ohio to provide repairs to the Pry Community Center, so long as it is consistent with the company's quote, attached hereto and incorporated herein, and the Village administration's requirements.

SECTION 2: That the Mayor and Clerk-Treasurer are hereby authorized to sign and process all necessary paperwork to effectuate the entering, the execution of, and implementation of said agreement and project.

SECTION 3: That, to the extent not already done so, the funds required for the payment of the obligations incurred are hereby appropriated for the purposes described.

SECTION 4: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 5: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

RECORD OF ORDINANCES

Resolution No. 2022-96

Passed _____, 20____

SECTION 6: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of Village residents, to allow for the prompt completion of the work for the safety of those who use the Pry Community Center, to allow for continued operations of the Village Administration and other departments and shall, therefore, take effect and be in force from and immediately after its passage.

President of Council

Date _____

Mayor

Date _____

Attest:

Clerk-Treasurer



Taylor Companies Of Ohio

Taylor Companies Of Ohio
4200 Mogadore Road
Kent, Ohio 44240

MOGADORE-COMMUNITY-P

Demolition, Shoring, & Temp Wall

DESCRIPTION	QTY	UNIT PRICE	TOTAL
DEMO & SHORING OF MASONRY			
1. Carpenter - General Framer - per hour <i>*Two skilled labor men 8 hours each. - (Shore large I beams supporting roof.)</i>	16.00 HR @	70.08 =	1,121.28
2. Temporary shoring post - Screw jack (per day) <i>*2 post 15 days each</i>	30.00 EA @	43.03 =	1,290.90
3. Remove Brick veneer	1.00 EA @	4,000.00 =	4,000.00
4. Remove Brick lintel - steel	24.00 LF @	2.48 =	59.52
5. Remove Precast sill - small <i>*Three pieces of sandstone</i>	21.00 LF @	7.54 =	158.34
6. Mason - Brick / Stone - per hour <i>*Additional labor to tooth back brick at corners.</i>	8.00 HR @	76.96 =	615.68
7. Tarp - all-purpose poly - per sq ft (labor and material) <i>*Cover exterior from elements upon completion of demolition along wall / roof capping.</i>	450.00 SF @	1.30 =	585.00
8. Dumpster load - Approx. 20 yards, 4 tons of debris <i>*Allowance due to weight</i>	3.00 EA @	599.43 =	1,798.29

Interior

DESCRIPTION	QTY	UNIT PRICE	TOTAL
<i>* Interior - Open: Any interior interior painting due to vibration or cracking from exterior demolition.</i>			

Exterior

Formula Elevation 62' x 15' x 0"

Missing Wall - Goes to Floor 12' 6" X 10'
Missing Wall - Goes to neither Floor/Ceiling (3) 4' X 7'

Opens into Exterior

Opens into Exterior

DESCRIPTION	QTY	UNIT PRICE	TOTAL
ROOF			
9. Roofing (Bid Item) / Allowance	1.00 EA @	3,000.00 =	3,000.00
WINDOWS			
10. Windows - Aluminum (Bid Item) <i>* Detach & reset existing windows</i>	1.00 EA @	1,500.00 =	1,500.00
MASONRY			
11. Install Brick veneer	1.00 EA @	9,000.00 =	9,000.00
12. Mason - Brick / Stone - per hour <i>* Additional labor to tooth/tie into brick (Front & rear elevation corner)</i>	8.00 HR @	76.96 =	615.68
13. Install Brick lintel - steel	40.00 LF @	5.89 =	235.60

MOGADORE-COMMUNITY-P

11/17/2022

Page: 2



Taylor Companies Of Ohio

Taylor Companies Of Ohio
4200 Mogadore Road
Kent, Ohio 44240

CONTINUED - Exterior

DESCRIPTION	QTY	UNIT PRICE	TOTAL
<i>*Brick & block lintels</i>			
14. Block - grout cell per lineal foot	1.00 LF @	375.00 =	375.00
<i>* Under (2) steel I-Beams</i>			
15. Mason - Brick / Stone - per hour	8.00 HR @	76.96 =	615.68
<i>Additional labor for the following:</i>			
<i>*Tooth/tie into existing block on inner block wall</i>			
<i>*Tooth/tie into brick (Front elevation corner) and block (Rear elevation)</i>			
16. Masonry - General Laborer - per hour- Allowance	12.00 HR @	45.29 =	543.48
<i>*Labor deficiency working off of scaffold.</i>			
17. Masonry (Per Quote) - Material only	1.00 EA @	7,500.00 =	7,500.00
18. Mason - Brick / Stone - per hour	6.00 HR @	76.96 =	461.76
<i>*Labor to install 3 sandstone sills</i>			
19. Masonry - General Laborer - per hour	6.00 HR @	45.29 =	271.74
<i>*General labor to assist installing 3 sandstone sills</i>			
20. Material Only Sandstone window sill	3.00 EA @	345.00 =	1,035.00
<i>*Three pieces of sandstone/Allowance</i>			
21. Clean exterior masonry - acid wash	721.00 SF @	0.71 =	511.91
22. Painting - Minimum Charge - Labor and Material	1.00 EA @	241.76 =	241.76
<i>*Seal & match paint match paint where brick ties into block @ rear corner of building/Allowance</i>			
23. Asphalt Repairs	SF @		OPEN ITEM
<i>* Open if needed</i>			

Mechanicals

DESCRIPTION	QTY	UNIT PRICE	TOTAL
24. Electrical - Labor Minimum	1.00 EA @	2,500.00 =	2,500.00
<i>* Main Electrical Service - Detach & Reset - No power during portion of repairs.</i>			

General Conditions

DESCRIPTION	QTY	UNIT PRICE	TOTAL
25. Permits & Fees (Paid Bill)	1.00 EA @	103.65 =	103.65
<i>*Summit County Building Department - Per Attached Invoice</i>			

MOGADORE-COMMUNITY-P

11/17/2022

Page: 3



Taylor Companies Of Ohio

Taylor Companies Of Ohio
4200 Mogadore Road
Kent, Ohio 44240

CONTINUED - General Conditions

DESCRIPTION	QTY	UNIT PRICE	TOTAL
26. Commercial Supervision / Project Management - per hour <i>*7.5 hours each for 2 weeks. Also includes Coordination with village and space rented during repairs.</i>	15.00 HR @	76.78 =	1,151.70
27. Scaffold - per section (per month)	12.00 MO @	111.31 =	1,335.72
28. Labor to set up and take down scaffold - per section	12.00 EA @	31.02 =	372.24
29. Barricade/warning sign/traffic cone	1.00 EA @	245.00 =	245.00

Grand Total Areas:

721.00 SF Walls	0.00 SF Ceiling	721.00 SF Walls and Ceiling
0.00 SF Floor	0.00 SY Flooring	49.50 LF Floor Perimeter
930.00 SF Long Wall	930.00 SF Short Wall	62.00 LF Ceil. Perimeter
0.00 Floor Area	0.00 Total Area	0.00 Interior Wall Area
0.00 Exterior Wall Area	0.00 Exterior Perimeter of Walls	
0.00 Surface Area	0.00 Number of Squares	0.00 Total Perimeter Length
0.00 Total Ridge Length	0.00 Total Hip Length	



Taylor Companies Of Ohio

Taylor Companies Of Ohio
4200 Mogadore Road
Kent, Ohio 44240

Summary

Line Item Total	41,244.93
Material Sales Tax	14.73
Cln Matl Tax	1.46
Subtotal	41,261.12
Overhead	4,126.13
Profit	4,126.13
Cln&Carpet Svc Tax	41.58
Replacement Cost Value	\$49,554.96
Net Claim	\$49,554.96

Brian Taylor

RECORD OF ORDINANCES

Resolution No. 2022-97

Passed _____, 20____

SPONSOR: STREETS COMMITTEE

A RESOLUTION AUTHORIZING THE VILLAGE OF MOGADORE TO JOIN THE COMMUNITY UNIVERSITY EDUCATION PURCHASING COUNCIL OF GOVERNMENTS AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Mogadore was previously a member of the Community University Education Purchasing Cooperative for the purpose of lowering costs by joining within other governmental entities through pooled purchasing and competitive bidding; and,

WHEREAS, it was necessary to reorganize the Community University Education Purchasing cooperative as a Council of Governments organized under Chapter 167 of the Revised Code; and,

WHEREAS, Copley Township, the City of Green, the City of Akron, the Village of Boston Heights, the City of Kent, and the City of Cuyahoga Falls (the "Initial Members") entered into the Agreement Establishing the Community Education Purchasing Regional Council of Governments ("CUE") under Chapter 167 of the Revised Code; and

WHEREAS, the Establishing Agreement authorized the Initial Members of the CUE to adopt bylaws to govern the operation of CUE and the Initial Members adopted the bylaws on October 5, 2022 (the "Bylaws"); and

WHEREAS, Article II Section 2 authorizes the Initial Political Subdivisions listed on Schedule 1 of the Bylaws to join CUE as a Member (as defined in the Establishing Agreement and the Bylaws") without an additional financial contribution; and,

WHEREAS, the Village of Mogadore has determined to join CUE as a Member.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

SECTION 1: That this Council has determined that the Village of Mogadore shall join CUE as a Member.

SECTION 2: That Mayor Mike Rick is hereby designated as the Representative of the Village of Mogadore to serve on the Governing Board of CUE.

SECTION 3: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

RECORD OF ORDINANCES

Resolution No. 2022-97

Passed _____, 20____

SECTION 4: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of Village residents, to allow for the timely submission and execution of the approved Agreement within guidelines and requirements, and to allow for the continued operations of the Village Administration and other departments and shall, therefore, take effect and be in force from and immediately after its passage.

President of Council

Date

Mayor

Date

Attest:

Clerk-Treasurer

RECORD OF ORDINANCES

Ordinance No. 2022-98

Passed _____, 20____

SPONSOR: FINANCE COMMITTEE

AN ORDINANCE ADOPTING THE ANNUAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND DECLARING AN EMERGENCY.

An Ordinance to make appropriations for Current Expenses and other Expenditures of the Village of Mogadore, State of Ohio, during the fiscal year ending December 31, 2023.

NOW, THEREFORE BE IT ORDAINED, by the Council of the Village of Mogadore, counties of Summit and Portage, State of Ohio, that:

SECTION 1: To provide for the current expenses and other expenditures of the said Village of Mogadore during the fiscal year ending December 31, 2023, the sums of which are attached hereto and made a part thereof as Exhibit A is hereby set aside and appropriated.

SECTION 2: The Village Clerk-Treasurer is hereby authorized to draw warrants for payments from any of the appropriations upon receiving proper certificates and vouchers therefore, approved by the board or officers authorized by law to approve the same, or an ordinance or resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

SECTION 3: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this ordinance were taken in a duly noticed virtual open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with the law, including Section 121.22, Ohio Revised Code.

SECTION 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the Village and the inhabitants, and for the further reason that the immediate effectiveness of this Ordinance is necessary to establish the Village's annual appropriation and to set aside the necessary funds in order to ensure the timely performance of Village operations and the timely payment of Village current expenses and obligations during the period beginning January 1, 2023, through December 31, 2023, and provided this Ordinance receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approved by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

RECORD OF ORDINANCES

Ordinance No. 2022-98

Passed _____, 20____

President of Council

Date _____

Mayor

Date _____

Attest:

Clerk-Treasurer

EXHIBIT A - ORDINANCE NO. 2022-98**2023 ANNUAL APPROPRIATIONS ORDINANCE**

That to provide for the current expenses and Capital Improvements of the Village of Mogadore for the fiscal year ending December 31, 2023, the following sums be and they are hereby set aside and appropriated as follows:

<u>GENERAL FUND</u>			
Administrative (Mayor, Legislative, Solicitor, and Clerk-Treasurer)	Personal Service	\$128,241.18	
	Other	\$628,034.09	\$756,275.27
Mayor's Court	Personal Service	\$10,356.08	
	Other	\$8,650.00	\$19,006.08
Police Law Enforcement	Personal Service	\$915,280.95	
	Other	\$509,711.68	\$1,424,992.63
Service (Land and Buildings) Personal Service	Personal Service	\$0.00	
	Other	\$88,100.00	\$88,100.00
	Transfers Out		\$2,200,100.00
TOTAL GENERAL FUND APPROPRIATIONS			\$4,488,473.98
<u>FIRE EMS FUND</u>			
	Personal Service	\$83,495.86	
	Other	\$87,500.00	\$170,995.86
<u>FIRE FUND</u>	Personal Service	\$353,515.64	
	Other	\$327,913.16	\$681,428.80
<u>SAFETY GRANT</u>	Personal Service	\$346,487.50	
	Other	\$114,201.20	\$460,688.70
<u>CEMETERY FUND</u>	Personal Service	\$14,454.00	
	Other	\$90,650.00	\$105,104.00
<u>STREETS CONSTRUCTION/MAINTENANCE</u>	Personal Service	\$277,674.69	
	Other	\$288,853.19	\$566,527.88
<u>STATE HIGHWAY</u>	Personal Service	\$0.00	
	Other	\$32,000.00	\$32,000.00
<u>PARKS & RECREATION</u>	Personal Service	\$79,656.00	
	Other	\$184,100.00	\$263,756.00
<u>COURT COMPUTERIZATION FUND</u>	Personal Service	\$0.00	
	Other	\$3,000.00	\$3,000.00
<u>COVID AID FISCAL RECOVERY</u>	Personal Service	\$0.00	
	Other	\$370,500.00	\$370,500.00
<u>WATER/SEWER MAIN PROJECT</u>	Personal Service	\$0.00	
	Other	\$1,316,600.70	\$1,316,600.70
<u>FIRE EQUIPMENT RESERVE</u>	Personal Service	\$0.00	
	Other	\$180,000.00	\$180,000.00
<u>POLICE PENSION FUND</u>	Personal Service	\$0.00	
	Other	\$25,000.00	\$25,000.00
<u>DEBT SERVICE FUND</u>	Personal Service	\$0.00	
	Other	\$65,200.00	\$65,200.00
GRAND TOTAL ALL APPROPRIATIONS FOR 2023			\$8,729,275.92

TRANS	INV #	DATE	PO #	VEN #	VEN NAME	INV/PO CURR AMT	INV/PO CHG AMT	INV/PO OPEN AMT
InvAdd	202200619	12/1/2022	23379	02216	OFFICE OF INFORMATION	642.00	.00	642.00
10012257100		Machinery Equip Repair Blanket				642.00		
InvAdd	6-14912	11/29/2022	23364	02066	VANS TIRE PROS	413.01	.00	413.01
10011257100		VEHICLE REPAIR/MAINTENANCE				413.01		
InvAdd	13944	11/28/2022	23364	00084	ADORNIS SERVICE CENTER	25.00	.00	25.00
10011257100		VEHICLE REPAIR/MAINTENANCE				25.00		
InvAdd	13945	11/28/2022	23364	00084	ADORNIS SERVICE CENTER	25.00	.00	25.00
10011257100		VEHICLE REPAIR/MAINTENANCE				25.00		
InvAdd	0025446-IN	7/19/2022	23359	02166	STOP STICK	315.00	.00	315.00
100112553700		EDUCATION LIBRARY				315.00		
InvAdd	CMS112231	11/30/2022	23455	02132	CARDINAL GROUP	800.00	.00	800.00
100102554700		ADMIN JANITORIAL SERVICES				250.00		
100112554700		POLICE JANITORIAL SERVICES				250.00		
220182554700		PRY CENTER JANITORIAL SERVICES				300.00		
InvAdd	109199	12/1/2022	23397	00940	SUMMIT COUNTY PUBLIC HEALTH	92.70	.00	92.70
215152554700		Other Contractual Services Blanket				92.70		
InvAdd	20111204	11/14/2022	23364	01593	INTERSTATE BATTERY AK-CANTON	139.95	.00	139.95
100112571000		VEHICLE REPAIR/MAINTENANCE				139.95		
InvAdd	0028653112922	11/29/2022	23443	01596	TIME WARNER CABLE	159.98	.00	159.98
100102551800		Internet Super Blanket				.00		
100112551800		Internet Super Blanket				.00		
100122551800		Internet Super Blanket				.00		
215152551800		Internet Super Blanket				159.98		
InvAdd	51677584	11/29/2022	23398	01207	CARTER LUMBER	16.99	.00	16.99
215152561500		Other Supplies Blanket				16.99		
InvAdd	51677690	12/1/2022	23398	01207	CARTER LUMBER	33.50	.00	33.50
215152561500		Other Supplies Blanket				33.50		
InvAdd	2022-3946	11/19/2022	23358	00334	OHIO PEACE OFFICER TRAINING	175.00	.00	175.00
100112553600		TRAINING BLANKET				175.00		

TRANS	INV #	DATE	PO #	VEN #	VEN NAME	INV/PO CURR AMT	INV/PO CHG AMT	INV/PO OPEN AMT
InvAdd	2022-3330	10/20/2022	23358	00334	OHIO PEACE OFFICER TRAINING	200.00	.00	200.00
100112553600	TRAINING BLANKET					200.00		
InvAdd	2022-2389	8/17/2022	23358	00334	OHIO PEACE OFFICER TRAINING	600.00	.00	600.00
100112553600	TRAINING BLANKET					600.00		
InvAdd	K12650/1	12/7/2022	23398	00770	HARTVILLE HARDWARE	14.36	.00	14.36
215152561500	Other Supplies Blanket					14.36		
InvAdd	37137	12/1/2022	23370	01927	AKRON UNIFORMS	339.98	.00	339.98
100122541300	Clothing/ Uniform Blanket					339.98		
InvAdd	84778600	12/1/2022	23385	00128	BOUND TREE MEDICAL LLC	424.25	.00	424.25
200122561700	Medical Supplies Blanket					424.25		
InvAdd	4436	11/4/2022	23422	01906	DICAUDO PITCHFORD & YODER	3506.25	.00	3506.25
100102552900	Legal Services Super Blanket					3506.25		
InvAdd	4494	12/8/2022	23422	01906	DICAUDO PITCHFORD & YODER	825.00	.00	825.00
100102552900	Legal Services Super Blanket					825.00		
InvAdd	4495	12/8/2022	23422	01906	DICAUDO PITCHFORD & YODER	8041.25	.00	8041.25
100102552900	Legal Services Super Blanket					8041.25		
InvAdd	24957	11/30/2022	23439	01990	OHIO BILLING	1800.00	.00	1800.00
200122552700	Billing Fees Super Blanket					1800.00		
InvAdd	5022827695	11/26/2022	23360	02050	WELLS FARGO FINANCIAL	938.18	.00	938.18
100112554700	CONTRACTUAL SERVICES BLANKET					938.18		
InvAdd	32561387	11/22/2022	23398	00936	LINDE GAS LLC	93.74	.00	93.74
215152561500	Other Supplies Blanket					93.74		
InvAdd	1396305	11/17/2022	23343	02086	ROETZEL CONSULTING SOLUTIONS	52.50	.00	52.50
100102554700	CONTRACTUAL SERVICES BLANKET					52.50		
InvAdd	162422	8/6/2022	23370	00141	LEVINSONS UNIFORMS	83.48	.00	83.48
100122541300	Clothing/ Uniform Blanket					83.48		

TRANS	INV #	DATE	PO #	VEN #	VEN NAME	INV/PO CURR AMT	INV/PO CHG AMT	INV/PO OPEN AMT
InvAdd	9920202295	11/10/2022	23376	01917	VERIZON	9.76	.00	9.76
100122561200 Operating Supplies								
InvAdd	9823	11/25/2022	23526	01317	WRIGHT HEATING	3750.00	.00	3750.00
100132571300 NEW HEATER ADMIN GARAGE								
InvAdd	IN1785595	11/3/2022	23362	02217	MUNICIPAL EMERGENCY SERVICES	1370.00	.00	1370.00
100112561200 OPERATING SUPPLIES BLANKET								
InvAdd	002871112222	11/22/2022	23443	01596	TIME WARNER CABLE	94.00	.00	94.00
100102551800 Internet Super Blanket								
100112551800 Internet Super Blanket								
100122551800 Internet Super Blanket								
215152551800 Internet Super Blanket								
InvAdd	69323	9/21/2022	23516	01190	UNIQUE PAVING MATERIALS	1875.00	.00	1875.00
215152571300 CRACK SEALER AND BALL LIME								
INVOICE GRAND TOTAL								
TOTAL ADD 26855.88 ADD COUNT 30								
TOTAL CHANGE 0.00 CHANGE COUNT 0								
TOTAL CLOSED 0.00 CLOSED COUNT 0								
INVOICE GRAND TOTAL 26855.88								

TRANS	INV #	DATE	PO #	VEN #	VEN NAME	INV/PO CURR AMT	INV/PO CHG AMT	INV/PO OPEN AMT
InvAdd	124566901120122	12/1/2022	23161	01596	TIME WARNER CABLE	578.00	.00	578.00
100102551800		INTERNET SUPER BLANKET				192.66		
100112551800		INTERNET SUPER BLANKET				192.67		
100122551800		INTERNET SUPER BLANKET				192.67		
INVOICE GRAND TOTAL								
						578.00		
TOTAL ADD		578.00	ADD COUNT	1				
TOTAL CHANGE		0.00	CHANGE COUNT	0				
TOTAL CLOSED		0.00	CLOSED COUNT	0				