

# Village of Mogadore

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*Web Site: [www.mogadorevillage.org](http://www.mogadorevillage.org)*

## COUNCIL MEETING AGENDA

April 17, 2024

5:30 p.m.

1. Moment of Reflection – Mr. Tonsic
2. Pledge to the flag
3. Roll Call
4. Approval of the Agenda
5. Minutes from the April 3, 2024, Council meeting presented for changes, corrections, and adoption
6. Comments from the Audience on the pending legislation
7. Committee Reports
8. Old Business – None.
9. New Business –

**Resolution 2024-26** – Ms. Van Dike – Finance Committee

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

**Ordinance 2024-27** – Ms. Van Dike – Mayor Rick

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.

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

## COUNCIL MEETING

April 3, 2024

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

Mr. 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.

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. Yoho, Mr. McDowall, Mr. Raddish, Mr. Tonsic, Mr. Bauer, and Ms. Miller were present. Ms. Van Dike was excused.

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

Motion by Mr. Raddish second by Mr. McDowall for the approval of the agenda as presented. Vote. Unanimous ayes. Motion carried.

Motion by Mr. Raddish second by Mr. Bauer adopt the minutes from the March 20, 2024, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – No Comments.

### COMMITTEE REPORTS –

UTILITIES – Mr. Bauer has no report.

SAFETY – Mr. Yoho reported he has one piece of legislation to read.

PARKS – Mr. McDowall reported he has one piece of legislation to read.

PLANNING AND ZONING – Ms. Miller has no report.

FINANCE/AUDIT – Ms. Van Dike was not present. Mr. Raddish is reading the one piece of legislation for finance.

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

Council President Mr. Raddish announced the April Work Session will be held on Wednesday, April 24, 2024, at 5:30 p.m. with all committees reporting.

### OLD BUSINESS – SECOND READING:

Mr. Raddish presented Resolution 2024-22 sponsored by Finance Committee as follows:

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

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

A motion was made by Mr. Raddish to adopt Resolution 2024-22, a second was made by Ms. Miller. Vote. Unanimous ayes. Motion carried.

NEW BUSINESS –

Mr. Yoho presented Resolution 2024-**23** sponsored by Safety Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO PURCHASE A 2024 FORD E-450 GAS CHASSIS AMBULANCE FROM PENN CARE, INC., AT STATE-TERM CONTRACT PRICING, AT A PRICE NOT TO EXCEED \$245,280.00, AND DECLARING AN EMERGENCY.

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

A motion was made by Mr. Raddish to adopt Resolution 2024-23, a second was made by Mr. McDowall.

Mayor Rick stated council passed legislation in December of 2023 for a refurbished med unit. The Fire Chief has indicated they can get a brand-new med unit instead of a refurbished unit, and it will be ready in October of this year. Mayor Rick stated that money was already budgeted and set aside for that at the time. This is replacing that legislation for a new unit.

Vote. Unanimous ayes. Motion carried.

Mr. Tonsic presented Resolution 2024-**24** sponsored by Street Committee as follows:

A RESOLUTION AWARDED THE BID FOR THE 2024 CHIP AND SEAL STREET REPAIRS PROJECT TO PHILLIPS PAVING, LLC, AUTHORIZING THE MAYOR AND CLERK-TREASURER TO ENTER INTO A CONSTRUCTION CONTRACT WITH PHILLIPS PAVING, LLC TO PROVIDE LABOR AND MATERIALS FOR SAID PROJECT, AND DECLARING AN EMERGENCY.

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

A motion was made by Mr. Tonsic to adopt Resolution 2024-24, a second was made by Ms. Miller.

Mayor Rick stated the chip and seal repairs from Curtis Street from Seymour to Marion and the parking lot at the Municipal Building, Police Station, and behind the Historical Society.

Raddish asked if the Village is familiar with working with this contractor.

Village Engineer Matt Glass stated he is familiar with this contractor.

Vote. Unanimous ayes. Motion carried.

Mr. McDowall presented Resolution 2024-**25** sponsored by Parks Committee as follows:

A RESOLUTION AUTHORIZING AND DIRECTING THE CLERK-TREASURER TO ADVERTISE FOR BIDS FOR LABOR AND MATERIALS FOR THE REPLACEMENT OF THE FENCE AND BACKSTOP SURROUNDING THE HIGH SCHOOL BOYS BASEBALL FIELD AT LIONS PARK, AND DECLARING AN EMERGENCY.

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

A motion was made by Mr. McDowall to adopt Resolution 2024-25, a second was made by Mr. Bauer.

Mayor Rick stated he would verify the prices with Matt Glass, then go back to the Athletic Boosters to let them know the costs. Mayor Rick stated if the Athletic Boosters still want to participate, they will move forward with this, if not, he will bring it back to the council.

Vote. Unanimous ayes. Motion carried.

COMMENTS from the Public: Carl Housley, 67 First Avenue, asked about the records for the old fire ladder truck.

Mayor Rick stated they do not have records going back that far.

Housley asked about the change order that is related to the work being performed on Fenton Avenue. Housley asked if the Village is paying twice for the driveway approaches/sidewalk repairs.

Glass stated yes. Glass stated the sewer had to go in first.

Joe Henico, 3773 Argonne Street, said he asked back in December of 2023 if the Police Chief was going to bring back the watch meetings they used to have at the Pry Center. Henico stated he still has not heard back and that was three months ago.

Mayor Rick stated he did ask the Police Chief, but he will follow up with him again and have him address that at the next work session.

COMMENTS from Council: No Comments.

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: Mayor Rick announced the Mogadore Historical Society is having its soup and sandwich luncheon next Wednesday, April 10<sup>th</sup> at the Pry Center from 11 AM to 1 PM.

Meeting adjourned at 5:41 p.m.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk-Treasurer

RECORD OF ORDINANCES

Resolution No. 2024-26

Passed \_\_\_\_\_, 2024

SPONSOR: FINANCE COMMITTEE

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

WHEREAS, the Mayor and Clerk-Treasurer have recommended that this Council authorize the transfer of funds from the General Fund to the Street Construction & Maintenance Fund for the 2024 Chip and Seal Repairs Project; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to authorize the transfer of funds from the General Fund to the Street Construction and Maintenance Fund, as set forth herein.

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

SECTION 1: This Council hereby approves the transfer of funds from the General Fund to the Street Construction & Maintenance Fund for the 2024 Chip and Seal Repairs Project, as follows:

From: General Fund	\$91,270.00
To: Street Construction & Maintenance Fund	\$91,270.00

SECTION 2: The Clerk-Treasurer is hereby authorized and directed to effectuate the transfer of funds set forth in Section 1.

SECTION 3: This Council 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 necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately ensuring the current and other financial obligations of the Village of Mogadore are timely met, and, provided this Resolution receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.



RECORD OF ORDINANCES

Ordinance No. 2024-27

Passed \_\_\_\_\_, 2024

SPONSOR: MAYOR RICK

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.

WHEREAS, the Clerk-Treasurer has recommended that this Council amend the annual appropriations for the current expenses and other expenditures of the Village for the Fiscal Year ending December 31, 2024; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village of Mogadore to amend the annual appropriations for the current expenses and other expenditures of the Village for the Fiscal Year ending December 31, 2024.

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

SECTION 1: This Council hereby amends the annual appropriations for the current expenses and other expenditures of the Village for the Fiscal Year ending December 31, 2024, from the various funds of the Village, as follows:

GENERAL FUND

Police Law Enforcement

Other \$ 7,305.00

STREET CONSTRUCTION/MAINTENANCE

Other \$100,000.00

FIRE CAPITAL EQUIPMENT RESERVE

Other \$245,280.00

SECTION 2: With such amendments specified in Section 1 above, the total revised appropriations for the Village for the Fiscal Year ending December 31, 2024, is now contained in Exhibit A attached hereto and incorporated by reference herein.

SECTION 3: The Clerk-Treasurer is hereby authorized and directed to effectuate the appropriations set forth herein.

SECTION 4: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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.





EXHIBIT A - ORDINANCE NO. 2024-27  
 2024 ANNUAL APPROPRIATIONS ORDINANCE  
 Amendment #4

That to provide for the current expenses and Capital Improvements of the Village of Mogadore for the fiscal year ending December 31, 2024, 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	\$140,387.00
	Other	<u>\$695,189.00</u>
		\$835,576.00
Mayor's Court	Personal Service	\$10,792.00
	Other	<u>\$8,650.00</u>
		\$19,442.00
Police Law Enforcement	Personal Service	\$1,065,599.00
	Other	<u>\$533,751.00</u>
		\$1,599,350.00
Service (Land and Buildings) Personal Service	Personal Service	\$0.00
	Other	<u>\$116,900.00</u>
		\$116,900.00
	Transfers Out	<u>\$2,372,000.00</u>
<b>TOTAL GENERAL FUND APPROPRIATIONS</b>		<b><u>\$4,943,268.00</u></b>
 <u>FIRE EMS FUND</u>		
	Personal Service	\$0.00
	Other	<u>\$37,500.00</u>
		\$37,500.00
 <u>FIRE FUND</u>		
	Personal Service	\$497,778.00
	Other	<u>\$437,050.00</u>
		\$934,828.00
 <u>SAFETY GRANT</u>		
	Personal Service	\$319,956.00
	Other	<u>\$90,000.00</u>
		\$409,956.00
 <u>POLICE TASER GRANT FUND</u>		
	Personal Service	\$0.00
	Other	<u>\$14,824.45</u>
		\$14,824.45
 <u>COPS GRANT FUND</u>		
	Personal Service	\$68,000.00
	Other	<u>\$12,000.00</u>
		\$80,000.00
 <u>CEMETERY FUND</u>		
	Personal Service	\$12,145.00
	Other	<u>\$127,800.00</u>
		\$139,945.00
 <u>STREETS CONSTRUCTION/MAINTENANCE</u>		
	Personal Service	\$321,540.00
	Other	<u>\$741,840.00</u>
		\$1,063,380.00
 <u>STATE HIGHWAY</u>		
	Personal Service	\$0.00
	Other	<u>\$10,550.00</u>
		\$10,550.00
 <u>PARKS &amp; RECREATION</u>		
	Personal Service	\$98,128.00
	Other	<u>\$470,600.00</u>
		\$568,728.00
 <u>COURT COMPUTERIZATION FUND</u>		
	Personal Service	\$0.00
	Other	<u>\$3,000.00</u>
		\$3,000.00
 <u>COVID AID FISCAL RECOVERY</u>		
	Personal Service	\$0.00
	Other	<u>\$25,750.00</u>
		\$25,750.00
 <u>WATER/SEWER MAIN PROJECT</u>		
	Personal Service	\$0.00
	Other	<u>\$1,152,000.00</u>
		\$1,152,000.00
 <u>FIRE EQUIPMENT RESERVE</u>		
	Personal Service	\$0.00
	Other	<u>\$245,280.00</u>
		\$245,280.00
 <u>POLICE PENSION FUND</u>		
	Personal Service	\$0.00
	Other	<u>\$50,000.00</u>
		\$50,000.00
 <u>DEBT SERVICE FUND</u>		
	Personal Service	\$0.00
	Other	<u>\$66,000.00</u>
		\$66,000.00
 <b>GRAND TOTAL ALL APPROPRIATIONS FOR 2024</b>		 <b><u><u>\$9,745,009.45</u></u></b>