

## COUNCIL MEETING

November 1, 2023

The 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.

The Council Meeting was held in Council Chambers. The meeting was open to the public and was 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, Mr. W. Bauer, and Ms. K. Miller were present.

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

Motion by Ms. B. Van Dike second by Mr. R. McDowall the approval of the agenda as presented. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – No Comments.

### COMMITTEE REPORTS –

UTILITIES – Mr. Bauer reported he has one piece of legislation to read.

SAFETY – Mr. Yoho has no report.

PARKS – Mr. McDowall had no report.

PLANNING AND ZONING – Ms. K. Miller had no report.

FINANCE/AUDIT – Ms. Van Dike reported she has one piece of legislation to read.

STREETS – Mr. Tonsic reported he has one piece of legislation to read.

Council President Mr. Raddish announced the November Work Session will be held on Wednesday, November 29, 2023, at 5:30 p.m. with all committees reporting.

OLD BUSINESS – None.

### NEW BUSINESS –

Mr. J. Tonsic presented Resolution 2023-75 sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR, CLERK-TREASURER AND VILLAGE ENGINEER TO PREPARE AND SUBMIT AN APPLICATION FOR FUNDS FROM THE OHIO PUBLIC WORKS COMMISSION FOR THE HERBERT STREET EXTENSION AND NORWICH AVENUE PROJECT, TO PARTNER WITH THE COUNTY OF SUMMIT AND/OR CITY OF AKRON TO PARTIALLY FUND THE PROJECT, AND TO EXECUTE AGREEMENTS AS REQUIRED TO EFFECTUATE THE SAME, AND DECLARING AN EMERGENCY.

Mr. J. Tonsic 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. J. Tonsic to adopt Resolution 2023-75, a second was made by Ms. K. Miller. Vote. Unanimous ayes. Motion carried.

Mr. W. Bauer presented Ordinance 2023-76 sponsored by Utilities Committee as follows:

AN ORDINANCE AUTHORIZING THE MAYOR TO TAKE ALL ACTIONS NECESSARY TO SUPPORT THE CONTINUATION OF A NATURAL GAS OPT-OUT AGGREGATION PROGRAM PURSUANT TO SECTION 4929.26 OF THE OHIO REVISED CODE, AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE GAS SUPPLY MASTER SERVICES AGREEMENT WITH CONSTELLATION ENERGY SERVICES TO EXTEND THE AGREEMENT FOR THE PERIOD OF APRIL 1, 2024 TO MARCH 31, 2026, AND DECLARING AN EMERGENCY.

Mr. W. Bauer 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. W. Bauer to adopt Ordinance 2023-76, a second was made by Ms. B. Van Dike.

Mayor Rick stated the new rate is higher than the current rate and will go into effect April 1, 2024. The new rate is \$4.47 mcf for two years.

Vote. Unanimous ayes. Motion carried.

Ms. B. Van Dike presented Ordinance 2023-77 sponsored by Finance Committee as follows:

AN ORDINANCE AMENDING CHAPTER 37 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MOGADORE, ENTITLED "MUNICIPAL INCOME TAX" TO ADOPT UPDATES TO CONFORM TO OHIO HOUSE BILL 33, 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 Ordinance 2023-77, a second was made by Mr. W. Bauer. Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, made a list of questions from the last work session regarding a new ladder truck for the fire department.

Mayor Rick stated he would have Chief Cain look at his questions and get back to him.

Pamela Nix, 73 E Sunrise Blvd., stated her concerns and dislike about her neighbor's motion light that is four houses down from her. Nix claims the light is bright and shines into her living room. Nix also told the council the motion light goes on if she has her curtains open at night when she walks through her living room.

Mayor Rick stated both the zoning inspector and street supervisor have been out to said property to look at the lighting, and they both have determined the lighting is not invasive to her property and is pointed downwards. Mayor Rick stated he would have Mr. Natko take another look.

COMMENTS from Council: Mr. Raddish thanked everyone for coming out and voicing their concerns.

COMMENTS from the Law Director: No Comments.

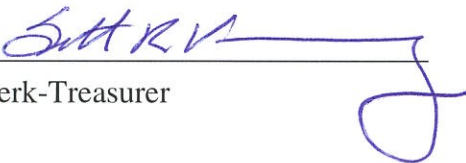
COMMENTS from the Village Engineer: No Comments.


COMMENTS from the Clerk-Treasurer: Mr. Varney stated he will have transfers for the next council meeting.

COMMENTS from the Mayor: No Comments.

Meeting adjourned at 5:49 p.m.

Attest:

  
Clerk-Treasurer

 11-13-23  
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Mayor Date