

Record of Proceedings

Regular Council Meeting

October 26, 2017

1 Presiding Officer, Council President Nick Molnar, Mayor Pro Tempore called the October 26, 2017
2 regular meeting to order at 7:36pm.

3
4 **Present:** Council President Nick Molnar and Council Members' Kevin Bilkie, David Engle, Sylvia
5 Hanneken and Jan Tulley; Law Director Mark Guidetti and Council Clerk Josephine
6 Arceci

7 **Absent:** Mayor Joseph Migliorini
8

9 **INVOCATION & PLEDGE OF ALLEGIANCE** was led by City Chaplin Commodore Tom O'Brien of the
10 Nordonia Hills American Legion Post 801.

11
12 **MINUTES** Mr. Molnar moved, Mr. Tulley seconded and motion carried by majority on voice vote to
13 approve the minutes of September 14, 2017 meeting. Mr. Engle abstained.

14
15 Minutes of October 14, 2017 meeting also appearing on agenda for approval was held until subsequent
16 Council meeting because Ms. Hanneken opined that Mayor Migliorini made a comment during Public
17 Comments regarding The Preserves at Valley View and the developer of the Northwoods of subdivision
18 which she felt was not reflected in the minutes.

19
20 A brief discussion ensued about what Ms. Hanneken said Mayor Migliorini had stated. A consensus about
21 what Ms. Hanneken said Mayor Migliorini had stated was not reached but all members of Council agreed
22 to defer approval until the November 9th council meeting.

23
24 **PRESENTATION/UPDATE** **NEORS D Projects Relative to the City of Macedonia**

25
26 Rachel Webb, Senior Watershed Team Leader for NEORS D and Director of Watershed Programs Frank
27 Greenland provided Council and the public a hand-out entitled "Keeping our Great Lake Great" dated
28 October 26, 2017(Attached). The hand-out contained information relative to on-going stormwater related
29 activities in Macedonia which NEORS D has taken responsibility. Some highlights of presentation: Fifty-
30 six communities are under the umbrella of NEORS D for which 31 participant in the cost-sharing program
31 with NEORS D. NEORS D is responsible for a service area of 300 acres of drainage all of which must be
32 considered when any stormwater project is presented. Resolving issues is one area may negatively impact
33 an area down stem if resolution is not well thought-out. Projects are reviewed through a five -year
34 window, with some projects possibly moving up the priority list if conditions change during the review
35 process. Factors used in prioritization are risk based and asset management principles. Each review
36 questions probability of failure and consequence of failure. Mr. Greenland confirmed that NEORS D is
37 responsible for large regional projects that will be performed in Macedonia. The cost sharing projects
38 between City and NEORS D are handled differently that the projects NEORS D is solely responsible. The
39 Cost Sharing Program requires that the City initiate and implement the project(s). NEORS D must review,
40 approve and authorize the project before City may proceed. Once completed NEORS D reimburses the
41 City from a portion of resources from stormwater fee each household and business pays. Mr. Greenland
42 explained that the Sioux Lane culvert project is an example of a regional endeavor by NEORS D that was
43 expedited because of the eminent risk of the culvert failing. The Ledge/Bedford Roads corridor is also a
44 regional endeavor and part of NEORS D Master Plan. Issues related to Our Lady of Guadalupe are not
45 part of NEORS D Master Plan. OLG is a local issue which the City can pursue funding for through the
46 Cost Sharing Program. Regarding NEORS D's Master Plan, that expectation is that recommendations

Record of Proceedings

Regular Council Meeting

October 26, 2017

47 relative to Indian and Brandywine Creeks will be forthcoming in the first part of 2018 and that a full
48 comprehensive stormwater Master Plan for entire area of the watershed will be complete by the end of
49 2018.

50
51 Councilor Bilkie thanked Ms. Webb and Mr. Greenland for a recent repair that NEORS D made in Lake
52 Forrest Estates. Mr. Bilkie asked if there is a hotline residents can call when there are stormwater issues to
53 which Ms. Webb answered the NEORS D customer service line. Residents may also contact their local
54 authority like the service director or engineer who in turn will contact Ms. Webb. Mr. Bilkie asked
55 several questions on behalf of residents who could not attend this evening's meetings. The answers to the
56 queries were issues falling under local jurisdiction and not NEORS D Ms. Webb told Mr. Bilkie.

57

58 **PUBLIC COMMENTS**

59

60 ~Karen Bartolozzi, 1337 Driftwood Lane questioned why the restoration of Shepard Road continues to
61 be pushed back from the original timetable. Ms. Bartolozzi said she is pleased the City is looking for
62 grant money for Valley View Road but fears Shepard Road is being ignored. Ms. Bartolozzi complained
63 about several street lights near her home that have been inoperative for some time.

64 Council President Molnar told Ms. Bartolozzi that street lights going forward are will be fixed in-house.
65 The service department will be keeping an on-going list of faulty lights and they will be repaired as parts
66 and supplies are in. Currently there is an order for parts for this purpose.

67

68 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**

69 **ORD. NO. 92- 2017**

70 AN ORDINANCE AMENDING ORDINANCE NO. 19-2017 RELATIVE TO THE ANNUAL
71 APPROPRIATIONS FOR ADDITIONAL EXPENDITURES OF THE CITY OF MACEDONIA FOR
72 THE PERIOD JANUARY 1, 2017 TO DECEMBER 31, 2017 was **offered** by Ms. Tulley who moved
73 Council waive the requirement that it be read by title on three different days, instructing the Clerk to read
74 it by **title only for its second and third readings**. Second by Mr. Bilkie carried unanimously on a voice
75 vote.

76

77 Ms. Tulley moved, Mr. Engle seconded and motion carried unanimously on a voice vote to **amend**
78 **Ordinance No. 92-2017 in its entirety to conform to Version 2 of Ordinance No. 92-2017 introduced**
79 **this evening**.

80

81 Ms. Tulley moved Mr. Molnar seconded and motion carried unanimously on a voice vote to **adopt ORD.**
82 **NO. 92-2017 as amended** and post same according to law. The motion carried. **ORD. NO. 92-2017**
83 **declared adopted as amended**

84

85 Relative to ORD. NO. 92-2017, Ms. Tulley explained that all the additions or deletions made this evening
86 to the annual appropriations were discussed during the October 19th finance meeting.

87

88 **ORD. NO. 93-2017: AN ORDINANCE RATIFYING A CONTRACT BETWEEN THE CITY OF**
89 **MACEDONIA AND INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 3947**

90 **Ms. Tulley moved, Mr. Engle seconded and motion carried unanimously on a voice vote to waive**
91 **the 48-hour rule of Council.**

Record of Proceedings

Regular Council Meeting

October 26, 2017

92
93 Ms. Tulley moved Mr. Bilkie seconded and motion carried unanimously on a voice vote for Council to
94 waive the requirement that **ORD. NO. 93-2017** read by title on three different days, instructing the Clerk
95 to read it by **title only for all three readings.**

96
97 Ms. Tulley moved, Mr. Bilkie seconded and motion carried unanimously on a voice vote to **adopt ORD.**
98 **NO. 93-2017** and post same according to law. Motion carried and **ORD. NO. 92-2017 declared**
99 **adopted.**

100
101 Relative to ORD. NO. 93-2017, Law Director Guidetti explained that the fire contract is for only a one-
102 year period, this year from January 1, 2017 to December 31, 2017. There is no monetary consideration in
103 this contract. Amendments primarily pertain to housekeeping measures. The only substantive
104 amendment pertains to the method of applying for vacation time.

105
106 **RES. NO. 94- 2017**
107 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR FEDERAL SURFACE
108 TRANSPORTATION BLOCK GRANT (STBG) PROGRAM FUNDS PROGRAMMED BY THE
109 AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS) TO RESURFACING OF
110 VALLEY VIEW ROAD FROM STATE ROUTE 82 TO HIGHLAND ROAD was **offered** by Mr. Bilkie
111 who moved Council waive the requirement that it be read by title on three different days, instructing the
112 Clerk to read it by **title only for all three readings.** Second by Ms. Tulley carried unanimously on a
113 voice vote.

114
115 Mr. Bilkie moved Ms. Tulley seconded to **adopt RES. NO. 94-2017** and post same according to law.

116
117 Roll call: Ayes: Bilkie, Hanneken, Molnar and Tulley
118 Nays: Engle
119 Motion carried. **RES. NO. 94-2017 declared adopted**

120
121 Relative to RES. NO. 94-2017 and during roll call Mr. Bilkie opined that applying for funds for projects
122 is a reasonable and responsible endeavor. The City's 20% share of 80/20 grant split, in this case about
123 \$183,000 is a realistic sum for the City to pay in order to get a road that is bad condition to get repaired.

124
125 Mr. Engle opined it is not reasonable to him to apply for funds when a plan for future capital expenditures
126 has not been created. If the City receives both grants then capital dollars for next year are exhausted
127 because of just two projects. There will be no other revenue for stormwater related issues for which there
128 are many, particularly the issue related to Our Lady of Guadalupe.

129
130 Ms. Hanneken opined while she agrees in part with Mr. Engle she does feel the City's share of renovating
131 Valley View Road is reasonable given the level of the road's deterioration. Ms. Hanneken complained
132 however that this proposal is last minute and the overall plan in her mind is not clear.

133
134 Mr. Molnar opined five-year plans are great in theory and the City has always had one in place but until
135 the economy stabilizes and Macedonia's coffers remain consistent adhering to the plan has been
136 frustratingly difficult. Seeking \$575,000 to help get a road paved is only logical to Mr. Molnar. To him
137 the City's share of \$183,000 of the total cost is a reasonable price to pay. The stormwater issues as Mr.
138 Engle has already stated are many. The remedy at Ledge and Bedford is estimated to cost a million

Record of Proceedings

Regular Council Meeting

October 26, 2017

139 dollars. The City doesn't have a million for that problem. The City must rely on outside financial
140 resources like grants for roads and like NEORSR for stormwater. Regarding Our Lady of Guadeloupe,
141 the City will be utilizing Community Cost Share revenue (NEORSR program).
142

143 Ms. Tulley agreed with Mr. Molnar in that continually saying the City has no 5-year plan or has never had
144 5-year plans is inaccurate. Mr. Engle recalls the recession of 2008 which required the administration and
145 Council to seek a temporary, 3-year income tax increase just to provide for day-to-day operations of the
146 City. When resources are limited a 5-year plan is meaningless. Applying for the grants is more than
147 reasonable to Ms. Tulley. Application does not guarantee the City will receive funds but why not try Ms.
148 Tulley stated. Macedonia's stormwater issues are real and expensive to resolve. As a former member of
149 the Storm Water and Drainage Committee Ms. Tulley said she knows too well what has to be done and is
150 sympathetic to how long it's been since discussion began and studies were initiated. Regardless, Ms.
151 Tulley stated in good conscience she cannot pass on the opportunity to get funds for roads even though
152 not for stormwater.
153

154 **RES. NO. 95 2017]**

155 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR FEDERAL SURFACE
156 TRANSPORTATION BLOCK GRANT (STBG) PROGRAM FUNDS PROGRAMMED BY THE
157 AKRON METROPOLITAN AREA TRANSPORTATION STUDY (AMATS) TO RESURFACING OF
158 VALLEY VIEW ROAD FROM STATE ROUTE 82 TO HIGHLAND ROAD (INTERSECTION) was
159 **offered** by Mr. Bilkie who moved Council waive the requirement that it be read by title on three different
160 days, instructing the Clerk to read it by **title only for all three readings**. Second by Ms. Tulley carried
161 unanimously on a voice vote.
162

163 Mr. Bilkie moved Ms. Tulley seconded to **adopt RES. NO. 95-2017** and post same according to law.
164

165 Roll call: Ayes: Bilkie, Molnar and Tulley
166 Nays: Engle, Hanneken
167 Motion carried. **RES. NO. 95-2017 declared adopted**
168

169 Relative to RES. NO. 96-2017 and during roll call Mr. Bilkie opined as a resident who lives south of
170 Valley View and Highland Road he witnesses daily the congestion and danger present at that intersection.
171 Admittedly this project is a more costly fix than paving Valley View. This grant is also a 80/20 split and
172 Macedonia's share if the grant is received would be about \$500,000.
173

174 Mr. Engle voted no he said for the same reasons he voted no on Resolution No. 94-2017
175

176 Ms. Hanneken opined last year's cost estimate to improve and enhance this intersection was lower than
177 the current estimate. In her opinion the plan has not been well thought out, there has been no discussion
178 about the cost variance. The City's share of \$500,000 is a substantial commitment and while the
179 renovation of the intersection is imperative Council has not been given adequate time to review and
180 discuss the plans nor the financial commitment would be making and for those reasons cannot support
181 applying for funding.
182

183 Mr. Molnar stated traffic engineers designed the plans for the new intersection. To question their design
184 rational is ludicrous Mr. Molnar opined. The intersection is congested and dangerous and to completely

Record of Proceedings

Regular Council Meeting

October 26, 2017

185 renovate it with turning lanes in every direction and with new signalization is going to be costly. Mr.
186 Molnar added it is also lubricous to him not to apply for funds if they're there.

187
188 Ms. Tulley stated the original proposal for the Valley View/Highland intersection was to create a
189 roundabout. The cost of a roundabout would have been less than the actual cost a recreating the four-way
190 intersection. Unfortunately, traffic engineers have determined a roundabout is not feasible for that
191 location because the northbound line of sight is unsafe. Continuing, Ms. Tulley explained the
192 roundabout, while seeming impossible to some because the amount of commercial grade traffic in that
193 area would in fact have been possible if not for the line of sight issue. Ms. Tulley added the new design
194 includes three lanes at each corner, right, left and a trough lane as well as a longer northbound lane from
195 Valley View to Shepard Road. New signalization is also included. Ms. Tulley also added the City sought
196 funding safety reasons in order to build the Dina Dlugoz Bridge over the Norfolk Southern tracks. In Ms.
197 Tulley's opinion seeking funding to upgrade the Valley View Highland intersection isn't any different.

198

199 **MOTIONS / OTHER LEGISLATIVE ACTION(S)**

200

201 ~Mr. Engle moved, Ms. Hanneken seconded and motion carried unanimously on a voice vote
202 authorizing the Police Chief to accept on behalf of the City of Macedonia a donation from K9 Guardians
203 Foundation of One (1) 5.11 Slingback Trauma Kit valued at Two Hundred Seventy Five Dollars.
204 (\$275.00)

205

206 ~Mr. Engle moved, Ms. Tulley seconded and motion carried unanimously on a voice vote authorizing
207 the Service Director to accept on behalf of the City of Macedonia a donation from Home Depot,
208 Macedonia of One (1) Star Angel Christmas Tree Topper valued at Eighty Dollars (\$80.00)

209

210 **CORRESPONDENCE:** None.

211

212 **MAYOR'S REPORT:** To dispel a current rumor Council President Molnar stated the Mayor Migliorini
213 asked him to announce in his absence that pursuant to the JEDD agreement between the City of
214 Macedonia and Northfield Center Township annexation is prohibited through the term of the agreement.

215

216 **COMMITTEE REPORTS:**

217

218 **Finance Committee** Ms. Tulley announced the first of the four finance meeting scheduled this fall was
219 held last Thursday. The next meeting is November 2nd at 6pm and the third and fourth meetings are
220 November 16th and December 7th respectively. Ms. Tulley explained the review process is relatively
221 simple, each department head provide insight about projected operating expenses and Council determines
222 feasibility of expenditure based on anticipated revenue. At first glean Ms. Tulley said the 2018 budget
223 will be tight.

224

225 **Park & Recreation Commission** Mr. Bilkie announced that inasmuch as Candidate's Night was
226 canceled the Commission decided to meet after all on Wednesday, November 1 at 6:30pm at the
227 Recreation Center.

228

229 **Longwood Manor House Society** John Cassmer, President of LMHS announced the grand re-opening
230 of the Manor House is Sunday October 29th from 1-4pm. Access to the house is strictly limited to the first

Record of Proceedings

Regular Council Meeting

October 26, 2017

231 floor Mr. Cassmer stated. Mr. Cassmer thanked Ms. Hanneken for donating a portion of the cost of the
232 Dolly Cleaning Service who spent 6-hours cleaning the Manor House in preparation of Sunday's open
233 house. Mr. Cassmer also thanked Macedonia service department personnel; Mike Black, Brian
234 Schumann, Mike DeBrouse, Ron Firem and Jason Czech for their help during this process.

235

236 **DEPARTMENT REPORTS**

237

238 **Service Department** Director Hnottavange was no present.

239

240 **Building Commissioner**

241

242 **Engineer** Mr. Gigliotti's reported that berm has been applied to all the roads in this year's road
243 program in accordance to ODOT specifications. Roads with curbs were excluded. Mr. Gigliotti
244 explained berm is necessary to protect the edge of new asphalt and to prevent premature failure at the
245 edges. Mr. Gigliotti said concrete curbs are better and would eliminate berm entirely but replacing berm
246 with curbs would double the cost of the road program. Mr. Gigliotti added to date all that remains of this
247 year's road program is a small amount of crack sealing and stripping. The Sioux Lane culvert
248 replacement project should be complete in 2-3 weeks he added.

249

250 Council Bilkie asked Mr. Gigliotti why the new berm is powdery / flaky to which the engineer explained
251 the berm, composed of asphalt grindings compacts and tightens with precipitation over time.

252

253 Council President Molnar asked Mr. Gigliotti to elaborate on the stormwater work in the Brookpoint area
254 behind Ledgeview elementary to which the engineer answered drainage is being installed. Weather
255 permitting the work will be performed this week-end. Work is being scheduled when school is not in
256 session.

257

258 Councilor Hanneken asked Mr. Gigliotti if reimbursement relative to the Sioux Lane project has been
259 initiated to which he answered that is has not. Mr. Gigliotti explained that since the City is responsible for
260 paying the contractor first and the contractor has yet to paid the City has not started the application
261 process.

262

263 **Recreation Department** Director Manley was not present.

264

265 **Finance Department** Director Hall reported that income tax receipts for October were \$8743, 200.73,
266 an increase of \$222,504.64 from last year of \$650,696.09. Accumulatively receipts are up by
267 \$559,904.19 she added. Ms. Hall announced the income tax subpoena program will be held November
268 6th. Thirteen hundred (1300) subpoenas were issued. Ms. Hall mentioned she has been working with
269 RITA regarding the Refund Application Form Ms. Hall is drafting. RITA will review and approve the
270 final draft before its issued Ms. Hall stated.

271

272 **Fire Department** Chief Black announced the Macedonia Firefighter Association's 51st Annual
273 Halloween Party for the children of Nordonia Hills Sunday, October 29, 2017 from 4-6pm at Macedonia
274 Station 1. The Association's Annual Sausage and Pancake Breakfast, another long standing event, is
275 Sunday, November 12th from 8am to 1pm is also at Macedonia Station 1. Regarding EMS billing, Chief
276 Black explained the City soft bills residents. This means the City only accepts the amount the resident's
277 insurance company will pay. The City does not pursue additional funds from the residents beyond the

Record of Proceedings

Regular Council Meeting

October 26, 2017

278 insurance payment. Chief Black reported through September 2017 Macedonia has received \$331,000 in
279 EMS billing; Sagamore Hills \$261,000 and Northfield Center \$170,000.

280

281 **Police Department** Chief Golden had no report.

282

283 **Law Department** Mr. Guidetti had no report.

284

285 **Unfinished business**

286

287 **New business** Councilor Bilkie announced several business grand openings this week: Starbucks and
288 Aspen Dental as well as the grand re-opening of WalMart. Mr. Bilkie mentioned the WalMart store was
289 renovated in the amount \$1.6 million. Much of the renovation included upgrading the security system.

290

291 Regarding another matter, Mr. Bilkie wished all candidates running for Macedonia City Council well in
292 the upcoming election. No matter the outcome Mr. Bilkie stated, it is admirable to be willing to serve the
293 community in this manner.

294

295 Mr. Bilkie commended Allie Walters, his neighbor and second grade student at Rushwood School
296 Student of the Month.

297

298 Mr. Bilkie reminded residents when they need help from their elected officials, no matter what it may be,
299 that they should email or call instead of venting their concerns on social media.

300

301 There being no further business before Council, the meeting adjourned unanimously on voice vote at
302 9:05pm