

Record of Proceedings  
Regular Council Meeting  
March 27, 2014

1 Presiding Officer, Mayor Donald Kuchta called the March 27 regular meeting of Macedonia City Council  
2 to order at 7:36pm.

3  
4 **Present:** Council members' Rita Darrow, David Engle, Sylvia Hanneken, Nicholas Molnar and  
5 Janet Tulley; Council Clerk Josephine Arceci and Assistant Law Director Thomas M.  
6 Hanculak

7 **Absent:**

8 **PLEDGE OF ALLEGIANCE** was led by Councilor Engle

9 **INVOCATION** was led by Mayor Kuchta

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11 **MINUTES** Mr. Molnar moved, Mr. Engle seconded to approve the minutes of the regular meetings of  
12 February 27 and March 13, 2014 as submitted by the clerk of council.

13  
14 Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley  
15 Nays: None  
16 The motion carried  
17

18 **FINANCIAL REPORT** Ms. Hanneken moved, Mr. Engle seconded to acknowledge receipt of  
19 Financial Report dated February 28, 2014 as submitted by the director of finance.

20  
21 Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley  
22 Nays: None  
23 The motion carried

24 **PUBLIC COMMENTS**

25 James Pyers, Senior Performance Project Manager of the Auditor of State Ohio Performance Team was  
26 present to explain what a performance audit is what it entails, what should be expected from a performance  
27 audit and the benefits of a performance audit. Mr. Pyers stated the mission of the Ohio Performance Team  
28 "Is to promote and preserve the confidences of Ohioans in their state and local governments through the  
29 development of resourceful and practical solutions designed to enhance efficiency, effectiveness, and  
30 accountability of government services, and by striving to continually improve the quality, timeliness, and  
31 usefulness of our services in order to consistently meet and exceed client expectations."

32  
33 Mayor Kuchta thanked Mr. Pyers for the brief presentation. Mayor Kuchta recommended a performance  
34 audit to determine the strengths and weaknesses of budget and general operations of the city, to learn the best  
35 use of funds, particularly in light of decreased revenue.

36  
37 Councilor Hanneken questioned Mr. Pyers whether his office has direct involvement or works in cooperation  
38 with LeanOhio and local government innovations and initiatives.

39  
40 Mr. Pyers responded that LeanOhio is a separate entity within the administrative services division and is not  
41 related to the functions of his office. In addition to LeanOhio there is another department Mr. Pyers stated  
42 known as Leap Funds which Mr. Pyers explained is a program that advances entities funds against  
43 performance audits. Upon completion of the audit, the "clock starts ticking" he said, that is, payment is due.  
44 Theoretically he added, payment is made from savings realized as a result of the performance audit.

45  
46 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**

47  
48 **ORD. NO. 26-2014**

49 AN ORDINANCE APPROVING THE 2014 ANNUAL APPROPRIATIONS was offered by Ms.  
50 Hanneken for its **third reading by title only**. Second not required.

51  
52 ■ Ms. Hanneken moved, Mr. Engle seconded to **amend ORD. NO. 26-2014, by replacing the**  
53 **current Exhibit "A" with a new line item Exhibit "A" dated March 27, 2014 and entitled "2014**  
54 **Finance Committee Permanent Appropriations"**.

55  
56 Prior to roll call on Ms. Hanneken's motion Ms. Tulley questioned which edition of the appropriation was  
57 the actual new Exhibit "A" given the numerous versions of the appropriation Finance Director Svab has  
58 circulated via email over the last several days.

59  
60 Mr. Svab assured Ms. Tulley that the only difference in the new Exhibit "A" issued today is a change in  
61 title made at Ms. Hanneken's request.

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62  
63 Ms. Hanneken interjected that there are two items contained within the new Exhibit "A" that were  
64 corrected from the version presented to Council on March 13, 2014. (No action was taken on the March  
65 13<sup>th</sup> version). One of the items relates to the building department which is budget neutral Ms. Hanneken  
66 stated and the other pertains to the prosecutor's salary. These changes were made previously and  
67 circulated to Council. The issuance of today's version reflects only a change in title.

68  
69 Mr. Molnar expressed dismay over the last minute emails of the documents and that there has been no  
70 real discussion over last minute matters. Mr. Molnar questioned Mr. Svab whether the new Exhibit "A"  
71 is the Administration's budget to which Mr. Svab answered no.

72  
73 ○ **Mr. Molnar then moved to amend ORD. NO. 26-2014, by replacing the current Exhibit "A"**  
74 **with a different new Exhibit "A", dated March 27, 2014 but entitled "2014 Permanent**  
75 **Appropriations Mayor/Administration Budget". [No second was made]**

76  
77 ■ **Roll call on Ms. Hanneken's motion as it was the first motion on the floor:**

78  
79 **Ayes: Darrow, Engle, Hanneken**  
80 **Nays: Molnar, Tulley**  
81 **The motion carried**  
82

83 ● **Ms. Tulley moved, Mr. Molnar seconded to amend new Exhibit "A" dated March 27, 2014**  
84 **and entitled "2014 Finance Committee Permanent Appropriations" as follows:**

85  
86 **Line item 101.101.5570 -Training/Education Seminar from \$1500 to \$900.00**  
87 **Line item 101.101.5510 –Travel/Mileage & Tolls from 150.00 to 90.00**  
88

89 The reason for Ms. Tulley's amendment she explained was that originally # 101.101.5570 was  
90 appropriated \$4,000 but was reduced to zero as a cost saving measure. Several members of council  
91 however expressed their desire to attend a seminar in Washington D.C., so \$1500 was re-appropriated to  
92 # 101.101.5570. Since Ms. Tulley feels if these funds are to remain than they should be equally allocated  
93 among the five members of council and since neither she nor Councilor Molnar plan on using tax payers  
94 dollars to travel to Washington D.C. their portion should be removed.

95  
96 Mr. Molnar interjected it is troublesome to him that one councilmember requested \$1200 to attend the  
97 seminar in Washington D.C. and another \$300 to attend a conference when the 2014 appropriations was  
98 cut so lean. Little training has been allocated in the budget to personnel so to allocate funds to members  
99 of council for these reasons is bothersome Mr. Molnar stated. If members of council want to attend these  
100 types of events they should pay for them out of their own pockets he added.

101  
102 ● **Roll call on Ms. Tulley' motion to amend # 101.101.5570 & 101.101.5510:**

103  
104 **Ayes: Molnar, Tulley**  
105 **Nays: Darrow, Engle, Hanneken**  
106 **The motion failed.**  
107

108 Assistant Law Director Hanculak advised Council that since new Exhibit "A" dated March 27, 2014  
109 entitled "2014 Finance Committee Permanent Appropriations" was introduced in its entirety, the  
110 suspension of the three reading rule is required.

111  
112 Council President Engle questioned Mr. Hanculak telling him that Council has amended by substitution at  
113 third reading without issue in the past why the change now to which Mr. Hanculak's response was that he  
114 is merely providing the law. Elaborating further Mr. Hanculak explained that there has been a  
115 "wholesale" change of Ordinance No. 26-2014. The preamble of the ordinance is the same, the  
116 numeration of the ordinance is the same but the exhibit is entirely new thereby making it a new ordinance.  
117 In addition the varying versions of exhibits that have circulated have added to the confusion this evening.

118  
119 **In response to Mr. Hanculak's comments Mr. Engle moved, Ms. Darrow seconded, for Council to**  
120 **waive the requirement that ORD. NO. 26-2014: AN ORDINANCE APPROVING THE 2014**  
121 **ANNUAL APPROPRIATIONS Exhibit "A" dated March 27, 2014 and entitled 2014 Finance**

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122 **Committee Permanent Appropriations to be read by title on three different days, instructing the**  
123 **Clerk to read it by title only for all three readings.**

124

125 **Roll call: Ayes: Darrow, Engle, Hanneken,**

126 **Nays: Molnar, Tulley**

127 **The motion failed**

128

129 Mr. Engle moved, Ms. Darrow seconded to adjourn the regular meeting of Council (privileged motion,  
130 not debatable) for the reason Mr. Engle stated that since Ordinance No. 26-2014 was the most important  
131 item on this evening's agenda and since Council has to meet anyway in the next couple of days there is no  
132 reason for this meeting to continue. Motion carried unanimously on voice vote.

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134 No further business was had; the meeting was adjourned at 8pm.

135

136

137

SPECIAL MEETING scheduled for Saturday, March 29, 2014 @ 4pm

ORD. NO. 26-2014:

AN ORDINANCE APPROVING THE 2014 ANNUAL APPROPRIATIONS

Exhibit "A" 2014 Finance Committee Permanent Appropriations

First Rdg: 03-27-2014

Second Rdg

Third Rdg:

ORD. NO. -2014:

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR

TO ENTER INOT A CONTRACT WWITH THE OHI DEPARTMENT OF

TRANSPORTATION ENABLING THE CITY OF MACEDONIA TO PARTICIPATE IN

ODOT'S CONTRACT FOR THE PURCHASE OF RAOD SALT FOR THE 2014 -

2015 WINTER SEASON

First Rdg:

Second Rdg

Third Rdg: