

Record of Proceedings
Regular Council Meeting
July 9, 2015

Presiding Officer, Mayor Donald Kuchta called the July 9 regular meeting to order at 7:30pm.

Present: Council members' Rita Darrow, David Engle, Sylvia Hanneken, Nicholas Molnar and Janet Tulley; Council Clerk Josephine Arceci and Law Director Joseph W. Diemert, Jr.

Absent:

PLEDGE OF ALLEGIANCE was led by Council President Darrow

INVOCATION was led by Councilor Molnar

FINANCIAL REPORT Ms. Hanneken moved, Ms. Darrow seconded acknowledging receipt of the Financial Report dated May 31, 2015 as submitted.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed

PRESENTATION Ms. Aimee Budnik, director of "*First Things First*, an early child hood development project in collaborative with Summit County Public Health Department explained that through the month of August the County focuses on kids and their well-being. The focus from August 3-9 is good beginnings/early learning, from August 10-16 is the family, from August 17-23 health and wellness and the last week it is child safety. The 6th Annual Summit for Kids Fair will be held Saturday, August 15 from 10am-4pm at The John S. Knight Center, 77 E. Mills St. Akron. All the events related to "Summit for Kids" can be found on www.summitcountyfirstthingsfirst.com

PUBLIC COMMENTS

Dan Havlicek of Valley View Road, asked for prayers for John Cassmer, president of the Longwood Manor Historical Society due to Mr. Cassmer's recent hospitalization. Mr. Havlicek announced the LMHS continues to seek volunteers and donations in order to restore the Manor House to its once former glory. Regarding another matter Mr. Havlicek expressed how impressed and emotionally moved he was by the travelling Vietnam Veterans Memorial entitled "The Wall" that was on display in the City of Twinsburg during the Independence Day week-end. Mr. Havlicek who was career Navy stated "The Wall" is a testimony to the cost of safety and freedom.

Regarding another topic, Mike Gabriel of 883 Iroquois Trail explained that the heavy rains of June 26 & 27 presented yet another flooding nightmare. The rock ledges along the ridge of Sugar Bush meant to slow the flow of water have eroded causing the water from Sugar Bush during heaving rain events to saturate the Gabriel property. Mr. Gabriel asked city officials once again to purchase his property and use the parcel to create a large retention basin. The basin would protect other Iroquois properties as well as keep storm water from undermining the Iroquois Trail.

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Councilor Engle informed Mr. Gabriel that Council agreed during work session this evening to authorize the Mayor to solicit appraisals of the Gabriel property. Acquiring the appraisal Mr. Engle explained is simply the first step in the long process of purchasing the property.

Cathy Loya of 9186 N. Bedford Road thanked the Mayor and council members for their continued interest in the flooding issues pertaining to her property. The rain events of June 22nd, 23rd and the 27th produced a significant amount of rainfall which was of grave concern to the Loya's she stated. Because of this Ms. Loya encouraged Council to support Ordinance No. 78-2015 providing for the engineering which would study the entire area of Ledge and Bedford Roads.

Scott Robbins of 9196 N. Bedford Road and neighbor to the Loya's stated if Macedonia has money to purchase someone's home because it gets flooded than it has money to create a retention basin on his property to help resolve the flooding where he lives. Council is just not paying attention to what has happened to his area Mr. Robbins complained. In the last ten years FEMA changed the zoning standards in his area because the water level is higher than it has ever been. Mr. Robbins said home was never included in FEMA flood map because it sits so close to the street. Today however his home is included in the flood map because the water has encroached upon his property. The problem is not getting any better he added. Mr. Robbins expressed frustration that he offered a solution; his property as an easement to create a retention basin. Mr. Robbins pleaded to just dig a hole, route the creek and save everyone's home.

Sandra Riha of 8984 Cherokee and 50 year resident of Macedonia expressed concern that whatever is created in area of Ledge and Bedford Roads may will negatively affect the water level in Indian Creek which is only 180 feet from her home. Ms. Riha explained she her home has flooded three times over the years and feels lucky it hasn't been more times given the close proximity of the creek.. Ms. Riha asked city officials to be mindful of her property when consideration is given to remedy water issue upstream.

Regarding another topic, Patrick Kearney, a resident of Sagamore Hills and representative of Planet Aid Inc., a non-profit organization asked Council to consider proposed Ordinance No. 97-2015. Macedonia's current regulation is too restrictive. Planet Aid's legal department brought this fact and other issues about Macedonia's regulations to the attention of the City's law director. The donation boxes should be allowed within the City because Planet Aid Mr. Kearney explained benefits people and the environment.

Mayor Kuchta asked Mr. Kearney what happens to the items collected by Planet Aid to which Mr. Kearney answered they are sold and the revenue donated to various organizations. Mr. Kearney stated Planet Aid's website provides its purpose, mission statement, annual report and list of organization and projects supported by Planet Aid.

Regarding another matter, Jody Wolff of 8700 Wiltshire Drive stated she supports proposed Ordinance No 52-2015 (ATV) as it is currently written and asked Council do to the same. Ms. Wolff agrees with the minimum one-acre requirement. Ms. Wolff does not feel monitoring the noise level as has been

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suggested is a realistic solution to the problem. Every Macedonia property owner has the right to enjoy their property Ms. Wolff stated and Ordinance No. 52-2015 would help preserve that right.

Mayor Kuchta agreed that measuring the noise levels of ATV's is not a viable solution. Engine noise varies based on the size and cycle of the engine he stated. Moreover, measuring the decibels of sustained noise is different than trying to measuring engine noise when the engine cycle is constantly fluctuating.

Lt. Yakopovich interjected that he and Chief Golden are trained in using a decibel reader. In his experience nuisance activities typically stop when a police cruiser is in view. Another issue is 2-stroke engines do not reach 95 decibels so anything under that decibel reading, whiling annoying is not considered a violation.

David Milstein of 9450 Woodview Oval opined there is no need to create a new law regulating the use of ATV's because Macedonia already has several applicable code sections; §509.03, §533.36, §337.37 as well as ORC 4519.2. Any or all of these Mr. Milstein stated should be used to cite activities that may be discourteous or disruptive to neighboring property owners. Mr. Milstein feels strongly that the proposed law is too restrictive; it is a knee jerk reaction to a few complaints. The 10,000 plus residents should not be penalized because of the poor judgment and behavior of a handful of residents Mr. Milstein stated.

David Lacey of 8598 N. Bedford Road agrees there should be an ATV ordinance. He opined however there should be a compromise regarding how and when ATV are used in consideration of neighboring property owners. Mr. Lacey suggested riding by permit on one's own property with certain restrictions was a reasonable compromise.

Barb Dlugoz of 8588 Valley View Road questioned the lack of common sense among residents which would not cause an ordinance governing the use of ATV's. Ms. Dlugoz questioned how the rider would get their ATV to and from the garage under the 250 foot restriction. Regarding Ordinance No. 64-2015, amending Section 4.13, Ms. Dlugoz reminded Council that they are elected officials and their removal from office should only be by recall and by no other mechanism. Ms. Dlugoz stated the removal of a council member by one of its own should not be part of the Charter questioning why it is included.

Councilor Engle explained to Ms. Dlugoz that Section 4.13 has been part of the Charter since its inception in 1971. Mr. Engle further explained that Ordinance No. 64-2015 is a housekeeping measure. That is the number of votes required to remove a member of Council by the other members of Council was not properly amended when the composition of Council was reduced from six members to five. The number had been four. It should now be three. The amendment was intended to provide remedy.

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PENDING &/OR NEW LEGISLATION

ORD. NO. 52-2015

Ms. Tulley moved, Mr. Molnar seconded for ORD. NO. 52-2015 AN ORDINANCE AMENDING SECTION 375.03 OF THE CODIFIED ORDINANCES RELATING TO SNOWMOBLES, OFF-HIGHWAY MOTORCYCLES AND ALL-PURPOSE VEHICLES **to remain at second reading** [First Rdg: 5/14/15; Second Rdg: 5/27/15, 6/11/15; Public Hearing; 6/11/15]

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Relative ORD. NO. 52-2015, Councilor Tulley suggested that when revisions are made, that Council schedule another work session and hold another public hearing.

ORD. NO. 61- 2015

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 3.01 OF THE CHARTER REQUIRING A MAYORAL PRIMARY FOR MAY OF THE ELECTION YEAR IN THE EVENT THERE ARE MORE THAN TWO MAYORAL CANDIDATES was offered by Mr. Molnar for its **third reading by title only**. Second not required.

Mr. Molnar moved Mr. Engle seconded to **adopt ORD. NO. 61-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle and Hanneken
Nays: Molnar and Tulley
The motion failed

Relative to ORD. NO. 61-2015, Councilor Tulley questioned the philosophy behind this amendment. What changed over the years that Macedonia now needs a mayoral primary she asked? Macedonia is not a partisan city where there is a reason to discern between republican and democratic candidates. There is also no reason for a city of this size to incur additional election expenses if there are no other communities on the ballot to share expenses. Ms. Tulley explained the other reasons she opposed this amendment: The decision to run for the mayoral office has to be made the year before the election year in order to file in time for May ballot, it is costly to fund two campaigns, primaries are costly for the average candidate and primaries tends to favor incumbents. Ms. Tulley feels strongly she added that as many residents who want to run for the office of Mayor should have that right to do so.

Council President Darrow interjected that the City only pays for special elections. The City does not pay for primary or general elections.

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Councilor Tulley responded that the cost of elections is borne by every community whose issues are on the ballot. Macedonia bears the entire cost of the election if it is the only community the ballot no matter when the election is held.

ORD. NO. 62 2015

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 3.03 OF THE CHARTER CHANGING THE NUMBER OF THE MEMBERS OF COUNCIL NEEDED TO OVERRIDE A MAYORAL VETO FROM TWO-THIRDS (2/3) TO FOUR (4) MEMBERS was offered by Ms. Darrow for its **third reading by title only**. Second not required.

Ms. Darrow moved Ms. Hanneken seconded to **adopt ORD. NO. 62-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None
The motion passed. **ORD. NO. 62-2015 declared adopted**

ORD. NO. 63 – 2015

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTIONS 3.03 AND 4.03 OF THE CHARTER CHANGING THE PRESIDING OFFICER AT THE MEETINGS OF COUNCIL FROM THE MAYOR TO THE PRESIDENT OF COUNCIL was offered by Ms. Tulley for its **third reading by title only**. Second not required.

Ms. Tulley moved Ms. Hanneken seconded to **adopt ORD. NO. 63-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None
The motion passed. **ORD. NO. 63-2015 declared adopted**

ORD. NO. 64– 2015

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 4.13 OF THE CHARTER CHANGING THE NUMBER OF VOTES FOR REMOVAL OF A MEMBER OF COUNCIL FROM FOUR (4) TO THREE (3) was offered by Ms. Hanneken for its **third reading by title only**. Second not required.

Ms. Hanneken moved Ms. Tulley seconded to **adopt ORD. NO. 64-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle and Hanneken

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Nays: Molnar and Tulley
The motion failed.

Relative to ORD. NO. 64-2015, Councilor Molnar explained his reason for not supporting this amendment in the toxicity that exists among this Council and Ms. Dlugoz's earlier comment.

Councilor Tulley, after reading aloud in its entirety Section 4.13 of the Charter stated much of this section is open to interpretation. And while vote requirement may be just mathematical error giving power to just three members of Council in this regard is not the right thing to do in her opinion. The recall provision provides a removal process as Ms. Dlugoz had stated Ms. Tulley added.

Councilor Hanneken interjected the sole purpose of this amendment is to rectify a clerical error, an oversight during the last review of the Charter. The requirement of removing of a member of Council by its own was four votes when Council consisted of six members. Now that Council consists of five members, the number of votes needed for removal should mathematically be three.

ORD. NO. 65– 2015

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO ARTICLE IX OF THE CHARTER BY ADDING SEPARATE SECTIONS FOR APPOINTMENT OF THE PROSECUTOR WITHIN THE LAW DEPARTMENT WITH DUTIES was offered by Mr. Engle for its **third reading by title only**. Second not required.

Mr. Engle moved Mr. Molnar seconded to **adopt ORD. NO. 65-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle and Hanneken, Molnar and Tulley
Nays: None
The motion passed. **ORD. NO. 65-2015 declared adopted**

ORD. NO. 66– 2015

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 10.01 OF THE CHARTER BY CHANGING THE COMPOSITION OF THE PLANNING AND ZONING COMMISSIONS BY REMOVING THE MAYOR AND THE APPOINTED MEMBER OF COUNCIL AND REPLACING THEM WITH ELECTORS OF THE CITY was offered by Mr. Molnar for its **third reading by title only**. Second not required.

Mr. Molnar moved Mr. Engle seconded to **adopt ORD. NO. 66-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 66-2015 declared adopted**

ORD. NO. 67 – 2015

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AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTIONS 10.02 AND 4.09 OF THE CHARTER BY REMOVING THE PLATTING AUTHORITY FROM THE PLANNING COMMISSION AND MAKING CITY COUNCIL THE PLATTING AUTHORITY AND REQUIRING THAT ALL RECOMMENDATIONS OF THE PLANNING COMMISSION BE SUBMITTED TO COUNCIL FOR APPROVAL was offered by Ms. Darrow for its **third reading by title only**. Second not required.

Ms. Darrow moved Mr. Molnar seconded to **adopt ORD. NO. 67-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle and Hanneken
 Nays: Molnar and Tulley.
 The motion failed.

Relative to ORD. NO. 67-2015, Councilor Tulley explained she did not support this amendment because of the political situation it creates. Ms. Tulley agreed with changing the composition of the Planning Commission to five electors because it removes politics from that body, which in her opinion was a positive move. However, granting Council platting authority brings politics right back in the picture she added.

ORD. NO. 68– 2015

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTIONS 10.01 AND 11.01 OF THE CHARTER BY REQUIRING THAT ONE MEMBER OF THE PLANNING COMMISSION SERVE AS A NON-VOTING MEMBER OF THE BOARD OF ZONING APPEALS was offered by Ms. Tulley for its **third reading by title only**. Second not required.

Ms. Tulley moved Mr. Engle seconded to **adopt ORD. NO. 68-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Molnar and Tulley
 Nays: Hanneken.
 The motion passed. **ORD. NO. 68-2015 declared adopted**

Relative to ORD. NO. 68-2015, Councilor Hanneken opined the Planning Commission and Board of Zoning and Code Appeals should remain separate entities.

Councilor Tulley interjected the Planning Commission member cannot vote on the BZA appeals.

ORD. NO. 69– 2015

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 14.03.A OF THE CHARTER CHANGING THE NUMBER OF VOTES FOR REMOVAL OF THE BUILDING

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COMMISSIONER FROM FIVE-SIXTHS (5/6) OF THE MEMBERS OF COUNCIL TO FOUR (4) VOTES was offered by Ms. Hanneken for its **third reading by title only**. Second not required.

Ms. Hanneken moved Ms. Tulley seconded to **adopt ORD. NO. 69-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 69-2015 declared adopted.**

Regarding ORD. NOS. 61-69-2015, Council President Darrow thanked all the members of the Charter Review Commission for their commitment and due diligence during the review process. Ms. Darrow opined that all the amendments the Charter Review Commission proposed should have appeared on the ballot in part because of the amount of time and thoughtfulness exercised by the Commission and because the voters should have the right to determine what amendments should be approved.

ORD. NO. 78 – 2015

AN ORDINANCE AUTHORIZING THE RETENTION OF THE GPD GROUP FOR PROFESSIONAL ENGINEERING AND SURVEYING SERVICES REGARDING THE LEDGE AND BEDFORD ROAD DRAINAGE STUDY 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 its second and third readings** Second by Mr. Molnar.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Mr. Engle moved Mr. Molnar seconded to **adopt ORD. NO. 78-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 78-2015 declared adopted.**

ORD. NO. 82 -2015

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF LEAH COFFMAN TO THE POSITION OF FULL-TIME POLICE AND FIRE DISPATCHER was offered by Ms. Darrow 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Darrow moved Mr. Molnar seconded to **adopt ORD. NO. 82-2015** and post same according to law.

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Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 82-2015 declared adopted.**

ORD. NO. 83-2015

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF BRUCE GENOVESE TO THE POSITION OF PART-TIME TIME POLICE AND FIRE DISPATCHER 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Mr. Molnar moved Ms. Tulley seconded to **adopt ORD. NO. 83-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 83-2015 declared adopted.**

ORD. NO. 84-2015

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF BRUCE GENOVESE TO THE POSITION OF PART-TIME CORRECTIONS OFFICER 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Tulley moved Mr. Molnar seconded to **adopt ORD. NO. 84-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 84-2015 declared adopted.**

ORD. NO. 85-2015

AN ORDINANCE CONFIRMING THE APPOINTMENT BY THE MAYOR OF BRIAN FREYHAUF

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TO THE POSITION OF PART-TIME CORRECTIONS OFFICER 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 Ms. Tulley.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Hanneken moved Ms. Tulley seconded to **adopt ORD. NO. 85-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 85-2015 declared adopted.**

ORD. NO. 86 -2015

AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO SOLICIT PROPOSALS FOR THE EMERGENCY PAVEMENT REPAIR AT NORTH FREEWAY DRIVE was offered by Ms. Darrow 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Mr. Engle moved Ms. Hanneken seconded to **adopt ORD. NO. 86-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 86-2015 declared adopted.**

ORD. NO. 87- 2015

AN ORDINANCE AUTHORIZING THE MAYOR AND FIRE CHIEF TO PREPARE SPECIFICIATIONS AND BIDS FOR A NEW MEDIC UNIT AND ADVERTISE THEREFORE 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Tulley moved Mr. Engle seconded to **adopt ORD. NO. 87-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.

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The motion passed. **ORD. NO. 87-2015 declared adopted.**

ORD. NO. 88 – 2015

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN EMS BILLING SERVICES AGREEMENT WITH LIFE FORCE MANAGEMENT, INC was **offered** by Ms. Hanneken for its **first reading by title only**. Second not required.

ORD. NO. 89 – 2015

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH COST RECOVERY CORP. L.L.C, IN ORDER TO PROVIDE BILLING AND RELATED SERVICES REGARDING MOTOR VEHICLE ACCIDENTS was **offered** by Mr. Molnar for its **first reading by title only**. Second not required.

ORD. NO. 90 – 2015

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OHIO ATTORNEY GENERAL FOR DELINQUENT DEBT COLLECTIONS was **offered** by Ms. Darrow for its **first reading by title only**. Second not required.

ORD. NO. 91– 2015

AN ORDINANCE APPROPRIATING MONEY FROM THE GENERAL FUND TO BE TRANSFERRED TO DEPARTMENT OF FIRE ACCOUNTS 101.222.5240 AND 101.222.5580 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Tulley moved Mr. Molnar seconded to **adopt ORD. NO. 91-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 91-2015 declared adopted.**

ORD. NO. 92 – 2015

AN ORDINANCE APPROPRIATING MONEY FROM THE GENERAL FUND AND TO ESTABLISH A NEW ACCOUNT ENTITLED "HOLIDAY FUND" 101.170.5625 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. Molnar.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

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Ms. Hanneken moved Ms. Darrow seconded to **adopt ORD. NO. 92-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 92-2015 declared adopted.**

ORD. NO. 93 – 2015

AN ORDINANCE MAKING APPROPRIATIONS IN ORDER TO FACILITATE VARIOUS OPERATING EXPENSES YEAR TO DATE 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Mr. Engle moved Ms. Tulley seconded to **adopt ORD. NO. 93-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 93-2015 declared adopted.**

ORD. NO. 94 – 2015

AN ORDINANCE APPROPRIATING FUNDS NECESSARY FOR DISPATCH UPGRADES 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 Mr. Engle.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Mr. Molnar moved Ms. Tulley seconded to **adopt ORD. NO. 94-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 94-2015 declared adopted.**

Relative to ORD. NO. 94-2015, Councilor Hanneken explained the \$20,000 is merely a transfer as Sagamore Hills already reimbursed Macedonia this money pursuant to the dispatch services agreement.

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Mayor Kuchta interjected the agreement with Sagamore Hills is a positive step towards regionalization of services. Macedonia dispatches for three communities: Macedonia, Northfield Village and now Sagamore Hills.

ORD. NO. 95– 2015

AN ORDINANCE APPROPRIATING FUNDS FOR USE BY THE PARKS AND RECREATION DEPARTMENT IN ORDER TO COVER NECESSARY EXPENSES YEAR TO DATE 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 Ms. Tulley .

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Hanneken moved Ms. Tulley seconded to **adopt ORD. NO. 95-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 95-2015 declared adopted.**

ORD. NO. 96– 2015

AN ORDINANCE APPROPRIATING FUND TRANSFER FROM GENERAL FUND TO 101.110.5575 FOR CITY-WIDE SERVICER UPKEEP AND OTHER CITY-WIDE COMPUTER MAINTENANCE 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

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Tulley moved Mr. Molnar seconded to **adopt ORD. NO. 96-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **ORD. NO. 96-2015 declared adopted.**

ORD. NO. 97 – 2015

AN ORDINANCE COMPLETELY REPEALING EXISTING ORDINANCE SECTION 1171.19 OF CODIFIED ORDINANCES “DONATION BOXES PROHIBITED” AND ADOPTING NEW ORDINANCE 1171.19 WHICH REGULATES DONATION BOXES AND CREATES A PERMITTING PROCESS was **offered** by Mr. Engle for its **first reading by title only**. Second not required

RES. NO. 98 – 2015

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A RESOLUTION DECLARING THE MONTH OF AUGUST 2015 SUMMIT KIDS MONTH IN THE COUNTY OF SUMMIT was **offered** by Ms. Darrow 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.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed.

Ms. Darrow moved Mr. Engle seconded to **adopt RES. NO. 98-2015** and post same according to law.

Roll call: Ayes: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None.
The motion passed. **RES. NO. 98-2015 declared adopted.**

MOTIONS OR OTHER LEGISLATIVE ACTIONS

- Mr. Engle moved, Mr. Molnar seconded authorizing the Mayor to engage a real estate appraiser for the purpose of appraising the Michael Gabriel property at 883 Iroquois Trail.

Roll call: Yeas: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None
The motion passed

- Mr. Molnar moved, Ms. Darrow seconded authorizing the Mayor to initiate an IT assessment relative to the operation, function and maintenance of entire electronic/computer system owned and/or operated by the City.

Roll call: Yeas: Darrow, Engle, Hanneken, Molnar and Tulley
Nays: None
The motion passed

CORRESPONDENCE:

- Letter of appreciation from Sagamore Hills Trustees to Mayor Kuchta & Macedonia City Council pertaining to Chief Golden, Lt. Yakopovich and Sonja Becker for their interaction regarding recent dispatch services agreement between both communities.

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- Letter of appreciation from Franklin County Deputy Sheriff Declan Feery to Officer Chris Neal regarding the assistance Officer Neal provided to Sheriff Feery's family while they were traveling through Macedonia.

MAYOR'S REPORT: [Imported from Word document]

“Some people were calling my office yesterday to ask about the Channel 5 news trucks parked by City Hall. I would like to thank Channel 5 and their crime stoppers program. The trucks were here to do a segment on pickpockets in Macedonia. They show security tapes on the news that are very helpful to our police in apprehending the thieves. Yes, we have crime in Macedonia so kudos to our police for using any measure possible to help protect us.

Regarding road construction...the Interstate 271 project is moving along on schedule and is still due to be completed in October 2016. The new north bound ramp is still scheduled for completion on September 30th of this year. There are possible delays associated with these jobs because of the lack of time allowed by Norfolk Southern needed to set the new bridge beams. In order to do that, train traffic must be interrupted. They are very reluctant to do that and train traffic (unfortunately) has the right of way

South Freeway drive is still experiencing pole relocation by First energy.

The Route 82 construction on the west end of town has been milled and filled with the intermediate course and is curing. While it is curing ODOT is doing some assorted jobs before laying the final course. We have not yet been told a completion date.

The Route 82 construction on the east end of town is scheduled to commence on September 7th of this year. That construction will take approximately a year.

Pavement recycling has been completed on the "B" streets and further work is being done there before the final course is laid.

Bid documents are being prepared for our 2015 crack sealing program and the budget for that is \$50,000. We will complete as many streets as possible for that amount.

Ledge Road Bridge is scheduled to be repaired starting no later than Monday July 27th and that will mean that Ledge Road will be closed for 75 days starting at that date.

The Sioux Lane culvert replacement is being coordinated with the Summit County DOES (sewer district) because their line runs under the culvert. This will have an effect on the starting date so I do not have that information for you yet.”

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COMMITTEE REPORTS

Planning Commission Mr. Engle reported the next meeting of the Planning Commission is Monday, July 20th at 5:30pm

DEPARTMENT REPORTS

Service Department

Building Commissioner Mr. Hlad was not present.

Engineer Mr. Fini thanked Council for approving the Ledge & Bedford Roads survey project and bid authorization for emergency repair of N. Freeway Drive. Mr. Fini reported the delay in the Sioux Lane culvert replacement project is coordinating what has to be done first by Cleveland Water and Summit County D.O.E.S.

Councilor Hanneken asked Mr. Fini the status of retention basin on Our Lady of Guadalupe property to which he answered that the basin is under design.

Mayor Kuchta interjected the City remains in negotiations with church officials.

Recreation Department Ms. Manley was not present

Finance Department

Fire Department Chief Black had no report.

Police Department Lt. Yakopovich thanked the Mayor and Council for appointments of Ms. Coffman, Mr. Genovese and Mr. Freyhaufer.

Law Department Mr. Diermert left the meeting for personal reasons.

Unfinished business Councilor Tulley reminded residents that City Arborist Tom Rohde is willing to make an inspection of their trees if there is concern of disease. Ash bore disease is destroying so many residential trees throughout the community and Mr. Rohde will confirm the presence of this disease or any others.

Regarding another matter, Council Darrow questioned when Sugarbush was going to be completed.

New business Councilor Tulley mentioned she visited the traveling war memorial to Viet Nam veterans entitled "The Wall" that was on display in the City of Twinsburg. Ms. Tulley's husband Greg served three tours of military service including Viet Nam she added and viewing "The Wall" was an emotionally

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moving experience. The missing man ceremony was particularly moving Ms. Tulley stated. The City of Twinsburg and the Twinsburg VFW are to be commended for sponsoring the event which was well presented and well attended. The firework display was paid for by the VFW of Northfield Center she add

Mr. Fred Quigley, Macedonia resident and military chaplain interjected "The Wall" included the names of twenty-two servicemen for who he officiated their memorial services

There being no further business the regular meeting adjourned at 9:10 (Roll call taken)