

# Village of Mogadore

135 S Cleveland Avenue

Mogadore, OH 44260

Phone: (330) 628-4896 | Fax: (330) 628-5850

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

## COUNCIL MEETING AGENDA

June 18, 2024

5:30 p.m.

1. Moment of Reflection – Mr. McDowall
2. Pledge to the flag
3. Roll Call
4. Approval of the Agenda
5. Swearing In Full-Time Fire/Medic Michael Carson
6. Short Recess
7. Minutes from the June 5, 2024, Council meeting presented for changes, corrections, and adoption
8. Comments from the Audience on the pending legislation
9. Committee Reports
10. Old Business – **Second Reading**

**Resolution 2024-37** – Mr. Tonsic – Streets Committee

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGINEERING SERVICES AGREEMENT WITH GPD GROUP FOR DESIGN OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF SOUTH CLEVELAND AVENUE AND ALBRECHT AVENUE, AND DECLARING AN EMERGENCY.

**Ordinance 2024-38** – Ms. Miller – Planning Committee

AN ORDINANCE REZONING THE REAL PROPERTY LOCATED AT 286 NORTH CLEVELAND AVENUE FROM A C-1 ZONING DISTRICT DESIGNATION TO AN R-1 ZONING DISTRICT DESIGNATION.

**Resolution 2024-39** – Mr. Yoho – Safety Committee

A RESOLUTION APPROVING AND ADOPTING THE SUMMIT COUNTY 9-1-1 PLAN, AND DECLARING AN EMERGENCY.

**Resolution 2024-40** – Mr. McDowall – Parks Committee

A RESOLUTION AUTHORIZING THE MAYOR TO SALVAGE THE EXISTING PLAYGROUND EQUIPMENT AT LIONS PARK, AND DECLARING AN EMERGENCY.

11. New Business –

**Resolution 2024-41 – Mr. Tonsic – Streets Committee**

A RESOLUTION ACCEPTING THE BID AND AUTHORIZING THE MAYOR AND CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CEMENTECH, INCORPORATED FOR SUPPLYING LABOR AND MATERIALS FOR THE HERBERT STREET EXTENSION AND MEADOWRIDGE ROAD CONSTRUCTION PROJECT WITHIN THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

**Resolution 2024-42 – Mr. Yoho – Safety Committee**

A RESOLUTION APPROVING AND ADOPTING THE SUMMIT COUNTY HAZARD MITIGATION PLAN, AND DECLARING AN EMERGENCY.

**Resolution 2024-43 – Ms. Van Dike – Finance Committee**

A RESOLUTION AUTHORIZING AND ESTABLISHING THE HERBERT STREET & MEADOWRIDGE OPWC FUND, AND DECLARING AN EMERGENCY.

**Resolution 2024-44 – Ms. Van Dike – Finance Committee**

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE FIRE FUND AND THE RETIREMENT RESERVE FUND, AND DECLARING AN EMERGENCY.

**Ordinance 2024-45 – 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.

12. Comments

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

13. Adjournment

## COUNCIL MEETING

June 5, 2024

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

Mr. 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.

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

Others Present: Mayor Rick, Council Clerk Rachel Osborne, Clerk-Treasurer Scott Varney, Assistant Law Director Natalie Rothenbuecher, and Village Engineer Matthew Glass.

Mr. McDowall made a motion to nominate Ms. Van Dike as President Pro-Temp, a second was made by Ms. Miller.

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

Motion by Ms. Van Dike second by Ms. Miller adopt the minutes from the May 15, 2024, Council meeting. Vote. Unanimous ayes. Motion carried.

COMMENTS FROM THE AUDIENCE ON PENDING LEGISLATION – Carl Housley, 67 First Avenue, stated he is in favor of Resolution 2024-37. Housley stated he has some concerns about it though. Housley stated his first concern is the Village spending money for a study that may not go anywhere if the council is not interested. Housley's second concern is how the study collects its data regarding the direction, timing, and duration of the signals of the northbound traffic and whether it will work. Housley is in favor if it's done correctly.

### COMMITTEE REPORTS –

UTILITIES – Mr. Bauer was not present.

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 reported she has one piece of legislation to read. A fence permit was approved for 3804 Mogadore Road at the June 3<sup>rd</sup> P&Z Meeting.

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

STREETS – Mr. Tonsic was not present.

OLD BUSINESS – None.

### NEW BUSINESS – FIRST READING

Ms. Van Dike presented Resolution 2024-37 sponsored by Streets Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGINEERING SERVICES AGREEMENT WITH GPD GROUP FOR DESIGN OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF SOUTH CLEVELAND AVENUE AND ALBRECHT AVENUE, AND DECLARING AN EMERGENCY.

Ms. Miller presented Ordinance 2024-38 sponsored by Planning Committee as follows:

AN ORDINANCE REZONING THE REAL PROPERTY LOCATED AT 286 NORTH CLEVELAND AVENUE FROM A C-1 ZONING DISTRICT DESIGNATION TO AN R-1 ZONING DISTRICT DESIGNATION.

Mr. Yoho presented Resolution 2024-39 sponsored by Safety Committee as follows:

A RESOLUTION APPROVING AND ADOPTING THE SUMMIT COUNTY 9-1-1 PLAN, AND DECLARING AN EMERGENCY.

Mr. McDowall presented Resolution 2024-40 sponsored by Parks Committee as follows:

A RESOLUTION AUTHORIZING THE MAYOR TO SALVAGE THE EXISTING PLAYGROUND EQUIPMENT AT LIONS PARK, AND DECLARING AN EMERGENCY.

COMMENTS from the Public: Carl Housley, 67 First Avenue, thanked Mayor Rick for answering his EMS billing inquiries made at the previous meeting.

Jon Mencer, 242 S Cleveland Avenue, asked why an audience member or the council can't mention if they have a family member/council member who is ill during the moment of reflection at the beginning of the meeting.

Mayor Rick stated it depends on the person and the privacy of the situation.

COMMENTS from Council: No Comments.

COMMENTS from the Assistant Law Director: No Comments.

COMMENTS from the Village Engineer: Matt Glass stated that the traffic light study was already completed at Albrecht months ago and the Village was awarded the grant. The legislation tonight is to fund the design of the traffic light, which the grant does not cover.

Mayor Rick stated he has spoken to individual council members regarding the traffic light and the majority are in favor of it.

COMMENTS from the Clerk-Treasurer: No Comments.

COMMENTS from the Mayor: The second council meeting for June will be held on Tuesday, June 18<sup>th</sup>, and the first council meeting in July will be held on Tuesday, July 2<sup>nd</sup> in observance of Juneteenth and Independence Day.

Meeting adjourned at 5:45 p.m.

Attest:

\_\_\_\_\_  
Mayor Date

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

First Reading: June 5, 2024

RECORD OF ORDINANCES

Resolution No. 2024-37

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

SPONSOR: STREETS COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENGINEERING SERVICES AGREEMENT WITH GPD GROUP FOR DESIGN OF A NEW TRAFFIC SIGNAL AT THE INTERSECTION OF SOUTH CLEVELAND AVENUE AND ALBRECHT AVENUE, AND DECLARING AN EMERGENCY.

WHEREAS, Section 14.03 of the Village's Charter provides the Village may enter into agreements for services upon the authorization of this Council; and

WHEREAS, GPD Group ("GPD"), who serves as the Village Engineer, submitted a proposal to the Village to provide engineering services for the new traffic signal design at the intersection of South Cleveland Avenue and Albrecht Avenue, in an amount not to exceed \$52,925.00; 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 authorize the Mayor to enter into an engineering services agreement with GPD for the design of a new traffic signal design at the intersection of South Cleveland Avenue and Albrecht Avenue for the amount of \$52,925.00.

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

SECTION 1: The Mayor is hereby authorized to enter into an engineering services agreement with GPD to provide engineering services for the design of a new traffic signal at the intersection of South Cleveland Avenue and Albrecht Avenue, in an amount not to exceed \$52,925.00.

SECTION 2: The Mayor and the Clerk-Treasurer are authorized and directed to sign and/or enter into any other documents necessary to effectuate the provisions of this Resolution.

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 beginning the design engineering work to ensure timely installation of the new traffic signal, 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

First Reading: June 5, 2024

Ordinance No. 2024-38

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

SPONSOR: PLANNING COMMITTEE

AN ORDINANCE REZONING THE REAL PROPERTY LOCATED AT 286 NORTH CLEVELAND AVENUE FROM A C-1 ZONING DISTRICT DESIGNATION TO AN R-1 ZONING DISTRICT DESIGNATION.

WHEREAS, Section 152.133 of the Village's Codified Ordinances provides this Council the authority to modify the number, shape or area of the districts established by the Codified Ordinances and set forth on the Village's zoning map, including amending said zoning map, provided that the Village complies with the procedural requirements contained therein; and

WHEREAS, the owners of the real property located at 286 North Cleveland Avenue, Mogadore, OH 44260, consisting of approximately 2.50 acres and identified in the Summit County Records as Parcel No. 5501692 (the "Property") previously filed an application with the Clerk-Treasurer to rezone the Property from a C-1 zoning district designation to an R-1 zoning district designation; and

WHEREAS, following proper notice, this Council and the Village's Planning Commission held a joint hearing on the application for the rezoning of the Property from a C-1 zoning district designation to an R-1 zoning district designation on May 29, 2024, pursuant to Section 152.133 of the Village's Codified Ordinances; and

WHEREAS, on May 29, 2024, the Village's Planning Commission voted unanimously to recommend the rezoning of the Property from a C-1 zoning district designation to an R-1 zoning district designation; 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 rezone the Property from a C-1 zoning district designation to an R-1 zoning district as set forth herein, and to amend the Village's zoning map accordingly.

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

SECTION 1: Pursuant to Section 152.133 of the Village's Codified Ordinances, this Council hereby rezones the Property from a C-1 zoning district designation to an R-1 zoning district.

SECTION 2: The Village's zoning map is hereby amended to reflect the Property as part of the Village's R-1 zoning district designation.

SECTION 3: 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.





RECORD OF ORDINANCES

First Reading: June 5, 2024

Resolution No. 2024-39

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

SPONSOR: SAFETY COMMITTEE

A RESOLUTION APPROVING AND ADOPTING THE SUMMIT COUNTY 9-1-1 PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, Section 128.06 of the Ohio Revised Code establishes that every county shall maintain a county 9-1-1 Program Review Committee and that committee shall maintain and approve a plan for implementing and operating the county 9-1-1 system (the "Plan"); and

WHEREAS, the Plan identifies each of the Public Safety Answering Points ("PSAPs") in the County, indicates how they operate, the expense of operation and establishes processes for expending funds that the County receives from the State of Ohio 9-1-1 Government Assistance Fund; and

WHEREAS, 128.08 of the Ohio Revised Code requires that the final plan shall be adopted by the legislative authorities of municipal corporations and townships that contain at least sixty per cent of the county's population; and

WHEREAS, the Plan was updated in coordination with representatives from each PSAP located in Summit County; and

WHEREAS, the updated Plan was subsequently approved by the Summit County 9-1-1 Program Review Committee on March 27, 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 approve and adopt the aforementioned 9-1-1 Plan.

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

SECTION 1: The 2024 Summit County 9-1-1 Plan (the "Plan"), a copy of which is attached hereto as Exhibit A and incorporated fully herein, is hereby approved and adopted by this Council.

SECTION 2: 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 3: 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 approving the Plan in conformity with the Ohio Revised Code, 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

Resolution No. 2024-40

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

SPONSOR: PARKS COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO SALVAGE THE EXISTING PLAYGROUND EQUIPMENT AT LIONS PARK, AND DECLARING AN EMERGENCY.

WHEREAS, Section 3.10(F) of the Charter of the Village of Mogadore provides this Council the power to determine the method, manner, consideration and procedure for the sale or disposal of real and personal property on behalf of the Village; and

WHEREAS, Section 721.15(C) of the Ohio Revised Code empowers this Council with the authority to determine that personal property of the Village is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, and to further determine that the personal property may be discarded or salvaged; and

WHEREAS, the Village is purchasing new playground equipment to replace the existing playground equipment at Lions Park; and

WHEREAS, this Council hereby determines that the existing playground equipment is no longer needed for public use, is obsolete, unfit for the use for which it was acquired, and has no value; and

WHEREAS, this Council further finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to authorize the Mayor and Fire Chief to salvage the aforementioned playground equipment on behalf of the Village.

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

SECTION 1: The Mayor is hereby authorized to salvage the existing playground equipment at Lions Park as the same is obsolete, unfit for the use for which it was acquired, and has no value.

SECTION 2: 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 3: 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 salvaging the aforementioned playground equipment that no longer provides any benefit for the Village, 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

Resolution No. 2024-41

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

SPONSOR: STREETS COMMITTEE

A RESOLUTION ACCEPTING THE BID AND AUTHORIZING THE MAYOR AND CLERK-TREASURER TO ENTER INTO A CONTRACT WITH CEMENTECH, INCORPORATED FOR SUPPLYING LABOR AND MATERIALS FOR THE HERBERT STREET EXTENSION AND MEADOWRIDGE ROAD CONSTRUCTION PROJECT WITHIN THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

WHEREAS, Section 14.03 of the Village's Charter provides that all purchases exceeding one-half (1/2) of the statutory threshold of \$75,000.00 shall be undertaken by advertising for and accepting sealed bids; and

WHEREAS, the Village Engineer has recommended the need for construction improvements to Herbert Street Extension and Meadowridge Road (the "Project"); and

WHEREAS, the Village Engineer prepared plans and specifications for the Project, which are on file in the Office of the Clerk-Treasurer, and estimated that the cost for the Project will exceed the threshold set forth in Section 14.03 of the Village's Charter and therefore will require competitive bidding; and

WHEREAS, pursuant to Resolution No. 2024-35, this Council authorized and directed the Clerk-Treasurer to advertise for bids for labor and materials for the 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 accept the aforementioned bid and to authorize the Mayor and Clerk-Treasurer to enter into a contract with Cementech, Incorporated to supply labor and materials necessary for the Project in an amount not to exceed \$1,469,153.40.

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

SECTION 1: The Mayor and Clerk-Treasurer are hereby authorized to enter into a contract with Cementech, Incorporated to supply the labor and materials necessary for the Project in an amount not to exceed \$1,469,153.40.

SECTION 2: The Clerk-Treasurer is authorized to refund all bonds or certified checks to the successful and unsuccessful bidders upon execution of the aforementioned contract.

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.



RECORD OF ORDINANCES

Resolution No. 2024-42

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

SPONSOR: SAFETY COMMITTEE

A RESOLUTION APPROVING AND ADOPTING THE SUMMIT COUNTY HAZARD MITIGATION PLAN, AND DECLARING AN EMERGENCY.

WHEREAS, the Federal Emergency Management Agency (“FEMA”) has established rules and regulates under the United States Code of Federal Regulations, Title 44, Section 201.6, as authorized by the Disaster Mitigation Act of 2000, requiring local governments to have a hazard mitigation plan (the “Plan”) approved pursuant to the aforementioned section in order to receive Hazard Mitigation Grant Program grants; and

WHEREAS, the Plan provides a guide for decisionmakers to help reduce risks from natural hazards and serves as a basis for the State of Ohio to provide technical and funding assistance; and

WHEREAS, the Summit County Emergency Management Agency (“SCEMA”) is responsible for updating the Plan every five years, and has updated the same; and

WHEREAS, the Plan was updated in coordination with local planning agencies, police and fire chiefs throughout Summit County; and

WHEREAS, the updated Plan was subsequently approved by the Ohio Emergency Management Agency (“OEMA”) and FEMA; and

WHEREAS, the updated Plan was adopted by the Summit County Council on March 18, 2024 and now requires the adoption of the same by each of the municipalities in the County; 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 approve and adopt the aforementioned Plan.

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

SECTION 1: The 2024 Summit County Hazard Mitigation Plan is hereby approved and adopted by this Council.

SECTION 2: 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 3: 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 approving the Plan in conformity with the Code of Federal Regulations so as to timely effectuate the same, and, provided this Resolution receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect





RECORD OF ORDINANCES

Resolution No. 2024-43

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

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AUTHORIZING AND ESTABLISHING THE HERBERT STREET & MEADOWRIDGE OPWC FUND, AND DECLARING AN EMERGENCY.

WHEREAS, Section 5705.09 of the Ohio Revised Code directs the Village to establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

WHEREAS, the Village desires to authorize and establish the Herbert Street & Meadowridge Road OPWC Fund to account for grant monies received from the Ohio Public Works Commission that will be used for the reconstruction of Herbert Street & Meadowridge Road; 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 and establish the Herbert Street & Meadowridge Road OPWC Fund for the reasons set forth above.

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

SECTION 1: In accordance with Section 5705.09 of the Ohio Revised Code, the Village Council hereby directs the Clerk-Treasurer to establish the Herbert Street & Meadowridge Road OPWC Fund so as to allow for the accounting of money from the Ohio Public Works Commission.

SECTION 2: All monies collected from the Ohio Public Works Commission shall be placed in the Herbert Street & Meadowridge OPWC Fund, which shall be used solely for the reconstruction of Herbert Street & Meadowridge Road.

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 authorizing the establishment of the aforementioned fund so that the aforementioned grant funds may be received and spent by the Village as expeditiously as possible, 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

Resolution No. 2024-43

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

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

Attest:

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

RECORD OF ORDINANCES

Resolution No. 2024-44

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

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE FIRE FUND AND THE RETIREMENT RESERVE 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 Fire Fund and the Retirement Reserve Fund for operating purposes; 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 Fire Fund and the Retirement Reserve 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 Fire Fund and the Retirement Reserve Fund for operating purposes, as follows:

From: General Fund	\$490,000.00
To: Fire Fund	\$400,000.00
Retirement Reserve Fund	\$ 90,000.00

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. 2024-45

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:

<u>WATER/SEWER MAIN CONSTRUCTION FUND</u>	
Other	\$300,000.00
<u>HERBERT STREET &amp; MEADOWRIDGE ROAD OPWC FUND</u>	
Other	\$300,000.00

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. 2024-45  
 2024 ANNUAL APPROPRIATIONS ORDINANCE  
 Amendment #5

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	\$695,189.00	\$835,576.00
Mayor's Court	Personal Service	\$10,792.00	
	Other	\$8,650.00	\$19,442.00
Police Law Enforcement	Personal Service	\$1,065,599.00	
	Other	\$533,751.00	\$1,599,350.00
Service (Land and Buildings) Personal Service	Personal Service	\$0.00	
	Other	\$116,900.00	\$116,900.00
	Transfers Out		\$2,372,000.00
<b>TOTAL GENERAL FUND APPROPRIATIONS</b>			<b>\$4,943,268.00</b>
<u>FIRE EMS FUND</u>			
	Personal Service	\$0.00	
	Other	\$37,500.00	\$37,500.00
<u>FIRE FUND</u>			
	Personal Service	\$497,778.00	
	Other	\$437,050.00	\$934,828.00
<u>SAFETY GRANT</u>			
	Personal Service	\$319,956.00	
	Other	\$90,000.00	\$409,956.00
<u>POLICE TASER GRANT FUND</u>			
	Personal Service	\$0.00	
	Other	\$14,824.45	\$14,824.45
<u>COPS GRANT FUND</u>			
	Personal Service	\$68,000.00	
	Other	\$12,000.00	\$80,000.00
<u>CEMETERY FUND</u>			
	Personal Service	\$12,145.00	
	Other	\$127,800.00	\$139,945.00
<u>STREETS CONSTRUCTION/MAINTENANCE</u>			
	Personal Service	\$321,540.00	
	Other	\$741,840.00	\$1,063,380.00
<u>STATE HIGHWAY</u>			
	Personal Service	\$0.00	
	Other	\$10,550.00	\$10,550.00
<u>PARKS &amp; RECREATION</u>			
	Personal Service	\$98,128.00	
	Other	\$470,600.00	\$568,728.00
<u>COURT COMPUTERIZATION FUND</u>			
	Personal Service	\$0.00	
	Other	\$3,000.00	\$3,000.00
<u>COVID AID FISCAL RECOVERY</u>			
	Personal Service	\$0.00	
	Other	\$25,750.00	\$25,750.00
<u>WATER/SEWER MAIN PROJECT</u>			
	Personal Service	\$0.00	
	Other	\$1,452,000.00	\$1,452,000.00
<u>HERBERT &amp; MEADOWRIDGE OPWC</u>			
	Personal Service	\$0.00	
	Other	\$300,000.00	\$300,000.00
<u>FIRE EQUIPMENT RESERVE</u>			
	Personal Service	\$0.00	
	Other	\$245,280.00	\$245,280.00
<u>POLICE PENSION FUND</u>			
	Personal Service	\$0.00	
	Other	\$50,000.00	\$50,000.00
<u>DEBT SERVICE FUND</u>			
	Personal Service	\$0.00	
	Other	\$66,000.00	\$66,000.00
<b>GRAND TOTAL ALL APPROPRIATIONS FOR 2024</b>			<b>\$10,345,009.45</b>