

Record of Proceedings
Regular Council Meeting
May 26, 2016

Presiding Officer, Mayor Joseph Migliorini called the May 26 regular meeting to order at 7:30pm.

Present: Council members' Kevin Bilkie, David Engle, Sylvia Hanneken, Nicholas Molnar and Janet Tulley; Law Director Mark Guidetti and Council Clerk Josephine Arceci

Absent:

INVOCATION & PLEDGE OF ALLEGIANCE led by Commodore Tom O'Brien, American Legion Post 801. Mayor Migliorini announced that he has appointed Commodore O'Brien chaplain for the City of Macedonia. Commodore O'Brien will arrange for a chaplain to perform opening duties during future council meetings in the event Commodore O'Brien is unable to attend himself.

Commodore O'Brien, in recognition of forthcoming Memorial Day read in its entirety "In Flanders Fields", a wartime poem written by Colonel John McCrae, a Canadian physician during World War I. In part, the poem reads...

In Flanders Fields the poppies blow
Between the crosses row on row
That mark our place; and in the sky
The larks, still bravely singing, fly
Scarce heard amid guns below

Commodore O'Brien explained that the poppy as the international symbol of remembrance of the sacrifice of war began in 1918 and is attributed to Moina Belle Michael, an American professor and humanitarian.

MINUTES Mr. Engle moved, Ms. Hanneken seconded, and motion carried unanimously on a voice vote to approve the minutes the regular meetings of April 28 & May 12, 2016.

Financial Report Ms. Tulley moved, Mr. Molnar seconded, and motion carried unanimously on a voice vote acknowledging receipt of Financial Report dated April 30, 2016.

PUBLIC COMMENT

~**Alison Breaux**, current magistrate for the Akron Municipal Court announced her candidacy for the position of Summit County Common Pleas Judge, general division. Ms. Breaux stated her motto is "Go with Breaux". Ms. Breaux has been practicing law since 2001 and has been an Akron magistrate since 2012.

~**Cathy Loya, 9186 N. Bedford Road**, thanked Councilors Tulley and Hanneken for attending the NEORSO informational forum held at Nordonia High School on May 19th. Ms. Loya mentioned the forum was informative but complained that there are no Summit County elected officials who are members of the NEORSO Board. Ms. Loya questioned when Council will hold a work session specific to storm water issues, especially in regards to the Loya's property. Ms. Loya reiterated complaints she has voiced since January: that the GPD North Bedford-Ledge Road Drainage study is complete, when is the action relative to the study going to be taken, when is Council going to authorize the purchase the Loya's property as it did last year for the property at 883 Iroquois Run because of continual storm water issues.

Mayor Migliorini explained to Ms. Loya that engineering has proposed that retention/detention areas be created upstream to slow water flow downstream to lessen the onset of flow of water and has also

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proposed dredging existing water sources to help alleviate containment of storm water. Explaining further Mayor Migliorini said part of creating retention/detention basins upstream is acquiring the use of private property the negotiations for which is always a sensitive matter and not meant of open discussion at this time.

Council President Molnar interjected that he proposed purchasing the Loya property but his motion was defeated. Mr. Molnar thought is only fair since Council approved purchasing 883 Iroquois that the Loya property be purchased as well.

~ **Carole Pleskovic, 814 Southridge Road, Sagamore Hills** stated she is concerned that the NEORS D agreement is not fair to the Nordonia Hills communities because in her opinion NEORS D is a just a big bureaucracy.

Mayor Migliorini told Ms. Pleskovic during his previous term as Mayor he opposed a storm water management fee that Summit County officials had proposed, which, he added the County may still implement. The Mayor's thought at the time and still does that any money (by way of a fee) taken from northern Summit County property owners should be used within northern Summit County. The Mayor opposed money the northern watershed be used for watersheds in the southern part of the County. The situation today is different the Mayor stated in that even though Macedonia remains under Summit County Department of Environmental Services Macedonia's solid waste flows north through the Cuyahoga Valley interceptor managed by NEORS D. The Courts have ruled there is infiltration of the system by Macedonia; the City is obligated to remain under NEORS D umbrella and pay the mandate storm water fee. So good has come of it Mayor Migliorini added. NEORS D will be providing a number of services to Macedonia such as improving some tributaries, inspecting and clearing culverts, issuing grants etc. The City will also be receiving about 25% of the total annual revenue generated from the NEORS D storm water fee.

INTRODUCTION, READINGS & ADOPTION OF LEGISLATION

ORD. NO. 34 – 2016

Mr. Bilkie moved, Ms. Hanneken seconded and motion carried unanimously on a voice vote to hold at its second reading ORD. NO. 34 – 2016: AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MACEDONIA TO REZONE CERTAIN LAND FROM THE BUSINESS OFFICE DISTRICT (B-O) TO THE CONVENIENCE BUSINESS DISTRICT (B-1

Mr. Bilkie reminded residents that a Public Hearing for Ord. No. 34-2016 has been scheduled for June 9 at 7:15pm

ORD. NO. 37 – 2016

AN ORDINANCE AMENDING THE ANNUAL APPROPRIATION ORDINANCE NO. 17-2016 FOR SALARIES AND WAGES AND OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD JANUARY 1, 2016 TO DECEMBER 31, 2016 was **offered by Ms. Tulley for its second reading by title only.** Second not required.

ORD. NO. 38 – 2016

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF ALITA OLDJA TO THE POSITION OF FULL-TIME POLICE AND FIRE DISPATCHER was **offered by Mr. Bilkie** and moved Council waive the requirement that it be read by title on three different days, instructing the Clerk

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to read it by **title only for all three readings. Second by Ms. Tulley. Motion authorizing the same carried unanimously on a voice vote.**

Mr. Bilkie moved, Ms. Tulley seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 38-2016 and post same according to law. ORD. NO. 38-2016 declared adopted.**

ORD. NO. 39 – 2016

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CITY OF CUYAHOGA FALLS OHIO FOR BOARDING PRISONERS was **offered by Mr. Engle** and moved Council 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. Motion authorizing the same carried unanimously on a voice vote.**

Mr. Bilkie moved, Ms. Hanneken seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 39-2016 and post same according to law. ORD. NO. 39-2016 declared adopted.**

Relative to ORD. NO. 39-2016, Mayor Migliorini explained that Macedonia will only be boarding prisoners on a as needed basis during the renovations to the Cuyahoga Falls jail. Other local jails are providing the same service.

ORD. NO. 40 – 2016

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH TIME WARNER CABLE FOR INTERNET SERVICES FOR A 36-MONTH TERM was **offered by Ms. Hanneken** and moved Council 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. Bilkie. Motion authorizing the same carried unanimously on a voice vote.**

Ms. Hanneken moved, Mr. Engle seconded, and motion **carried by majority on a voice vote to adopt ORD. NO. 40-2016 and post same according to law. Ms. Tulley abstained. ORD. NO. 40-2016 declared adopted.**

Relative to ORD. NO. 40-2016, Ms Tulley explained she abstained because she is employed by ATT, a competitor of TWC.

ORD. NO. 41– 2016

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OHIO DEPARTMENT OF TRANSPORTION ENABLING THE CITY OF MACEDONIA TO PARTICIPATE IN ODOT’S CONTRACT (018-17) FOR THE PURCHASE OF ROAD SALT FOR THE 2016-2017 WINTER SEASON was **offered by Mr. Bilkie** and moved Council 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. Engle. Motion authorizing the same carried unanimously on a voice vote.**

Mr. Bilkie moved, Mr. Engle seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 41-2016 and post same according to law. ORD. NO. 41-2016 declared adopted.**

ORD. NO. 42 – 2016

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AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR REGIONAL STORMWATER MANAGEMENT SERVICES was **offered by Mr. Molnar** and moved Council 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 Ms. Tulley. Motion authorizing the same carried unanimously on a voice vote.**

Mr. Molnar moved, Ms. Tulley seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 42-2016 and post same according to law. ORD. NO. 42-2016 declared adopted.**

ORD. NO. 43 - 2016

AN ORDINANCE AUTHORIZING AND DIRECTING THE LEASE/PURCHASE OF ONE JOHN DEERE 328E SKID STEER LOADER AND ONE JOHN DEERE 323E COMPACT TRACK LOADER FROM JOHN DEERE FOR USE BY THE SERVICE DEPARTMENT was **offered by Ms. Tulley** and moved Council 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. Motion authorizing the same carried unanimously on a voice vote.**

Ms. Tulley moved, Mr. Engle seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 43-2016 and post same according to law. ORD. NO. 43-2016 declared adopted**

MOTIONS/ OTHER LEGISLATIVE ACTION

~~~ Ms. Tulley moved, Mr. Bilkie seconded, motion canceling the council meetings of June 23<sup>rd</sup> , July 14<sup>th</sup> and August 11<sup>th</sup> for the purpose of summer recess.

Roll call:           Ayes: Bilkie, Molnar and Tulley  
                          Nays: Engle and Hanneken  
                          Motion carried.

A brief discussion ensued about canceling meetings during the months of June, July and August; how the Charter requires that one meeting be held per month, how it has been customary to cancel three summer meetings and how a special meeting or two will be ordered if required.

**CORRESPONDENCE:**

~~~ Letter from Macedonia resident Joyce Hogarth expressing her support of income tax increase for the purpose of repairing Macedonia's roads

~~~Letter from Rose Dziak, External Affairs Manager, East Ohio Gas announcing her retirement.

~~~Letter from Bob Park, president of Nordonia Hills Garden Club, to Mayor Migliorini expressing appreciation for the Mayor's support of the garden club and for the success of this year's annual plant sale.

~~~Letter from Macedonia resident Fran Monczynski to Mayor Migliorini expressing her delight and appreciation for the mural of Longwood Lake recently painted in wall of community room.

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~~~Letter from Macedonia resident Lisa Cotton to Chief Golden in appreciation for the help provided to her by Officer Glen Nichol.

MAYOR'S REPORT

- Mayor Migliorini highlighted numerous sections of Macedonia which he described as blighted, areas where the streets and curbs are in deplorable condition. Increasing the income tax for the specific purpose of repairing roads and some storm water issues ensures that Macedonia's property valuation will not decline Mayor Migliorini stated. Mayor Migliorini stated Macedonia property tax rate has not increased since 1963. The City receives as its portion of property tax about \$261 annually from a home valued at \$150,000. The cost of service for every property with 100 foot frontage is \$2600.00. This service includes, fire, police, service repairs, snow removal etc. The difference between the two dollars amounts has to come from somewhere Mayor Migliorini stated. In his opinion the difference should not be from an increase in property tax. Macedonia has a good commercial base which should continue to be utilized. Mayor Migliorini encouraged residents to support the half percent tax increase which reduces to a quarter percent after 5-years as a way to ensure the value of every property owner's home.
- Mayor Migliorini mentioned that house at 883 Iroquois Council purchased last year because of continuing water issues will be demolished this summer and a retention basin will be created in its place. Demolition is estimated to cost \$25,000. Mayor Migliorini added that once the house was vacated it was used for a variety of training purposes including SWAT exercises.
- Mayor Migliorini mentioned he was happy that the name FunFest was back and is part of the title The Spirit of Macedonia FunFest to be held June 2-5.

COMMITTEE REPORTS

Longwood Manor Historical Society Mayor Migliorini asked Mr. Cassmer why the barns were included in the National Registry with the Manor House to which Mr. Cassmer answered because they were part of the original of the farm. A total of 6 acres is included the registry Mr. Cassmer stated. The barn is entitled of funding like the Manor House Ms. Cassmer added. Mayor Migliorini asked if the barn could be removed from the registry if the LMHS finds there is no funding available to which Mr. Cassmer answered there is nothing preventing the owner of a property from doing what is necessary to do. Mr. Cassmer would prefer the barn remain but understands the Mayor's concern as it presents a safety issue. A brief discussion ensued about how asbestos around the pipes in the basement was encapsulated years ago and about on-going renovations Mr. Cassmer explained that the kitchen and pantry floor are being removed to reveal the original hardwood. Mr. Cassmer announced that the LMHS is anticipating holding a craft fund raiser at the Manor House on August 21-22 and given there is a limit of 49 persons within in the Manor House, crafts will also be displayed outside.

DEPARTMENT REPORTS

Service Department Director Hnottavange announced that the free mulch for residents program has ended for this season. Residents dropping branches at 9000 Valley View to create free mulch for next year were reminded only branches are permitted. Construction material or treated lumber, root balls and grass clippings are not allowed and only Macedonia residents are permitted to drop off their yard

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branches. Mr. Hnottavange announced that the Longwood Park walking trails are nearing completion and will be ready for The Spirit of Macedonia FunFest 5K run. The director mentioned since reports of the presence of ticks at Longwood Park playground, the area was sprayed as was the playground at Sugurbush Park.

Building Commissioner Mr. Rodic was not present.

Engineer Mr. Gigliotti had no report.

Recreation Department Ms. Manley announced that there is much excitement and anticipation regarding this year's The Spirit of Macedonia FunFest. Some of the events this year Ms. Manley stated include but are limited to Super Hero's, fireworks, 5K run, music amusement rides, food vendors and car show. Runners for the 5K must register on Hermes.com. Ms. Manley announced the Recreation Center will be closed Memorial Day.

Finance Department Ms. Hall reported that during the May 17th finance meeting Council reviewed a 5-year capital and infrastructure plan. The \$36.6 million dollars in expenditures over the next 5-years include \$19,258 worth of road repairs and projects. The balance is for deteriorating vehicles, equipment and building repairs.

Mayor Migliorini interjected there will be another \$7 million dollars worth of roads in next five once the roads currently designated fair deteriorate.

Fire Department Chief Black had no report.

Police Department Chief Golden was not present.

Law Department Mr. Guidetti had no report.

Unfinished business

New business Ms. Hanneken thanked the many members of community who attended the open house ribbon cutting for the newly constructed permanent Nordonia Hills Safety Town facility at Rushwood School, Rushwood Lane in Sagamore Hills that was held May 25th. Ms. Hanneken mentioned that the national chairman of Safety Town, Dorothy Chlad was present for the dedication and that during yesterday's event another three store fronts were sold. More store fronts are available for purchase Ms. Hanneken added.

There being no further business the regular meeting of Council was adjourned at 8:35pm.