

Record of Proceedings
Regular Council Meeting
July 27, 2017

1 Presiding Officer, Mayor Joseph Migliorini called the July 27, 2017 regular meeting to order at 7:30m.

2
3 **Present:** Council members' Kevin Bilkie, Sylvia Hanneken, and Jan Tulley; Law Director Mark
4 Guidetti and Council Clerk Josephine Arceci

5
6 **Absent:** Council President Nick Molnar and Councilmember Dave Engle

7
8 **PLEDGE OF ALLEGIANCE & INVOCATION** led by City Chaplin Commodore Tom O'Brien, Nordon
9 Hills American Legion Post 801.

10
11 **MINUTES** Ms. Tulley moved, Mr. Bilkie seconded and motion carried unanimously on a voice vote
12 to approve the minutes of the regular council meeting of June 7, 2017 and the special meetings of June 21
13 and June 28, 2017.

14
15 **PRESENTATION** Holly Miller, Senior Administer for Summit County Department of Development
16 Community and Economic Development provided the Council, the Mayor and the public an overview of
17 the various programs the County is able offer residents because of HUD and state funding.

- 18
19 1. Community Development Block Grant (CDBG) funds are used to assist income qualified
20 individuals with minor home repairs such as new roof and mine ADA accommodations.
21 2. Home Investment Partnership Program (HOME) is used for acquisition, rehabilitation, resale or
22 owner occupied rehabilitations. These funds may used in with other housing related programs
23 3. Lead Based Paint Hazard Reduction Program. The County works in partnership with the Summit
24 County Health District to provide assistance to income qualified residents that have lead based
25 paint hazards in their home. Applicants must have children under the age of 6 residing in the
26 home or visit more than 62 hours a year. A lead risk assessment is conducted on each unit to
27 verify where the lead hazard is located.
28 4. Household Sewage Treatment System (HSTS) Program. Funds from Ohio EPA are used to
29 replace failing septic systems for income qualified residents. Applicants must have a citation from
30 Summit County Health Department to qualify for the program.
31 5. Home Weatherization Program. Funds received from the Department of Energy are used to assist
32 low income individuals to reduce energy usage. Assistance could include new furnace, hot water
33 tank, insulation, light bulbs, refrigerators and freezers.
34 6. Revolving Loan Fund Program. CDBG funds fund this program to make loans to businesses
35 within Summit County to create or retain jobs for low-to-moderate income individuals. Loans
36 may also be used for working capital or rehabilitation of a building. Funds however cannot be
37 used to purchase equipment.

38
39 **PUBLIC COMMENTS**

40
41 ~**Joe Skarupa, 8199 S. Bedford Road** thanked Mayor Migliorini for ensuring that signage prohibiting
42 18-wheeler truck traffic from S. Bedford was installed far in advance of the approach of S. Bedford so
43 that drivers are warned in enough time to avoid S. Bedford entirely. Mr. Skarupa mentioned that he
44 contacted Google Maps to advise them that truck traffic on S. Bedford is prohibited. Regarding Exhibit B
45 of the ordinance relative Ambassador Football (the TIF ordinance), Mr. Skarupa questioned what the
46 ramifications' of this ordinance mean to the residents of S. Bedford. Mr. Skarupa is concerned the
47 wording of the legislation indicates a third lane will be added to S. Bedford Road.

48
49 Mayor Migliorini explained to Mr. Skarupa that the ordinance which Mr. Skarupa references relates to
50 what is known as a TIF, or Tax Increment Financing district that is being applied to the Ambassador
51 Football property. The TIF is an economic development tool that the City is using to help finance future
52 public infrastructure improvements to any area that accesses the Ambassador Football property. Mayor
53 Migliorin said he and Finance Director Hall were advised recently that many communities have been
54 using TIF's. A TIF is a good economic tool because it doesn't abate property tax the TIF just allows the
55 property tax to be redirected. TIF's allow certain taxes that would have been paid to the County to be
56 paid instead to the local municipality. A business still pays the same amount of property tax; the City just
57 gets a greater portion of it. Where the City would have received about 10% of every tax dollar paid, the
58 City will now receive closer to 30%. These funds are placed in a separate fund for the construction of
59 public infrastructure as defined within the TIF legislation. The enacting legislation must specify the TIF
60 parameters: the parcel(s) within the TIF district, any route to the parcel(s) and any and all
61 improvement(s) that may benefit the TIF parcel(s). The Mayor said for this reason the legislation so
62 inclusive of not just the roads around Ambassador Football; S. Bedford Road, Highland Pointe Parkway
63 and Highland Road but for every possible infrastructure improvement. Mayor Migliorini suggested that a
64 very real future improvement may be a westbound turning lane from the southern lane of Nordon High
65 school property to Highland Road. If that becomes a reality acquisition of land south of the high school
66 for the turning lane will be required. Mayor Migliorini added to alleviate even more high school traffic

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67 plans are being discussed in conjunction with the redevelopment of the northeast corner of Highland and
68 Route 8 for an access road from the high school property to Highland Road westbound. Mayor Migliorini
69 added that TIF's were recently applied to The Avenue on Valley View Road, Dr. Maguire's new medical
70 building on Alexandria Way and the property on Route 82 where the Starbucks and Aspen Dental will be
71 located

72
73 ~**Darnell Turner**, resident at The Preserves at Valley View Road stated, "Good evening, I am passing
74 out copies of what I am going to read, just excerpts from it, but I wanted you to have the full just of it and
75 I am also handing the Mayor pictures, photos of what I am speaking of. Four years ago, Faith Fellowship
76 Church proposed building a retirement community on their property. There was a hearing. I do not know
77 the exact date, but it was recorded and a resident, Loren Eisner was on the TV showing of that council
78 meeting. Loren explained that his concerns were the drainage where dirt from the church's property was
79 draining into our lake. The church's minister and another church representative were present at the
80 hearing and gave an initial presentation. One presented and one comment. The previous mayor stated it
81 was a serious problem and that after the meeting Loren should see him and two of his department heads.
82 His department heads were gone by the end of the meeting. However, Loren did give the previous mayor
83 photos. Six weeks later, Loren spoke to the previous mayor again and told him that he had not heard
84 anything. A week or two after that, someone called Loren and said Summit County would be contacting
85 him. He was never given a name, department, or phone number, so at that point we thought that no action
86 was being taken. The previous mayor had told Loren that the drainage issue was addressed and resolved
87 without needing a public hearing. Now that the land has been stripped and being excavated, it became
88 very, very obvious on July 22, 2017, that the drainage issue was not properly addressed or resolved. It
89 was like a west coast mountain mudslide of dirt, logs or small tree limbs, being washed into the lake at a
90 very fast pace. The fast moving river of mud continued at a fast pace for 10 hours or more. It slowed
91 down, but even late this past Tuesday afternoon muddy water was still entering the lake. By this past
92 Wednesday afternoon it was only a trickle. In addition, the sewers at the lower end of Valley View
93 overflowed with mud water from the construction site and drained onto the streets at the lower end of The
94 Preserves at Valley View. The lake is at the upper end of the development. Phone calls to our mayor's
95 office lit up on or by Monday, July 25th, and the city was quick to contact Pulte Homes. And on Tuesday,
96 Pulte had street cleaners out to clean and sweep our roads and we thank the Mayor for that. On Monday
97 morning, Loren walked over to the Pulte development, and brought a county engineer department named
98 Perry, back to our development to show him the lake and its condition. Then he took him back over to
99 the construction side to show him where the water drains from Pulte's or the church's property. He was
100 completely unaware of where the water drained from, until he could hear it and see it flow out of the
101 Church's or perhaps now is the Pulte's pond. You could see wood or logs that were washed out of the
102 pond and could be pushed into the storm sewer that drains into the Preserve's lake. Perry said that he will
103 go to the backend of the construction site where they were working, and tell the excavator supervisor that
104 they need to put up restraining fencing to stop the flow of mud from the hillside from going into the pond.
105 He also told Loren that if the restraining fencing is not installed, he could and the residents of The
106 Preserve at Valley View could report this to The Summit Soil and Water. We have not done that as of
107 yet. Even though there was and is restraining fencing along the perimeter of the property, it appears that
108 the city failed on its survey of the property. On Tuesday evening Loren and myself walked over to the
109 property. The pond overflow is hidden behind shrubbery. We walked to the backside, where the water
110 originates that goes into the pond. The entry point was at the bottom of a downhill slope. At the end
111 facing the entry point, there still was no restraining fencing, but you could see that a lot of the earth was
112 eroded. On the left side there was a restraining fence, where the dirt came within an inch or two of the
113 top. On the right side the restraining fencing was laying flat on the ground. It had been washed over. So if
114 the city had used due diligence all of this could have been avoided. Obviously the city inspectors or
115 engineering department missed it. So who is responsible? Obviously, the most serious damage occurred
116 this past weekend. So Pulte has a responsibility to correct it. The city has failed to fulfill its
117 responsibility both within the past year and also from four years ago. The church was made aware of
118 overflow from their property doing harm to a neighbor's property and did nothing about it. And to a
119 lesser degree some erosion into the lake occurred while the Preserves at Valley View was being
120 developed although they did have restraining fencing around all lots built near the lake.
121 The solution we feel is to have the lake dredged. The amount of required dredging is open for discussion.
122 I would say that the lake was 3-4 feet deep near the island on the eastern shoreline and 7-8 deep in the
123 middle on the western side of the island. The residents of The Preserve at Valley View have no idea what
124 the current depths are, but we do know that the water level is high for the summertime. The residents of
125 The Preserve at Valley View want a quick solution to this problem as the lake's condition distracts greatly
126 from the developments appearance. In its present condition the conditions would devalue the
127 homeowner's property. The residents of The Preserve at Valley View would like to get all involved
128 parties to share in the costs or repairs, and want the city to offer a solution so that the homeowner
129 association does not need to get their attorneys involved. Certain areas could be cleaned out with a
130 normal backhoe with a reach of 10-12 feet. Other areas will need a heavy duty piece of equipment with a
131 20-30 foot reach, and would require the removal of a tree or two to get the equipment into the mouth area.

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132 ‘The mouth is defined as where the storm sewer and lake meet. The pond is referred to as the small lake
133 on the Pulte/ Faith Fellowship Church side of the street. The lake is referred to as the body of water in
134 The Preserves at Valley View.’ We are requesting a response by August 25th or we will be force to seek
135 legal council, which is something we do not want to do. We are asking for the help from the City
136 Council.”

137
138 Mayor Migliorini told Ms. Turner that unfortunately flooding occurred throughout the City because of the
139 deluge of water that fell in a short period, 2.1 inches in one-hour. There was not a pond or lake in
140 Macedonia that did not have chocolate water after that storm Mayor Migliorini stated. The Mayor said not
141 defending Petros/Pulte Homes because there were breaches in the siltation fences surrounding the new
142 development. But the fact is the wind and forces of the water caused some of the breaches that day. The
143 developer has been told to immediately remedy the deficiencies.

144
145 ~**An identified Preserve resident** asked if the Petros/Pulte developer applied/filed for a Storm Water
146 Discharge Construction Plan.

147
148 Engineer Gigliotti informed the Preserve residents that Petros/Pulte did file a NOI (Notice of Intent) with
149 the Ohio EPA. The breach and deficiencies that the Mayor has already mentioned were immediately
150 taken care of Mr. Gigliotti stated. The City is also requiring that Petros/Pulte clean the sewers along
151 Valley View Road.

152
153 ~**The unidentified Preserve resident** asked who’s going to clean the lake in The Preserves to which Mr.
154 Gigliotti answered the Mayor is working with the developer regarding this matter. The resident asked Mr.
155 Gigliotti what he thought of the dirt and trees stripped from the property to which Mayor Migliorini
156 interjected that he cannot address what controls where in place when Faith Fellowship Church sold their
157 dirt to Independence Construction Company during the construction of The Crossings at Golden Link
158 because he was not mayor at that time. The site in Mayor Migliorini’s opinion however was pretty well
159 stripped. Going forward Mayor Migliorini feels that as the new subdivision has been presented
160 engineering has provided for proper detention basins accordingly which should resolve future issues.
161 Mayor Migliorini reiterated that the developer of Petros/Pulte is responsible for remedying the situation in
162 The Preserves caused by the run-off. The Mayor added if the developer does not comply, the City’s
163 remedy will be to revoke the developer’s bond.

164
165 ~**An another unidentified Preserve resident** interjected, “We feel we all have to bear the burden of
166 Mother Nature. But if they are going to increase the value of their property at the expense of the value of
167 our property that is clearly unfair and any human being should understand that, and it is the obligation of
168 the City to make sure that does not happen in any way.”

169
170 Mayor Migliorini agreed. Unfortunately the rain came fast and furious on July 22nd. There were areas
171 throughout Macedonia as well as Nordonia Hills which had never experienced flooding before that day
172 Macedonia alone had 23 problem areas.

173
174 ~**Karen Bartolozzi, 1377 Driftwood Lane** recommended that signage prohibiting 18-wheelers from
175 Macedonia Commons Blvd be posted well in advance of the boulevard because she has witnessed rigs
176 have to back out of the boulevard because they saw the signage too late. Regarding the road program Ms.
177 Bartolozzi wondered how Shepard Road, south of Route 82 is going to be maintained until it’s fully
178 improved in 2019. Ms. Bartolozzi also asked how many part-time firefighters are on the roster. There
179 always seems to be a new hire Ms. Bartolozzi stated.

180
181 Mayor Migliorini told Ms. Bartolozzi that the City has a road maintenance program to support road
182 upkeep until road(s) can be fully improved. Part of the maintenance program includes grinding and
183 reapplying the existing road surface. Shepard will be taken care of this way until it can be fully improved.
184 Regarding the fire department roster there are 24 full-time firefighters and 25 part-timers on staff.
185 Employees leave for better paying jobs Mayor Migliorini stated and thus the reason replacement
186 appointments are made. Mayor Migliorini said the part-time employees help to keep overtime down
187 which at this time is higher than desired. Changes in fire operations in Northfield Center and Sagamore
188 Hills has resulted in 24-hour coverage Macedonia is providing each township compared to only the part-
189 time coverage the townships experienced under the Northfield Center fire department.

190
191 ~**Dan Berteau, 8582 Melody Lane** explained his property abuts Faith Fellowship Church. In the 24-
192 years he has been resident he has never experienced water issues or flooding regardless of how forceful or
193 heavy the rainfall. But on July 22nd he and several of his neighbors had water in their basements. Their
194 sump pumps could not keep up Mr. Berteau added. Mr. Berteau explained that the Faith Fellowship
195 property behind his home was wetlands, which has since been removed by the developer. A creek several
196 properties from his property caught run-off from Firestone and Melody which then feed into the wetlands.
197 Now water is just running off the stripped area. Mr. Berteau said engineering staff surveyed the damage

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198 with him and his neighbors. Mr. Berteau said where The Preserves have been affected from the top of the
199 hill of the opened development Melody got it from the back of the hill. Mr. Berteau asked Mayor
200 Migliorini why Summit Soil and Water no longer works within Macedonia. Because Mr. Berteau added
201 according to Summit Soil and Water they are still allowed to inspect and if there is a violation cite the
202 developer. Mr. Berteau asked for a sit-down with the developer to help resolve some of the issues,
203 suggesting that one resolution may be trenching the existing creek to continuing supporting run-off and to
204 keep what is left of the wetlands. A video of the event was taken which Mr. Berteau will forward to
205 Council.

206
207 Mayor Migliorini told Mr. Berteau regarding Summit, Soil and Water that the City had the option for
208 issues to be handled through the Macedonia's engineering department which the City chose to do. Mayor
209 Migliorini explained what typically occurs, even if by Summit Soil and Water is involved, is that the
210 developer is given fair warning and if they do not comply then a citation is issued. Regarding the current
211 problem Mayor Migliorini said the ditch line will be reviewed as will whether water run-off coming of
212 the site. Unfortunately all the final controls are not in place and the ground has not been seeded.

213
214 Councilor Tulley interjected that wetlands have to be mitigated not unlike when The Crossing at Golden
215 Link was developed. Ms. Tulley mentioned that the citizen Storm Water Committee of which she was a
216 member prepared a report in 2008 defining potential storm water related areas throughout the City of
217 which there were many. Major areas of concern were then and still are the Indian Creek corridor, Our
218 Lady Guadalupe drain pipe and drainage near the high school. The recent addition of deck lanes to I271
219 lanes has increased run-off in corridor of S, Bedford and Ledge Roads. Macedonia's topography of
220 waterways, ledges and hills has made managing storm water in this community difficult. Ms. Tulley said
221 Ledgeview School is named Ledgeview because of Macedonia's ledges and Nordonia Hills is named so
222 because of the hills. Macedonia creeks flow into to different watersheds: Tinkers Creek and Brandywine.
223 Ms. Tulley recalled when growing up in Macedonia the flood of 1969 when she and her siblings canoed
224 the Indian streets. Trying to resolve water problems over the years has been difficult enough Ms. Tulley
225 said without NEORS now throwing a huge monkey wrench into the picture. Macedonia has had to
226 change its approach to many problems as a result of NEORS. Ms. Tulley suggested that it may be time
227 to revisit the 2008 Storm Water Plan.

228
229 Engineer Gigliotti interjected that the Army Corp of Engineers did approve the mitigation of part of the
230 wetlands on the Faith Fellowship property.

231
232 ~**Martin Flask, 404 Preserve Lane, the Preserves at Valley View** stated that the topography of the
233 Faith Fellowship property has significantly changed. The land was stripped of every form of vegetation
234 causing even the slightest rainfall to have an impact, a plan Mr. Flask added that the City approved. Now
235 the barren property caused acres of mud to impact The Preserves. Mr. Flask recommended that the City
236 cease all construction at Northwoods until the developer ensures that all measures to prevent further
237 damage have been implemented. Mr. Flask also recommended that a third party validate that remediation
238 measures have been implemented. Mr. Flask complained that the massive water/mud run-off caused the
239 pond at The Preserves, normally pristine with a lovely fountain and wildlife to look like a mud pit in
240 Africa.

241
242 Mayor Migliorini informed Mr. Flask that the developer was told to immediately rectify the deficiencies
243 and if that had not occurred the site would have been shut-down. The Mayor assured Mr. Flask and his
244 neighbors that the Mayor is working with the developer to resolve the current issue and to prevent future
245 ones.

246
247 ~**Shirley Koth, 902 Eileen Drive**, complained about the parking near the First Watch restaurant. During
248 the restaurant hours it is almost impossible to find parking for any of the other businesses she said. Ms.
249 Koth explained she tried stopping at the Sherwin Williams paint store when First Watch was opened but
250 could not find a parking space. This is unfair to any of the other businesses in that shopping area Ms.
251 Koth stated

252
253 Mayor Migliorini agreed with Ms. Koth and added, "They squeezed too much building on that site. There
254 is too much traffic and it is killing the other tenants." Mayor Migliorini said the only solution is to add
255 more parking behind the building.

256
257 ~**Cathy Loya, 9186 North Bedford Road** stated, "This past Saturday, July 22, 2017, we experienced yet
258 another major rain event. This caused the closure of the intersection at North Bedford and Route 82 yet
259 again. It is unacceptable for this intersection to be blocked for what was reported as 3 hours when North
260 Bedford serves as such a vital north/south thruway for our emergency services. I saw the stormwater
261 gushing onto Ledge Road around noon on Saturday under the railroad bridge, spilling over the road from
262 the south side to the north side inundating those homes and properties. The situation surrounding the
263 property identified as 883 Iroquois Run has been in the local paper a lot recently and I say good.

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264 Residents throughout the Nordonia community need to see the mismanagement of this property as the
265 house still stands vacant and in a dilapidated state for what is going on 2 years now. Please tear down that
266 house already and move on with installing retention if that was the real reason for purchasing it back in
267 2015. Find the money already and just do it. No more waiting. No more stalling. No more games with
268 other outside entities. As of today's date, the only party that benefited from this purchase was the family
269 that once lived there. My home at 9186 North Bedford Road is in a FEMA designated AE flood zone
270 since the redrawing of maps in 2009 with wetland-delineated areas behind and to the north of us. The
271 water seen on my property on Saturday, July 22, 2017, was quite high - highest yet for 2017 - in both the
272 front and back yards. This is the 9th instance of high water on our property since January 1, 2017. Our
273 property does what it is designed to do - retain stormwater. When more stormwater runs down Ledge
274 Road and also from North Freeway, South Freeway, and I-271, it all collects on my property and in my
275 neighborhood. So as Ledge Road flooding was being helped this past Saturday, the water was all brought
276 to my property. As I texted to Mr. Molnar Saturday afternoon, 'bring it on'. Not once in the 12 years that
277 I have lived here have I ever seen service crews working to alleviate stormwater from my area. The
278 reason is simple - the City relies on my property to retain stormwater so as not to inundate the system
279 downstream. My property could even hold more water and hold it back from inundating Indian Creek
280 primarily at North Bedford and Navajo. Since my husband and I moved to our home in 2005 we are used
281 to the deliberate and purposeful routing of more and more stormwater runoff to our property by the City
282 of Macedonia and also ODOT. Actions speak louder than words ladies and gentlemen. I am ready for
283 some action. My husband spoke in March 2011 asking the City to purchase our property because there is
284 little more that we can do. I have asked on several occasions for the purchase of our property and do so
285 again tonight. I will remind City Council, the mayor and Macedonia residents that precedence was set in
286 the summer of 2015 when City Council unanimously voted to purchase 883 Iroquois Run from private
287 citizens for stormwater issues. My property and my neighborhood already serves as the City of
288 Macedonia's retention area for stormwater in the Ledge and North Bedford area. My home and my
289 family just happen to be stuck in the middle of it. Mr. Migliorini, you remember the back wall (west
290 wall) of the home caving in from stormwater in the 1990s. My husband and I have already rebuilt the
291 only other fully exposed basement external wall (north wall) due to severe damage from the 2006 rain
292 event. Damage is continuing to the happen to the two remaining external walls, we just don't know to
293 what extent. I am so sick and tired of relying on multiple pumps to keep my basement from filling up
294 with water again. In my opinion, there should be no discussion of addition retention in my neighborhood
295 to "help" the families that live here. We do not need a retention pond installed on the back property of
296 9196 North Bedford Road. We do **not** need a retention pond at the corner of Ledge and North Bedford
297 Road, which I am of the belief nullifying the Land Conservancy set up there decades ago. We certainly
298 do not need a pumping station there. We need out of this nightmare.
299 I am sick and tired of the inaction and excuses for why my stormwater situation will never be addressed.
300 I am sorry that the City of Macedonia has perpetuated the problem for decades ultimately putting a price
301 tag on the project outside of the City budget. Frankly, that is not my concern. I am even more sick and
302 tired of being told to wait for the latest and greatest study to be concluded - this time it's from NEORS.
303 Their study started in the summer of 2016 with expected completion in 2018 - maybe - and this is with no
304 guarantees of anything actually being done because the NEORS Board of Directors and Construction
305 Team will choose projects based on their entire service area - which is mainly Cuyahoga County. Back in
306 2015, it was the City paid for North Bedford and Ledge Drainage Study completed by GPD dated
307 January, 2016. Their valid recommendations, conclusions and possible funding sources was simply
308 disregarded and ignored by this administration and Council. The blatant utter disrespect for my home and
309 property is obvious. My home has suffered enough. My family has suffered enough. For once, do
310 something to remedy your wrongs by removing me and my family from it. The time to act on rectifying
311 my stormwater situation is now. "

312

313 Mayor Migliorin told Ms. Loya that the administration reached out to Rachel Webb of the NEORS
314 asking for NEORS to hold a public forum to inform residents such as Ms. Loya of NEORS's findings
315 and plans.

316

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

318 **ORD. NO. 44-2017**

319 AN ORDINANCE AMENDING SECTION 1167.02 OF THE CODIFIED ORDINANCES OF THE CITY
320 OF MACEDONIA REGARDING THE HEIGHT OF BUILDINGS LOCATED IN B-1 CONVENIENCE
321 BUSINESS DISTRICTS was **offered** by Mr. Bilkie **for ordinance to be kept at its second reading**,
322 Ms. Tulley seconded to Mr. Bilkie's motion carried unanimously [*First reading 5-25-17: Second*
323 *reading 6-7-17*]

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329 **ORD.NO. 56-2017**

330 AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE NORTHFIELD
331 CENTER TOWNSHIP=MACEDONIA JOINT ECONOMIC DEVELOPMENT DISTRICT
332 AGREEMENT REGARDING THE ADDITION OF 2.1001 ACRES OF LAND TO THE TERRITORY
333 OF THE JEDD was offered by Mr. Bilkie for **its second reading by title only**. Second not required.

334
335 **ORD. NO. 58A -2017**

336 AN ORDINANCE CONFIRMING THE MAYOR'S PROMOTION OF SEAN HATHAWAY TO THE
337 POSITION OF POLICE SERGEANT OF THE CITY OF MACEDONIA POLICE DEPARTMENT Mr.
338 Bilkie moved, Ms. Tulley seconded and motion carried unanimously on a voice vote to **adopt ORD. NO.**
339 **58A-2017** and post according to law. **ORD. NO. 58A-2017 declared adopted.**

340
341 **ORD. NO. 59 -2017**

342 AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF DANIEL EDWARDS
343 TO THE POSITION OF A FULL-TIME FIREFIGHTER/PARAMEDIC IN THE CITY OF
344 MACEDONIA. Mr. Bilkie moved, Ms. Tulley seconded and motion carried unanimously on a voice vote
345 to **adopt ORD. NO. 59-2017** and post according to law. **ORD. NO. 59-2017 declared adopted.**

346
347 Regarding ORD.NO. 58A & 59-2017, Law Director Guidetti advised appointments needed only motion
348 to adopt as they were administrative.

349
350 **ORD. NO. 60 -2017**

351 AN ORDINANCE AMENDING ANNUAL APPROPRIATION ORDINANCE NO. 19-2017 FOR
352 ADDITIONAL EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD JANUARY 1,
353 2017 TO DECEMBER 31, 2017 was **offered** by Ms. Tulley for its **first reading by title only**. Second
354 not required.

355
356 **ORD. NO. 61 -2017**

357 AN ORDINANCE AMENDING AND SUPPLEMENTAL APPROPRIATION ORDINANCE NO. 41-
358 2011 RELATIVE TO MONIES PREVIOUSLY ADVANCED TO THE HIGHLAND ROAD BRIDGE
359 FUND was **offered** by Ms. Tulley for its **first reading by title only**. Second not required.

360
361 **ORD. NO. 62-2017**

362 AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL
363 PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE
364 MADE TO DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNER OF THE
365 IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES,
366 ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT
367 FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND RELATED AUTHORIZATIONS
368 PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43 (Ambassadors
369 Football) was **offered** by Ms. Hanneken for its **first reading by title only**. Second not required.

370
371 **ORD. NO. 63 -2017**

372 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE VILLAGE OF
373 GLENWILLOW, VILLAGE OF OAKWOOD, AND THE CITY OF TWINSBURG RELATIVE TO
374 SERVICES AT THE INTERSECTION OF RICHMOND/BROADWAY/SHEPARD/RAVENNA
375 ROADS was **offered** by Mr. Bilkie for its **first reading by title only**. Second not required.

376
377 **ORD. NO. 64 -2017**

378 AN ORDINANCE AUTHORIZING THE REESTABLISHMENT OF A REFUSE COLLECTION
379 SUBSIDY FOR SENIOR CITIZENS AND MAKING APPROPRIATION FOR THAT SUBSIDY was
380 **offered** by Mr. Tulley for its **first reading by title only**. Second not required.

381
382 Ms. Tulley moved. Mr. Bilkie seconded and motion carried unanimously on a voice vote **to amend ORD.**
383 **NO. 64-2017, Section 3 to read as follows: "not to exceed \$15,000.00"**

384
385 **ORD. NO. 65 -2017**

386 AN ORDINANCE APPROPRIATING FUNDS AND AUTHORIZING THE MAYOR TO ENTER
387 INTO AN AGREEMENT WITH _____ FOR SENIOR GUTTER CLEANING
388 PROGRAM FOR THE FALL, 2017 SEASON was **offered** by Ms. Hanneken its **first reading by title**
389 **only**. Second not required.

390
391 Ms. Hanneken moved. Ms. Tulley seconded and motion carried unanimously on a voice vote to **amend**
392 **ORD. NO. 65-2017 by adding the following to the title and the second Whereas clause, "Valley View**

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393 **Properties**”, to the third Whereas clause and to Section 3, “to appropriate in the amount of **\$5250**”
394 and to Section 1 (4), The program will provide one gutter cleaning in the **Fall**.
395
396

397 **ORD. NO. 66 -2017**

398 AN ORDINANCE PROVIDING FOR A SENIOR SNOW REMOVAL PROGRAM FOR THE 2017-
399 2018 WINTER SEASON was offered by Mr. Bilkie for its **first reading by title only**. Second not
400 required.
401

402 **ORD. NO. 67 -2017**

403 AN ORDINANCE AMENDING SECTION 1167.03 OF THE CODIFIED ORDINANCES OF THE
404 CITY OF MACEDONIA REGARDING THE HEIGHT OF BUILDINGS LOCATED IN B-2
405 COMMERCIAL SHOPPING DISTRICTS was offered by Mr. Bilkie **for its first reading by title only**.
406 Second not required.
407

408 **ORD. NO. 68-2017**

409 AN ORDINANCE AMENDING SECTION 1167.04 OF THE CODIFIED ORDINANCES OF THE
410 CITY OF MACEDONIA REGARDING THE HEIGHT OF BUILDINGS LOCATED IN B-3
411 GENERAL BUSINESS DISTRICTS was offered by Ms. Tulley **its first reading by title only**. Second
412 not required.
413

414 **ORD. NO. 69-2017**

415 AN ORDINANCE AMENDING SECTION 1167.05 OF THE CODIFIED ORDINANCES OF THE
416 CITY OF MACEDONIA REGARDING THE HEIGHT OF BUILDINGS LOCATED IN B-4
417 HIGHWAY BUSINESS DISTRICTS was offered by Ms. Hanneken **its first reading by title only**.
418 Second not required.
419

420 **ORD. NO. 70-2017**

421 AN ORDINANCE AMENDING SECTION 1167.06 OF THE CODIFIED ORDINANCES OF THE
422 CITY OF MACEDONIA REGARDING THE HEIGHT OF BUILDINGS LOCATED IN B-O
423 BUSINESS OFFICE DISTRICTS was offered by Ms. Tulley for its **first reading by title only**. Second
424 not required.
425

426 **RES. NO. 71-2017**

427 A RESOLUTION CONFIRMING THE APPOINTMENT OF PATRICK VELOTTA TO THE CITY OF
428 MACEDONIA PLANNING COMMISSION Mr. Bilkie moved, Ms. Tulley seconded and motion carried
429 unanimously on a voice vote to **adopt RES. NO. 71-2017** and post according to law. **RES. NO. 71-2017**
430 **declared adopted**
431

432 Regarding RES.NO. 71-2017, Law Director Guidetti advised Mr. Velotta’s appointment needed only
433 motion to adopt as it was administrative
434

435 **MOTIONS / OTHER LEGISLATIVE ACTION** None
436

437 **CORRESPONDENCE:** None.
438

439 **MAYOR’S REPORT:**
440

441 ~Mayor Migliorini announced a Special meeting for Monday, July 31 at 6pm in as much as there were
442 not enough council members present this evening meeting to suspend rules relative to the majority of
443 agenda items. Monday’s agenda will include all items appearing on this evening’s agenda that could not
444 be acted upon tonight.
445

446 ~Mayor Migliorini explained that the City created a “No Knock Registry” as response to Macedonia’s
447 new solicitor/peddler ordinance. The City can no longer prohibit solicitors as it once did because of case
448 law promulgated by the Courts. Macedonia can however help residents who do not want
449 solicitors/peddlers on their properties. Pursuant to Macedonia’s new ordinance solicitors/peddlers are
450 prohibited from entering onto those properties when residential address appears on the “No Knock
451 Registry”. Mayor Migliorini added residents registering on the no-knock list will receive signage at no
452 cost to them to place their mail boxes and on their front door or window. The signage informs
453 solicitors/peddlers that they are prohibited for entering onto the property.
454

455 Chief Golden interjected that placing signage on the mailbox gives solicitors/peddlers fair warning that
456 they are prohibited from even walking up the driveway. This ordinance does not prohibit non-profits like
457 the Girl or Boys Scouts and church related organizations from continuing to go door to door.

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458
459 ~ Mayor Migliorini announced that going forward all calls/inquiries to the city engineer by staff, residents
460 and elected officials are being centralized. That is, the calls/inquiries should be placed with service
461 department. The service director will determine where the call/inquiry should be funneled, if to the city
462 engineer at all.

463
464 ~ The Mayor stated that the NEORS D public forum will be announced when date and time is confirmed.
465

466 ~ Mayor Migliorini announced that the rehabilitation of the northeast corner of Highland Road and Route
467 8 is forthcoming. Included in upgrade of the area will be an access road from Highland Road to Nordonia
468 High school property. The new road will help decongest school traffic on S. Bedford Road.

469
470 ~Mayor Migliorini announced that noise/sound from Bavaria Road disturbing Thistleridge residences is
471 going to be abated. The owner of the Bavaria Road property has agreed to several remedies: Installing
472 new chain-link fencing. The existing wood fence would remain and installing acoustiblok the length of
473 the property. Planting Arborvitae trees the stretch of property. The property is going to be signed
474 accordingly meaning truck driver are going to warned that their trucks cannot idle against the residential
475 fence lines. The truck staging area is going to be moved north of the building. Coca Cola Bottling
476 Company is taking over the entire building and they have an interest in finding resolution to the
477 noise/sound issues as well. In Mayor Migliorini's mind this is the best remedy to the problem. The
478 Mayor said it was unfortunate that in the 1960's land abutting residential property was zoned industrial.

479
480 ~Mayor Migliorini mentioned that the new concrete entrance way and new signage in front of the
481 Recreation Center has been completed. The entrance way is safer and better looking. Also, the signal
482 light trip at the park entrance is now operational.

483
484 **COMMITTEE REPORTS:**
485
486 **Parks & Recreation Commission** Mr. Bilkie announced the next Commission meeting is Wednesday,
487 August 2 at 6:30pm.

488
489 **Longwood Manor Historical Society** Chairman John Cassmer announced that he is hopeful that the
490 Manor House will be opened in September in time for the Wizard of Oz Festival being held in Longwood
491 Park on the week-end of September 22.

492 **DEPARTMENT REPORTS**

493 **Service Department** Director Hnottavange was not present.

494
495 **Building Commissioner**

496
497 **Engineer** Mr. Gigliotti announced that the City's agreement with NEORS D has been executed relative
498 to the Sioux Lane culvert. As soon as NEORS D approves the City's improvement plan the project will be
499 publicly bid. There is no time schedule until a bid is accepted he added. Relative to 883 Iroquois Trail,
500 Mr. Gigliotti stated the Summit County Land Bank has not provided a date for demolition of the house.
501 Mr. Gigliotti reported that the 2017 road program began last week. Macedonia Commons will be paved
502 during evening hours starting on Monday, July 31. ODOT also begins paving Route 8 from Ledge to
503 SR82 on Monday during night hours as well. Mr. Gigliotti commended Service department Co-Forman
504 Jayson McRitchie who Mr. Gigliotti worked with to organize all the drainage complaints the City
505 received during the July 22 rain event. Mr. Gigliotti stated Mr. McRitchie diligently replied to every call
506 and email that was received.

507
508 **Recreation Department** Director Manley was not present.

509
510 **Finance Department** Director Hall reported income tax revenue for July was \$765,085.71 compared to
511 July last year of \$664,168.34, a variance of \$100,917.37 to the good. Revenue for the year is up
512 \$239,751.77 she added. Starting in August revenue from the income tax rate increase will begin trickling
513 in Ms. Hall stated. Ms. Hall also stated that this year there are 909 WM&E accounts that remain
514 outstanding at a value of \$21,124 dollars. Last year 910 accounts remain unpaid at a value of \$20,555.
515 Unpaid accounts are applied to the real estate tax duplicate Ms. Hall stated.

516
517 **Fire Department** Chief Black reported that the fire department continues to clean and flush
518 hydrants throughout Macedonia, Northfield Center and Sagamore Hills.

519
520

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521 **Police Department** Chief Golden had not report.

522

523 **Law Department** Law Director Guidetti had no report.

524

525 **Unfinished business** None.

526

527 **New business** Councilor Hanneken opined that a public forum, while not legally required should be held for the ordinances changing the heights of buildings in all of Macedonia zoning districts.

528

529

530 There being no further business before Council, the meeting adjourned unanimously on voice vote at
531 9:35pm

532