

## COUNCIL MEETING

March 1, 2023

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

Mr. C. Yoho asked everyone to join him 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. C. Yoho, Mr. R. McDowall, Ms. B. Van Dike, Mr. M. Raddish, Mr. J. Tonsic, and Ms. K. Miller. Mr. W. Bauer came in afterward.

Others Present: Mayor Rick, Council Clerk Rachel Osborne, Clerk-Treasurer Scott Varney, Law Director Jason Dodson, and Village Engineer Matt Glass.

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

Motion by Mr. M. Raddish, second by Ms. K. Miller to adopt the minutes from February 15, 2023, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – No Comments.

### COMMITTEE REPORTS –

UTILITIES – Mr. Bauer had no report.

SAFETY – Mr. Yoho reported he has two 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. Van Dike reported she has two pieces of legislation to read.

STREETS – Mr. Tonsic had no report.

Council President Mr. Raddish announced the next Work Session will be held on Wednesday, March 22, 2023, at 5:30 p.m. with all committees reporting.

OLD BUSINESS - None.

### NEW BUSINESS –

Mr. C. Yoho presented Resolution 2023-19 sponsored by Mayor Rick as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION FOR CALENDAR YEAR 2023, AND DECLARING AN EMERGENCY.

Mr. C. Yoho 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. J. Tonsic to adopt Resolution 2023-19, a second was made by Mr. R. McDowall.

Mayor Rick indicated this piece of legislation was sent over after the work session and the contract starts January 1, 2023.

Vote. Unanimous ayes. Motion carried.

Mr. C. Yoho presented Resolution 2023-**20** sponsored by Safety Committee as follows:

A RESOLUTION APPROVING THE RETROACTIVE APPOINTMENT OF ERIC BERKHEIMER AS INTERIM POLICE CHIEF FOR THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

Mr. C. Yoho 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 2023-20, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Ms. B. Van Dike presented Resolution 2023-**21** sponsored by Mayor Rick as follows:

A RESOLUTION JOINING THE SUMMIT COUNTY DEVELOPMENTAL DISABILITIES BOARD IN RECOGNIZING MARCH 6, 2023, AS INCLUSION DAY AND MARCH 2023 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH, 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 Resolution 2023-21, a second was made by Ms. K. Miller. Vote. Unanimous ayes. Motion carried.

Ms. B. Van Dike presented Resolution 2023-**22** sponsored by Finance Committee as follows:

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO CERTAIN OTHER FUNDS, AND DECLARING AN EMERGENCY.

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

A motion was made by Ms. Van Dike to adopt Resolution 2023-22, a second was made by Mr. C. Yoho. Vote. Unanimous ayes. Motion carried.

Ms. K. Miller presented Ordinance 2023-**23** sponsored by Planning and Zoning as follows:

AN ORDINANCE AMENDING SECTION 93.26 OF THE CODIFIED ORDINANCES OF THE VILLAGE, ENTITLED "MINIMUM STANDARDS TO BE MAINTAINED BY BUILDINGS AND PROPERTIES WITHIN THE VILLAGE," TO INCLUDE STANDARDS FOR SWIMMING POOLS, HOT TUBS AND LANDSCAPING PONDS, 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 Ordinance 2023-23, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, asked if there were plans to promote a Police Officer to Assistant Police Chief.

Mayor Rick stated no.

Housley asked for a copy of the five and ten-year plan for the Fire Department. Housley also expressed his concerns about the structure of the bridge on Spring Street.

Glass stated Wheeling and Lake Erie Railway put the gravel under the bridge without pulling any permits from the Village. There was no change in the structure. Glass stated the Village is still working with Wheeling and Lake Erie Railway to ensure the project is done correctly and to have a safe solid base under the rail.

Mayor Rick stated the railroad has now put in all the necessary applications in the Village.

Housley asked for the percentage of the street projects that still need to be completed.

Glass stated roughly sixty-seven percent is complete and another ten years to go.

COMMENTS from Council: Mr. Tonsic said he is sure the railroad will do the repairs properly.

COMMENTS from the Law Director: No Comments.

COMMENTS from the Village Engineer: Matt Glass gave the council an update on the chip and seal bid. Glass also stated the OPWC application was approved for Dick Street and Fenton Avenue.

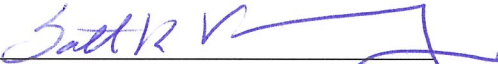
Bauer asked if the chip and seal bid was lower than the Village budgeted for could the remaining amount go toward more streets to be chip and sealed. Glass indicated the Village would look into that.

COMMENTS from the Clerk-Treasurer: No Comments.

COMMENTS from the Mayor: Mayor Rick reminded everyone of the luncheon next Wednesday, March 8<sup>th</sup> at the Pry Center

Meeting adjourned at 5:50 p.m.

Attest:

  
Clerk-Treasurer

 3-20-23  
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Mayor Date