

COUNCIL MEETING

August 2, 2023

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

Mr. M. Raddish 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 was not live-streamed on Facebook due to technical difficulties.

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

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

Motion by Mr. M. Raddish second by Mr. W. Bauer the approval of the agenda as presented. Vote. Unanimous ayes. Motion carried.

Motion by Mr. M. Raddish, second by Mr. R. McDowall to adopt the minutes from July 19, 2023, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMITTEE REPORTS –

UTILITIES – Mr. Bauer had no report.

SAFETY – Mr. Yoho reported he has one piece 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 was not present.

STREETS – Mr. Tonsic was not present.

Council President Mr. Raddish announced that the August Work Session will be held on Wednesday, August 23, 2023, at 5:30 p.m. with all committees reporting.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION –

Carl Housley, 67 First Avenue, referenced 2023-53. Housley asked if the railroad company would be penalized for blocking Spring Street without pulling a permit and approval from the Village first.

Mayor Rick stated that if the council wanted to then they could look into doing that. Mayor Rick stated the railroad company stopped the work when the Village reached out to them, and they have been doing everything we have asked since.

Glass stated they have been cooperative since but slow with the process of getting everything done.

Mayor Rick stated the railroad company is taking care of the landscape of the property before its transfer.

Housley referenced 2023-56 and pointed out an error in the title. The resolution reads North Cleveland Avenue, and it should read South instead.

Mayor Rick stated the typo will be corrected, and the Resolution would be amended to reflect the change.

Jon Mencer, 242 S Cleveland Avenue, referenced Resolution 2023-55 for K9 Unit. Mencer expressed his concerns about the safety of having a K9 and asked questions related to additional expenses the Village will inquire, about and training for the K9.

Mayor Rick stated the K9 they are looking to purchase is trained for drug sniffing and is not an attack dog. Mayor Rick stated there will be additional costs for the K9 program and training.

OLD BUSINESS - Third Reading:

Ms. K. Miller 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.

A motion was made by Ms. K. Miller to adopt Ordinance 2023-45, a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

NEW BUSINESS –

Mr. W. Bauer presented Ordinance 2023-**53** sponsored by Streets Committee as follows:

AN ORDINANCE VACATING SPRING STREET AND MILL STREET WITHIN THE MUNICIPAL LIMITS OF THE VILLAGE OF MOGADORE UPON THE SATISFACTION OF CERTAIN CONDITIONS BY THE WHEELING AND LAKE ERIE RAILWAY COMPANY, AND DECLARING AN EMERGENCY.

Mr. W. Bauer 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 Mr. W. Bauer to adopt Ordinance 2023-53, a second was made by Ms. K. Miller. Vote. Unanimous ayes. Motion carried.

Mr. M. Raddish presented Resolution 2023-**54** sponsored by Finance Committee as follows:

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE STREETS CONSTRUCTION/MAINTENANCE FUND, AND DECLARING AN EMERGENCY.

Mr. M. Raddish 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. M. Raddish to adopt Resolution 2023-54, a second was made by Mr. C. Yoho. Vote. Unanimous ayes. Motion carried.

Mr. C. Yoho presented Resolution 2023-**55** sponsored by Safety Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION FOR THE OPERATION OF A LAW ENFORCEMENT CANINE PROGRAM, AND DECLARING AN EMERGENCY.

Mr. C. Yoho 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 Mr. C. Yoho to adopt Resolution 2023-55, a second was made by Ms. K. Miller. Vote. Yoho; yes, McDowall; no, Raddish; yes, Bauer; yes, Miller; yes. Motion carried.

Mr. W. Bauer presented Resolution 2023-56 sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A CONGESTION MITIGATION AIR QUALITY PROGRAM GRANT FROM THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY TO ACQUIRE AND INSTALL A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF SOUTH CLEVELAND AVENUE AND ALBRECHT AVENUE, AND DECLARING AN EMERGENCY.

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

A motion by Mr. W. Bauer to Amend the title to read South, not North, and a second was made by Mr. R. McDowall. Vote. Unanimous ayes. Motion carried.

A motion was made by Mr. W. Bauer to adopt as Amended Resolution 2023-56, a second was made by Mr. C. Yoho. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: No comments.

COMMENTS from Council: Mr. McDowall reminded everyone to vote next Tuesday, and he will not be at the next council meeting.

Mr. Raddish thanked everyone for coming out and participating.

COMMENTS from the Law Director: No Comments.

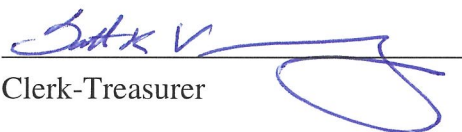
COMMENTS from the Village Engineer: No Comments.


COMMENTS from the Clerk-Treasurer: No Comments.

COMMENTS from the Mayor Rick: No Comments.

Meeting adjourned at 5:55 p.m.

Attest:


Clerk-Treasurer


Mayor

8-16-23
Date