

Regular Council

April 10, 2008

1 Presiding Officer, Mayor Donald Kuchta called the April 10 regular meeting of Macedonia City
2 Council to order at 7:30pm.

3
4 **Present:** Council members' Shane Barker, David Engle, Nicholas Molnar, Peggy Spraggins
5 and Janet Tulley; Law Director Joseph W. Diemert, Jr., and Council Clerk
6 Josephine Arceci

7
8 **Absent:** Council member Kenneth Martin

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10 **PLEDGE OF ALLEGIANCE** led by Council President Dave Engle was followed by an invocation
11 led by Councilor Jan Tulley in which she asked for a moment of silence in the memory of resident
12 and former Macedonia firefighter Bill Varnes who died this week.

13
14 **MINUTES** Mr. Engle moved, Mr. Barker seconded, to approve the minutes of the February
15 14, 2008 meeting with the following amendment: That the minutes reflect that Exhibit A of
16 Ordinance No. 10-2008 is the 2008 Council Committee Assignments, and that the 2008 Council
17 Committee Assignments also be an attachment to the February 14 minutes.

18
19 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
20 Nays: None
21 The motion carried

22
23 **PROCLAMATION** The Mayor proclaimed April 25, 2008 Arbor Day in the City of
24 Macedonia. The mayor mentioned the City received a letter from United States Senator Sherrod
25 Brown in which Senator Brown congratulated Macedonia for being one of 3200 communities in
26 the United States to receive Tree City Recognition from the National Arbor Day Foundation. In
27 recognition of this year's Arbor Day the mayor stated that a tree will be planted in Memorial Park.

28
29 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**

30 **ORD. NO. 20 -2008**

31 AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
32 CONTRACT WITH MONTROSE FORD FOR THE PURCHASE FOUR (4) POLICE
33 VEHICLES FOR USE BY THE MACEDONIA POLICE DEPARTMENT AT PRICES LOWER
34 THAN OR EQUAL TO THE STATE PURCHASING PROGRAM was **offered** by Mr. Barker of
35 its **third reading by title only**. Second not required.

36
37 Mr. Barker moved, Mr. Engle seconded, to **amend Ordinance No. 20-2008** to read as follows:
38 "...for the purchase of ~~four (4)~~ two (2) police vehicles....for a total cost of ~~Eighty-Five Thousand~~
39 ~~Three Hundred Forty Eight Dollars (\$85,348.00)~~ Forty-Two Thousand Six Hundred Seventy-Four
40 Dollars (\$42,674.00)..."

41
42 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
43 Nays: None
44 The motion carried.

45
46 Mr. Barker moved, Mrs. Tulley seconded, to **adopt ORD. NO. 20-2008, as amended** and post
47 same according to law.

48
49 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
50 Nays: None
51 The motion carried. **ORD. NO. 20-2008, adopted, as amended.**

52
53 Mrs. Spraggins moved, Mr. Engle seconded, for **RES. NO. 26-2008:** A RESOLUTION
54 DECLARING IT NECESSARY TO REPLACE ALL OF EXISTING 0.8 MILL TAX LEVY
55 AND INCREASING THAT LEVY BY 0.2 MILL TO CONSTITUTE A TAX FOR THE
56 PURPOSE OF FIRE PROTECTION SERVICES AND PAYMENT OF PERMANENT, FULL-
57 TIME FIREMEN AT A RATE NOT EXCEEDING 1.0 MILL PURSUANT TO OHIO REVISE
58 CODE SECTIONS 5705.19, 5705.191, AND 5705.192 AND REQUESTING THE SUMMIT
59 COUNTY FISCAL OFFICER TO CERTIFY TOTAL CURRENT TAX VALUATION OF CITY
60 & DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT LEVY,
61 AND DECLARING AN EMERGENCY **to remain at its second reading.** (*Resolution No. 26-*
62 *2008 was reconsidered later in the meeting. See minutes within this document relevant to the*
63 *Fire Levy Public Forum portion of this meeting*)
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ORD. NO. 30-2008

AN EMERGENCY ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$250,000 NOTES, IN ANTICIPATION OF IMPROVING SIOUX LANE AND CERTAIN OTHER DESIGNATED STREETS BETWEEN CERTAIN TERMINI BY GRADING, RESURFACING AND OTHERWISE IMPROVING THE SAME AND DECLARING AN EMERGENCY was **offered** by Mrs. Spraggins and moved Council to waive the requirement that it be read by title on three different days, instructing the Clerk to read it by **title only for all three readings**. Second by Mr. Molnar.

Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
Nays: None
The motion carried

~~FISCAL OFFICER'S CERTIFICATE PREVIOUSLY PRESENTED TO COUNCIL~~

Mrs. Tulley moved, Mr. Engle seconded, to **adopt ORD. NO. 30-2008**, and post same according to law.

Roll call: Ayes: Barker, Engle, Martin, Molnar, Spraggins, Tulley
Nays: None
The motion carried. **ORD. NO. 30-2008, adopted**

RES. NO. 31-2008

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO IMPLEMENT FIRST QUARTER TRANSFERS BETWEEN CERTAIN FUNDS was **offered** by Mrs. Spraggins and moved Council to waive the requirement that it be read by title on three different days, instructing the Clerk to read it by **title only for all three readings**. Second by Mrs. Tulley.

Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
Nays: None
The motion carried

Mrs. Spraggins moved, Mrs. Tulley seconded, to **adopt RES. NO. 31-2008**, and post same according to law.

Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
Nays: None
The motion carried. **RES. NO. 31-2008, adopted**

RES. NO. 32 -2008

A RESOLUTION ACKNOWLEDGING THE MAYOR'S APPOINTMENT OF DIANA L. JOHNSON AS THE ADMINISTRATIVE EXECUTIVE ASSISTANT TO THE MAYOR AND ESTABLISHING CERTAIN STARTING BENEFIT LEVELS was **offered** by Mrs. Tulley for its **first reading by title only**. Second not required.

MOTIONS OR OTHER LEGISLATIVE ACTIONS: None

CORRESPONDENCE: ~~Letter of appreciation from Ashtabula Clerk of Council LaVette Hennigan to Macedonia Clerk of Courts Mary Ellen Foster with regards to the assistance Ms. Foster provided to a German exchange student who served as a nanny and for whom Ms. Hennigan was responsible.

PUBLIC COMMENTS: Richfield resident and Republican Bill Roemer, announced his candidacy to the position of Summit County Council, District 1. Mr. Roemer expounded on his credentials as well informed the public that his family's 90 acre, 77-year old Richfield farm was placed in a conservancy district to retain its history and natural beauty.

With regards to another matter, an unidentified elderly female who stated she was a 40-year resident of Macedonia asked Council to pass an ordinance prohibiting cats. The reason the woman stated is the nuisance her 35-year old neighbor's cats are causing to her home and yard. The woman complained that her neighbor permits his cats to roam her property including entering her garage and residence. The woman said she not only fears for her health because she is highly allergic to cats, but the cats have caused substantial damage to her property. The woman said that when she confronts the neighbor on this issue he is rude and remains aloof.

Councilor Barker asked the woman if the neighbor enters her property without her permission and if so has she called the police to which she answered yes to both questions.

Mayor Kuchta asked Chief Golden to look into this matter.

Law Director Diemert suggested to the woman that if she has evidence of damage that she file a

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133 claim in Cuyahoga Falls Small Claims Court. Mr. Diemert explained that she does not need a
134 lawyer to do this. She can file the claim on her own behalf. Macedonia's ordinances do not
135 prohibit cats, nor do they require cats on leashes like dogs so the best course of action he told her
136 is small claims court because people are still responsible for their pets.

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138 **MAYOR'S REPORT:** Attached. See end of this document

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140 **COMMITTEE REPORTS** None.

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DEPARTMENT REPORTS

Service Department Mr. Crevar thanked Cub Scout Pack 882, Den #6 of Sagamore Hills for performing litter pick-up at Longwood Park. Mr. Crevar mentioned that detours relative to Macedonia's numerous road projects can be viewed on the City's web page. Mr. Crevar asked motorists to be more cautious while driving through work zones as well as to remain mindful of children riding their bicycles now that spring has arrived. Mr. Crevar mentioned that brush drop off is available at 9000 Valley View Road, Monday through Friday from 6:30am to 5pm. The Summit Waste Management Authority he reported has reopened their Household Hazardous Waste Recycling Center for the season. Their days and hours of operation are also on Macedonia's website. In addition to Happy Arbor Day, Mr. Crevar wished everyone Happy Earth Day on April 22. Regarding Arbor Day and earth quality Mr. Crevar mentioned that trees provide an economic benefit to communities by increasing property values, reducing energy costs and absorbing storm water runoff. Trees also filter air pollutants and improve the quality of water. It has also been proven Mr. Crevar stated that communities with healthy urban forests have reduced crime rates and improved insurance rates. Mr. Crevar reported that April 21 through the 25 are free shedding days for Summit County businesses. Documents must be delivered to Neoshred, Tallmadge Road, Akron between the hours of 9am-3pm. April is appliance recycling round-up month in Summit County. Appliances can be left at City Scrap and Salvage in Akron or a pick-up can be arranged by calling 1-800-Got- Junk. Lastly, Mr. Crevar reported that service crews have started road culvert replacement on N. Bedford Road in preparation of the paving that will run the length from SR82 north to the City's corporate line.

Building Department Mr. Tufts' was present. Report attached to end of this document.

Recreation Department Ms. Gmerek reported that summer program brochures were distributed as inserts in the April 2nd edition of the NewsLeader. Ms. Gmerek explained the various programs offered and registration times for each.

Finance Department Mr. Brunot reported that the 2007 audit has begun, that it is in control and review phase and that at this point it is ahead of schedule. A mid audit conference has tentatively been scheduled for April 30 at 6pm he added.

Fire Department Chief Black reported that the latter truck #4919 in back in service.

Police Department Chief Golden reminded motorist to be vigilant while driving through Macedonia's numerous construction zones. The chief suggested motorists plan for construction delays and to avoid these delays to seek alternate routes.

Law Department Mr. Diemert had no report.

Unfinished business None

New business: None.

Recess At 8:20pm Council recessed for ten minutes returning to its regular meeting at 8:30pm

Fire Levy Public Forum

As a prelude to the public forum Chief Black thanked Council for providing the opportunity for the public to comment. The chief explained that the 5-year fire renewal levy was first approved by Macedonia voters in 1978. Last fall was the first time in the levy's 30-year history that voters did not approved it. The levy failed by 135 votes. There were several theories why the levy failed he stated. Many thought voters were overwhelmed by the numerous ballot issues. Others thought because the issue was located on the back side of the ballot it was mistakenly overlooked. And still other thought it was because for the first time voters were asked to replace, not renew the levy which would have cost them more. The chief said the marginal difference in the financial commitment may have very well been the reason why in the levy's 30-year history it failed. The chief explained that the fire levy only pays for full-time firefighters. As a renewal it generates \$5.37 per year on \$100,000 of market valuation. It costs home and business owners fewer than 45 cents per month, or 1/2 of 1% of their property tax. The chief explained that the City receives only 8.3% of a property owner's real estate tax or a little over 8¢ of every tax dollar. The Nordonia Hills City School system receives 63.5% and Summit County receives 24%. Chief Black showed a graph illustrating that Macedonia only receives annually \$126 of the \$1519 in property tax paid on \$100,000 valuation. Summit County receives \$369 and the library \$58. The amount the Macedonia fire department receives out of the \$126 was too insignificant to be illustrated on the graph the chief added. The proposed replacement levy would generate more revenue he added. The increase of .2 additional mills would cost \$30.63 per year on \$100,000 of market valuation or \$2.55 per month, increasing Macedonia's share of tax dollars from \$126 to just under \$157. The chief explained that while call volume has increased by 22% over the last nine years manpower

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210 has not. The department has the same number of firefighters it had in 1999. The chief stated that
211 presently four firefighters are assigned per shift. At times it possible to only schedule three he
212 stated. The chief stated that due to staffing issues the department can presently only handle one
213 call at a time. As a result mutual aide has increased by 55%. Unfortunately, the chief stated the
214 number of calls per shift can not be anticipated. No calls are scheduled; they are all 911
215 emergencies Ohio OSHA laws also require two men in, two men out. This means the chief
216 explained that if only three firefighters appear on fire scene no one can enter the burning structure
217 because two men could not enter without two men remaining outside the structure. The proposed
218 replacement levy would be used to increase services. The plan the chief explained is that 5
219 firefighters would be added to each shift so that two calls can be made before mutual aide is
220 required. This will result in quicker response time because mutual aide will not need to be called
221 upon. Staffing for education would also be re-instituted he added.

222
223 Mike Kronjak of N. Bedford Road said he would prefer Council increase the income tax with
224 specific earmark towards fire personnel. In his opinion property tax is already too high and an
225 income tax would generate more revenue.

226
227 Councilor Barker told Mr. Kronjak his suggestion has merit. Many communities Mr. Barker
228 stated specifically designate a portion of their income tax dollars to safety. Council has not had
229 the time or opportunity to examine that possibility he said. Councils' concentration has been
230 centered on the specifics of this levy given the timeliness of the filing deadline he stated

231
232 Doris Robertson, owner of the Robertson Farm and owner of a senior citizen independent living
233 facility applauded the fire department's response time and expertise. No one knows the quality of
234 Macedonia's department until they are need she stated. The fire department must be allowed to
235 continue to grow in order to meet the demands of Macedonia's growing community as well as its
236 aging population she stated. The cost of protecting one's property and oneself is conservative to
237 other costs Mrs. Robertson stated.

238
239 Chuck Loparo of Bradford Lane feels the poor economy is the reason the levy failed last
240 November. Many residents have lost their jobs and now fear losing their homes he stated. Mr.
241 Loparo asked Mr. Brunot how much three additional firefighters would cost the City to which Mr.
242 Brunot answered from \$275,000 to \$300,000 a year. Mr. Loparo suggested that the cost of
243 ambulance runs be reallocated from the General Fund to the fire department. Use this revenue to
244 offset the cost difference between a renewal versus a replacement levy he stated.

245
246 Councilor Barker asked Chief Black if Macedonia pays for mutual aide to which the chief
247 answered that the City does not. But all emergency calls are billed and billing practices amongst
248 the communities are mirrored which cancels out the revenue he stated. Macedonia practices what
249 the chief described as soft billing. This means he explained that residents are not expected to pay
250 the amount not paid by their insurance provider. Non residents however are. Those without
251 insurance are not billed at all. Regarding Boston Heights, the chief stated that Macedonia is
252 totally responsible for the Village's emergency calls because the Village only provides fire
253 coverage to its residents. The Village's new contract is currently being negotiated and fees for
254 EMS billing in general were recently increased the chief added.

255
256 Councilor Spraggins asked Finance Director Brunot if General Fund revenue generated from EMS
257 fees support the operation of the fire department to which Mr. Brunot answered that they do. Mr.
258 Brunot explained that all fees are placed in the general pot of money to support all General Fund
259 programs. Revenue from each department is tracked within the General Fund but its important to
260 realize Mr. Brunot stated that the fire department can not sustain on just the revenue it generates
261 from Boston Heights, EMS billing or property taxes. The fire department needs \$1.7M from the
262 General Fund to support its operations (Fire Prevention and Inspections).

263
264 Barb Dlugos of Valley View Road couldn't speak highly enough of the fire department and
265 questioned how anyone who has property or values their safety and that of their loved ones would
266 not support the levy. Mrs. Dlugos relayed several personal incidences in which the lives of several
267 of her family members were saved by the quick and expert response of Macedonia's EMS
268 providers.. Had there not been a squad to answer their needs Mrs. Dlugos' added, their lives
269 would be devastated today. Mrs. Dlugos asked Council not to wait until November but to call a
270 special election for the much needed replacement levy.

271
272 Resident Ed Mrak, Sr. and retired member of fire department stated he felt qualified to speak on
273 behalf of the department because he served on it for 24-years, that within a week his son Ed Jr.,
274 will be celebrating 30- years of fire service to Macedonia and that Ed Jr.'s son David, a Fire
275 Explorer just completed 240-hour fire training. Mr. Mrak added that not only does his family have
276 many dedicated years of fire history but that he is considered the unofficial historian of the fire
277 department. Mr. Mrak said he founded the Macedonia Firefighter Association in 1978 the same
278 year Issue 8 and 9 passed. Issue 8 was for fire equipment; a pumper truck and ambulance and

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279 Issue 9 was to hire 2 full-time firefighters. Back then Mr. Mrak stated the department had only
280 one full-time firefighter, Fire Chief Carl Stewart who was appointed years earlier in 1969. In
281 1978 the levy was advertised to cost \$2 per month for a home valued at \$50,000. The value of
282 homes has increased Mr. Mrak stated but the proposed cost \$2.55 per month for a replacement
283 levy is not too far than what was asked for 30-years ago he said. Mr. Mrak was shocked he said
284 that the fire levy failed last November. Mr. Mrak said he certainly understands and laments
285 himself about the higher cost of living but few things are more important than personal safety, the
286 safety of loved ones and the safeguard of one's home or business he said. No expectation is as
287 high he said as when the fire department is called. Property owners expect no less than the quick
288 response of fully trained personnel with state of the art equipment. The Macedonia Fire
289 Department has a fine reputation and Macedonians have come to expect no less than the best he
290 stated. Chief Black and his department are recognized throughout the state as a first class outfit he
291 stated. Property owners must recognize that firefighting and medical response is more
292 sophisticated than they were years ago. The functions of the department are more regulated. In
293 fact, he added, many of the functions are state mandated. The end result Mr. Mrak stated is that
294 more revenue is needed. He encouraged Council to place a replacement levy on the ballot at a
295 special election. He encouraged Macedonia voters to support the levy. Doing so he added will
296 give them the piece of mind that they and their property are protected 24/7.

297
298 Larry Wolf of Deepwood Drive asked Chief Black how often shifts operate with just three
299 firefighters to which the chief answered between 30%-40% of the time. Mr. Wolf encouraged
300 Macedonians to support the replacement levy to improve the manpower of the department. Mr.
301 Wolf said home and business owners face financial sacrifices daily especially in these difficult
302 economic times. Fire safety and medical emergency coverage are areas however in which
303 sacrifices should be reconsidered. People can do without many things Mr. Wolf stated. What
304 they cannot do without is fire and police protection. A home or building can be replaced, a life
305 cannot be added. Mr. Wolf mentioned the senior housing complex south of Macedonia City Center
306 is going to generate additional call volume. Has Council given that additional population much
307 thought he asked? Is Council even contemplating not placing the levy on the ballot? If that is the
308 case he stated than perhaps the City should consider a moratorium on building like other
309 communities have, particularly since it cannot be assumed that property owners will support taxing
310 themselves to provide services. Mr. Wolf encouraged Council to place the levy on August ballot
311 as a replacement and that everything possible should be done to get good, accurate and honest
312 information out to the public.

313
314 Chief Black told Mr. Wolf that consideration has been given to how call volume will increase as a
315 result of the new complex. It will be a strain on the department but revenue will be generated from
316 those calls he added.

317
318 Councilor Barker told Mr. Wolf that Council is aware of how much more additional revenue the
319 fire department needs. The question Council is grappling with is whether the levy should be a
320 renewal or replacement and when should it be placed on the ballot, at a special election in August
321 or the regular election in November. Why didn't the voters approve the levy as replacement in
322 November he asked? Perhaps the word didn't get out and the public just wasn't educated enough
323 Mr. Barker stated. Perhaps it was what the replacement would have cost property owners.
324 Council is trying to do a better job of understanding the pulse of community as well as to inform
325 tax payers. Mr. Barker feels November is the better opportunity because voter turn-out should be
326 high because of the presidential election. Mr. Barker also feels the high turn out better represents
327 the will of the majority.

328
329 Resident Paul Coppedge of Shepard Hills Blvd described a dramatic experience with regards to
330 one of his children. He relied on and never second guessed the speed, efficiency and expertise of
331 Macedonia EMS. Had EMS not been at his home as quickly as they were and had they not
332 preformed as efficiently as they had the circumstance surrounding his call could have been tragic
333 he stated. Residents expect excellence but most residents understand there is a cost to that
334 expectation he added.

335
336 Councilor Spraggins mentioned that during work session Council discussed the potential of
337 placing two separate issues on the ballot, one for a renewal levy and the other for a replacement
338 levy. The thought Mrs. Spraggins stated is the perhaps the City shouldn't put all their eggs in one
339 basket. If voters won't approve the higher mileage from a replacement levy than at least the City
340 would be guaranteed revenue from the renewal. There are not many more opportunities to place
341 the questions on the ballot she stated. And although November of this year will be the last she
342 thought it the best time because there will be greater voter turn-out as Mr. Barker had mentioned
343 and the City will not have to pay as much as it will for a special election. The economy has made
344 the public very weary even in regards to such areas as fire protection which has always received
345 favorable support she added.

346
347 Mayor Kuchta interjected that it was unthinkable that the levy would fail even as a replacement

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348 because Macedonia voters have always supported the fire department. Residents have always
349 known that quality service costs money. The fire department the mayor told Mrs. Spraggins has
350 expressed a strong desire that a special election be called and held in August and that the levy
351 remain as a replacement. The department is confident he said that the word out this time. That
352 property owners will be better informed than they were last fall as to why the replacement, not
353 renewal levy is needed. The real issue at hand the Mayor stated, is that this resolution simply asks
354 the County to provide how much revenue the requested millage will generated. The resolution
355 placing the question on the ballot will follow in the next several weeks he stated.
356

357 Mr. Brunot explained that to determine how much revenue was needed to fund three additional
358 firefighters the administration ran several different financial scenarios. The best scenario, the
359 replacement levy, will generate about \$440,000 compared to the \$105,000 generated by a renewal
360 levy. The difference between the two levies, \$335,000, is the average cost of three firefighters over
361 a five year period. The preferred levy was not random chosen he added.
362

363 Councilor Tulley interjected that her fear of waiting until the November election is that if the levy
364 fails, whether it's a replacement or renewal, there will be no revenue in 2009. And while its true
365 that placing the question on a special election in August will cost the City about \$10,000 there will
366 be another opportunity in November if in fact it fails at the special election.
367

368 Mayor Kuchta agreed with Mr. Barker that November would generate greater voter turn-out. The
369 fire department has requested however that the levy be placed on the August ballot.
370

371 Fire Lt. Brian Ripley thanked residents who showed and continue to show support to the fire
372 department and its need for additional revenue. Lt. Ripley asked supporters to spread the word
373 that fire and emergency services in Macedonia need the support of every voter.
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Reconsideration of RES NO. 26-2008

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377 Mr. Barker moved, Mrs. Tulley seconded, to **reconsider RES. NO. 26-2008**

378 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
379 Nays: None
380 The motion carried.
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383 Mr. Barker offered RES. NO. for its **third reading by title only**. Second not required.
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385 Mr. Molnar, Mr. Barker seconded, to **amend RES. NO. 26-2008, Section 1 to read "...at an**
386 **election of August 5, 2008..."**

387 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
388 Nays: None
389 The motion carried.
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391 Mr. Barker moved, Mrs. Tulley seconded, to adopt **RES. NO. 26-2008, as amended** and post
392 same according to law.
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394 Roll call: Ayes: Barker, Engle, Molnar, Spraggins, Tulley
395 Nays: None
396 The motion carried. **RES. NO. 26-2008 adopted as amended**
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399 There being no further business before Council, the meeting adjourned at 9:50pm
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MAYORS REPORT APRIL 10, 2008

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407 I HAVE BEEN TRYING TO FIND A GROCERY STORE TO FILL THE SPACE LEFT BY
408 TOPS. I HAVE CONTACTED ACME, BUEHLER'S DAVE'S, AND GFS MARKETPLACE
409 JUST TO MENTION A FEW, BUT NOTHING YET! . I WILL KEEP TRYING.
410

411 I HAVE ALSO BEEN TRYING TO RESPOND TO SUGGESTIONS BY RESIDENTS TO
412 BRING IN A FEW CHOICE RESTAURANTS TO THIS LOCATION. I HAVE BEEN IN
413 TOUCH WITH THE DARDEN GROUP WHICH IS THE OWNER OF RED LOBSTER, THE
414 OLIVE GARDEN AND BAHAMA BREEZE. I HAVE ALSO WRITTEN TRADER JOE'S
415 AND THE RED ROBIN.
416

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417 THE AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS), THE
418 METRO REGIONAL TRANSIT AUTHORITY AND THE PORTAGE AREA REGIONAL
419 TRANSPORTATION AUTHORITY (PARTA) HAVE BEEN WORKING TOGETHER TO
420 DEVELOP A COORDINATED PUBLIC TRANSIT-HUMAN SERVICES TRANSPORTATION
421 PLAN FOR SUMMIT AND PORTAGE COUNTIES, AND THE DOYLESTOWN/CHIPPEWA
422 TOWNSHIP AREA OF WAYNE COUNTY. THIS PLAN FOCUSES ON COORDINATING
423 TRANSPORTATION SERVICES PROVIDED BY PUBLIC TRANSPORTATION SYSTEMS
424 AND HUMAN SERVICES AGENCIES TO BETTER MEET THE MOBILITY NEEDS OF
425 OLDER PERSONS, PERSONS WITH DISABILITIES AND PERSONS IN LOW-INCOME
426 FAMILIES. YOU ARE INVITED TO ATTEND THE PUBLIC FORUM TO LEARN ABOUT
427 AND COMMENT ON THE DRAFT PLAN . THE DATE IS TUESDAY APRIL 15, 2008
428 FROM 2 TO 3:30 PM AT THE AKRON SUMMIT COUNTY PUBLIC LIBRARY,
429 DOWNTOWN BRANCH – 90 SOUTH HIGH STREET- AKRON, OHIO 44308. PLEASE
430 RSVP AT YOUR EARLIEST CONVENIENCE TO CHARLES NELSON AT 330-867-8087.
431 SIGN IN AND BEVERAGES WILL BE AVAILABLE AT 1:30PM. THE PUBLIC FORUM
432 WILL BEGIN AT 2pm.

433
434 NOPEC UPDATE!!
435 NOPEC IS REQUIRED BY LAW TO SEND OUT A TWO YEAR OPT-OUT NOTICE TO
436 MEMBER COMMUNITIES. IF YOU HAVE RECEIVED THIS AND HAVE ANY
437 QUESTIONS PLEASE CALL 888-848-7914.

438
439 THERE HAS BEEN SOME CONFUSION GENERATED BECAUSE THEY ARE OFFERING A
440 VARIABLE AS WELL AS A FIXED RATE FOR NOPEC CUSTOMERS. IF YOU WANT TO
441 REMAIN ON A FIXED RATE, YOU NEED TO DO NOTHING. IF YOU WANT TO SWITCH
442 TO A VARIABLE RATE (NOT ADVISED) YOU CAN DO SO BY RETURNING THE CARD
443 AND SELECT OPTION 2. IF YOU DO NOT WANT TO BE A PART OF THEIR PROGRAM,
444 JUST RETURN THE CARD AND CHOOSE OPTION 3.

445
446 WE HAVE EXPANDED OUR HOURS FOR VIEWING THE COUNCIL MEETINGS ON
447 CHANNEL 25. THE NEW TIMES ARE:
448 SUNDAY THRU SATURDAY 3AM, 7AM, 2PM, 8PM AND 11PM
449 TUESDAY, THURSDAY & SAT 10AM AND 5PM

450
451 I AM PRESENTLY WORKING WITH A CITIZEN FROM HUDSON WHO HAS FORMED A
452 COMMITTEE TO TRY AND GET A RAILROAD QUIET ZONE AT THE TWINSBURG
453 CROSSING. WE HAVE SEVERAL MAJOR STREET IMPROVEMENTS GOING ON THAT
454 WILL BE USING OUR MACEDONIA FUNDS. WE ARE TRYING TO GET A FUNDING CO-
455 OPERATIVE BETWEEN HUDSON, NORTHFIELD CENTER AND MACEDONIA FORMED.
456 THIS COOPERATIVE WOULD PAY FOR THE STUDY NEEDED FROM NORFOLK
457 SOUTHERN. WITHOUT A STUDY THERE IS NO QUIET ZONE. THE MAN'S NAME IS
458 GREG MCNEIL AND I GIVE HIM A LOT OF CREDIT FOR BEING A PERSON THAT
459 TRIES TO OFFER A SOLUTION. HIS PHONE NUMBER IS 330-351-1328.
460 YOU MAY NOTICE SOME RELIEF AS THE 82 BRIDGE GETS BUILT, AFTER WHICH WE
461 WILL BUILD THE ULTIMATE QUIET ZONE, WHICH IS A BRIDGE OVER THE TRACKS,
462 ON HIGHLAND ROAD. BOTH OF THESE JOBS WILL IMPACT RAILROAD TRAFFIC.

463
464 THE NORTHERN OHIO ITALIAN AMERICAN FOUNDATION, IN COLLABORATION
465 WITH THE BISHOP ANTHONY M. PILLA PROGRAM IN ITALIAN AMERICAN STUDIES
466 AT JOHN CARROLL UNIVERSITY HOSTED A LUNCHEON AND LECTURE ON
467 WEDNESDAY APRIL 9, 2008 AT THE INTER CONTINENTAL HOTEL. THE HONORED
468 GUEST WAS SAMUEL ANTHONY ALITO, JR, WHO IS THE ASSOCIATE JUSTICE OF
469 THE UNITED STATES SUPREME COURT.

470
471 FROM THE TIME OF HIS NOMINATION UNTIL HIS CONFIRMATION BY THE SENATE
472 ON JANUARY 31, 2006, JUSTICE ALITO SERVED AS GEORGE W. BUSH'S 1990
473 APPOINTEE TO THE U.S. COURT OF APPEALS FOR THE THIRD CIRCUIT. TODAY,
474 SAMUEL ANTHONY ALITO, JR., SERVES AS THE 110TH JUSTICE OF THE UNITED
475 STATES SUPREME COURT.

476
477 JUSTICE ALITO'S PARENTS WERE RESILIENT, FIRST-GENERATION AMERICANS
478 WHO EMBRACED SOME OF THE MOST TRANSFORMATIVE VALUES OF OUR
479 COUNTRY INCLUDING, PATRIOTISM, INDUSTRIOUSNESS, RELIGION, EDUCATION
480 AND FAMILY.

481
482 I WAS HONORED TO ATTEND THIS WONDERFUL LUNCHEON AND LECTURE. ALSO
483 IN ATTENDANCE WERE THE MAYORS OF CLEVELAND, TOLEDO AND AKRON, AND
484 JUDGES FROM SEVERAL COUNTIES, INCLUDING SUMMIT COUNTY COMMON PLEAS
485 JUDGE TOM TEODOSIO.

Regular Council

April 10, 2008

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492

I RECEIVED A LETTER FROM OUR UNITED STATES SENATER SHERROD BROWN CONGRATULATING MACEDONIA FOR RECEIVING TREE CITY RECOGNITION FROM THE NATIONAL ARBOR DAY FOUNDATION. WE ARE ONE OF 3,200 TREE CITY COMMUNITIES THROUGHOUT THE UNITED STATES.

THE MAYOR'S COURT REVENUE FOR THE MONTH OF MARCH WAS \$38,326.50.

493

MEMORANDUM

494

Building Engineering Zoning Department (330) 468-8360 Fax: (330) 468-8396

495

Pursuant to the above scheduled Council Meeting, I offer the following:

496

(' Fred Tufts, P.E., City Engineer ~

497

1. **SR 82 Widening, Phase 2:**

498

a. The relocation of the fiber optic cables continues; the east side is complete and work on the Westside is near completion.

499

b. The utility relocations are also underway.

500

c. The apparent low bid submitted by the Kenmore Construction Co. Inc. has been confirmed and the contract officially awarded by ODOT on April 3, 2008.

501

502

2. **North Bedford Road:**

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A preconstruction conference with the Kokosing Construction Co., Inc. is set for tomorrow (Friday, April 11th). At that meeting the schedule will be discussed.

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505

3. **State Route 8:**

506

The resurfacing of State Route 8 from the current Route 8 Upgrade project north the corporate line with Northfield Village by ODOT is scheduled for sale in September of 2008.

507

508

1. The Chick-Fil-A restaurant on Golden Link Boulevard has been granted the necessary permits and construction has begun.

509

510

2. The Mary Maria housing project adjacent to the Senior Living facility has commenced with tree clearing but the construction plans are not yet approved;". -001)

511

512

RECEIVED

513

514

APR 10 REC'D

CITY OF MACEDONIA
COUNCIL OFFICE

515

516