

COUNCIL MEETING

July 19, 2023

Council met in regular session at 5:30 p.m. with Mr. Raddish 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. C. Yoho, Ms. B. Van Dike, Mr. M. Raddish, Mr. J. Tonsic, and Mr. W. Bauer. Mr. R. McDowall came in late, and Ms. K. Miller was excused.

Others Present: Council Clerk Rachel Osborne, Village Engineer Matt Glass, Law Director Jason Dodson, and Clerk-Treasurer Scott Varney. Mayor Rick was not present.

Motion by Mr. W. Bauer second by Mr. C. Yoho for the approval of the agenda as presented. Vote. Unanimous ayes. Motion carried.

Motion by Mr. C. Yoho second by Mr. W. Bauer to appoint Ms. B. Van Dike for President Pro-Temp. Vote. Unanimous ayes. Motion carried.

Motion by Mr. W. Bauer, second by Ms. B. Van Dike to adopt the minutes from July 5, 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 three pieces of legislation to read.

PARKS –Mr. McDowall was not present.

PLANNING AND ZONING – Ms. Miller was not present.

FINANCE/AUDIT – Ms. Van Dike had no report.

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

OLD BUSINESS - Second Reading:

Mr. J. Tonsic presented Ordinance 2023-**45** sponsored by Planning Committee as follows:

AN ORDINANCE REZONING THE REAL PROPERTY LOCATED AT 176 NORTH CLEVELAND AVENUE FROM AN R-1 ZONING DISTRICT DESIGNATION TO AN R-2 ZONING DISTRICT DESIGNATION, AND DECLARING AN EMERGENCY.

NEW BUSINESS –

Mr. J. Tonsic presented Ordinance 2023-**47** sponsored by Planning and Zoning Committee as follows:

AN ORDINANCE ADOPTING SECTION 93.56 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MOGADORE, ENTITLED "EXTERIOR LIGHTING," TO REGULATE THE USE OF EXTERIOR LIGHTING IN THE VILLAGE, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic 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 Mr. J. Tonsic to adopt Ordinance 2023-47, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. J. Tonsic presented Ordinance 2023-48 sponsored by Planning and Zoning Committee as follows:

AN ORDINANCE ADOPTING SECTION 152.037 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MOGADORE, ENTITLED "EXTERIOR LIGHTING," AND AMENDING SECTION 152.113, ENTITLED "SPECIFIC REGULATIONS PERTAINING TO CONDITIONALLY PERMITTED USES," FOR THE PURPOSE OF PROVIDING ZONING REGULATIONS AND RESTRICTIONS ON THE USE OF EXTERIOR LIGHTING IN ALL ZONING DISTRICTS IN THE VILLAGE, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic 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 Mr. J. Tonsic to adopt Ordinance 2023-48, a second was made by Mr. C. Yoho.

Dodson stated 2023-47 is the nuisance provision that would make it a minor misdemeanor if exterior lighting went beyond your property limits and onto someone else's property. Dodson stated 2023-48 is the zoning provision that applies to all districts in the Village that essentially is the same as 2023- 47.

Vote. Unanimous ayes. Motion carried.

Mr. C. Yoho presented Resolution 2023-49 sponsored by Safety Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MANAGEMENT CONTROL AGREEMENT WITH THE SUMMIT AREA REGIONAL COUNCIL OF GOVERNMENTS AS THE OPERATOR OF THE SUMMIT EMERGENCY COMMUNICATIONS CENTER FOR ACCESS TO THE LAW ENFORCEMENT AUTOMATED DATA SYSTEM, 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. C. Yoho to adopt Resolution 2023-49, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

Mr. C. Yoho presented Resolution 2023-50 sponsored by Safety Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A 2022 FEMA ASSISTANCE TO FIREFIGHTERS GRANT, AND DECLARING AN EMERGENCY.

Mr. C. Yoho made a motion to suspend the rules requiring three readings; Mr. R. McDowall seconded the motion. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. C. Yoho to adopt Resolution 2023-50, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

Mr. C. Yoho presented Resolution 2023-51 sponsored by Mayor Rick as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO PURCHASE A 2024 FORD POLICE INTERCEPTOR SUV FROM FAIRWAY FORD AT STATE- TERM CONTRACT PRICING WHICH WILL NOT EXCEED \$52,000.00, 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. C. Yoho to adopt Resolution 2023-51, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

Mr. J. Tonsic presented Resolution 2023-52 sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO SELL A JOHN DEERE TRACTOR VIA ONLINE AUCTION THROUGH GOVDEALS.COM, 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 2023-52, a second was made by Mr. C. Yoho. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, Housley referenced 2023-42 and asked for more clarity on what the Village's definition is of larger vehicles.

Dodson stated the revised code does not state the size of recreation vehicles. Legislation in surrounding areas is the same.

Housley asked how much money has been received from the Safer Grant.

Varney stated no money has been received yet, but he is working on the application requesting reimbursement.

Housley asked how many full-time firefighters are there.

Varney stated there are five full-time medics.

Jon Mencer, 242 S Cleveland Avenue, stated the tree branches on Albrecht Avenue by the park are severely overgrown to the road and need to be trimmed. Mencer also mentioned the Springfield Township School district loading/unloading sign that blocks the view of his son's car window.

Glass stated he will have the branches trimmed and look at the signage concern as well. Glass stated if needed he will reach out to Springfield Township.

COMMENTS from Council: Mr. Yoho thanked everyone that worked at the festival the turnout was good.

Mr. McDowall thanked everyone who helped at the festival it was a big success.

COMMENTS from the Law Director: No Comments.

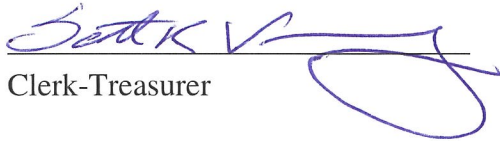
COMMENTS from the Village Engineer: No Comments.

COMMENTS from the Clerk-Treasurer: No Comments.

COMMENTS from the Mayor Acting: Mr. Raddish stated whoever organized the fireworks did a fantastic job at the festival.

Meeting adjourned at 5:51 p.m.

Attest:


Clerk-Treasurer



Mayor

8-223
Date