

Record of Proceedings
Regular Council Meeting
February 8, 2018

Presiding Officer, Mayor Joseph Migliorini called the February 8 regular meeting to order at 7:30pm.

Present: Council members' Kevin Bilkie, Jessica Brandt, Nick Molnar, Jan Tulley and Vini J. Ventura; Law Director Mark Guidetti and Council Clerk Josephine Arceci.

Absent:

PLEDGE OF ALLEGIANCE & INVOCATION City Chaplin Commander Tom O'Brien, Nordonia Hills American Legion #801

MINUTES Ms. Tulley moved, Mr. Ventura seconded and motion carried unanimously on a voice vote to approve the minutes of regular meeting of January 25, 2018.

PUBLIC COMMENTS

~ **Shirley Koth, 902 Eileen Drive**, regarding the proposed satellite dish ordinance stated as an owner of several rental properties she know firsthand the difficulty of getting satellite dish companies to remove equipment after service has been discontinued. The companies Ms. Koth said simply refuse to return telling her instead to trash the satellites. Removing the devices are your own is not easy Ms. Koth said. In one case the satellite was cemented into the ground. Ms. Koth suggested that Council consider requiring before a permit is issued that the inoperative satellite be removed, that instead upon issuance of a permit the application require that the installation company agree to remove all equipment upon termination of service. Regarding another matter, Ms. Koth asked Council to consider uploading new, pending and approved legislation on the City's website. Regarding work sessions, Ms. Koth suggested that dialogue between the administration and council not be limited to just agenda items. Ms. Koth would like work sessions to include more detailed news and information about the city; calls or concerns the administration or council members receive from their constituents for example. Ms. Koth also opined fixing a set time during the evening of council meetings to give residents an opportunity for one-on-one dialogue with a member of council is not going to work because not enough time is being allocated.

Mayor Migliorini told Ms. Koth regarding satellite dishes it's the administration goal to eliminate the proliferation of satellites no longer in service in part because of aesthetics but primarily to help residents facilitate getting satellites removed when service is discontinued. The Mayor is aware satellite providers are difficult to pin down after service has been discontinued; however, something really needs to be done and he is attempting to try.

After a brief discussion ensued relative to more than council agenda appearing on the City's website; time allocated to one-on-one discussion with members of Council prior to council meeting and pending and adopted legislation uploaded to the City's website may be considered. The public was reminded with today's technology council and the administration is available via email, telephone and Facebook.

INTRODUCTION, READINGS & ADOPTION OF LEGISLATION

ORD. NO. 11-2018

AMENDING SECTION 1381.02 AND SECTION 1381.03 REGARDING SATELLITE EARTH STATIONS was **offered** by Ms. Brandt for its **second reading by title only**. A second not required.

Relative to ORD NO 11-2018, Councilor Brandt mentioned when she purchased her home she had to pay to have the previous owner's satellite dish removed. Ms. Brandt suggested that perhaps a way to avoid a new owner from being responsible for the removing the satellite left by the seller is by way of being part of the Point of Sale inspection.

Councilor Bilkie asked Law Director Guidetti how other communities' handle discontinued satellites to which the law director answered other than the permitting process Mr. Guidetti was aware but will look into the matter. Mr. Guidetti opined the goal is to create an incentive for the company to remove the satellite.

A brief discussion ensued. Some satellite companies hire subcontractors thereby hindering compliance and the proposed ordinance is prospective in nature. And that perhaps the permit process be by company and not per installation.

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ORD NO. 15 – 2018

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH SPECIALIZED CONSTRUCTION, INC. FOR THE REPAIR OF VARIOUS STREETS OF THE 2018 ROAD PROGRAM 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 carried unanimously on a voice vote.

Mr. Molnar moved, Ms. Tulley seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 15-2018** and post according to law. **ORD. NO. 15-2018 declared adopted**

Relative to ORD.NO.15-2018, Engineer Gigliotti announced two bids were received. The bid by Specialized Construction was \$1,222,853.25; the other company's was \$1,466,533.00. The engineer's estimate was \$1,360,000. The best bid was \$123,714. 68 lower than engineer's estimate. Mr. Gigliotti stated Specialized Construction is well respected in the industry and performed Macedonia's 2015 and 2017 road projects.

ORD NO. 16 -2018

AN ORDINANCE AMENDING CODIFIED ORDINANCE CHAPTER 182, CITY OF MACEDONIA'S INCOME TAX ORDINANCE was offered by Mr. Bilkie for its **first reading by title only**. A second not required. *(Mr. Bilkie initially offered Ord. No. 16-2018 for all three readings, but upon the advice of Law Director Guidetti withdrew the motion)*

ORD NO. 17 -2018

AN ORDINANCE PROVIDING FOR REVIEW OF THE CHARTER BY CHARTER REVIEW COMMISSION; FIXINGS ITS DUTIES AND ESTABLISHING A PROCEDURE FOR THE REVIEW was offered for it **first reading by title only**. A second not required.

ORD NO. 18 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF BRIAN FLEMING TO THE POSITION OF FULLTIME FIREFIGHTER/PARAMEDIC was **offered** by Ms. Brandt 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. Ventura carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Molnar seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 18-2018** and post according to law. **ORD. NO. 18-2018 declared adopted**

ORD NO. 19 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF BRYAN FRIEND TO THE POSITION OF FULLTIME FIREFIGHTER/PARAMEDIC was **offered** by Ms. Brandt 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. Ventura carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Ventura seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 19-2018** and post according to law. **ORD. NO. 19-2018 declared adopted**

ORD NO. 20 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF MATTHEW HARMON TO THE POSITION OF FULLTIME FIREFIGHTER/PARAMEDIC 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 carried unanimously on a voice vote.

Mr. Molnar moved, Ms. Tulley seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 20-2018** and post according to law. **ORD. NO. 20-2018 declared adopted**

ORD NO. 21-2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF MATTHEW MALONEY TO THE POSITION OF FULLTIME FIREFIGHTER/PARAMEDIC 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 carried unanimously on a voice vote.

Mr. Molnar moved, Ms. Tulley seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 21-2018** and post according to law. **ORD. NO. 21-2018 declared adopted**

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ORD NO. 22 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF MATTHEW SNOWDEN TO THE POSITION OF FULLTIME FIREFIGHTER/PARAMEDIC was **offered** by Mr. Ventura 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 carried unanimously on a voice vote.

Mr. Ventura moved, Ms. Tulley seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 22-2018** and post according to law. **ORD. NO. 22-2018 declared adopted**

ORD NO. 23-2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF JAMES GARVEY TO THE POSITION OF PART-TIME FIREFIGHTER/PARAMEDIC PARAMEDIC was **offered** by Ms. Brandt 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 carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Bilkie seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 23-2018** and post according to law. **ORD. NO. 23-2018 declared adopted**

ORD NO. 24 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF CHARLES RILEY TO THE POSITION OF PART-TIME FIREFIGHTER/PARAMEDIC 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. Ventura carried unanimously on a voice vote.

Ms. Tulley moved, Mr. Molnar seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 24-2018** and post according to law. **ORD. NO. 24-2018 declared adopted**

ORD NO. 25-2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF MAXWELL BACHER TO THE POSITION OF FULLTIME POLICE OFFICER 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. Ventura carried unanimously on a voice vote.

Mr. Molnar moved, Mr. Bilkie seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 25-2018** and post according to law. **ORD. NO. 25-2018 declared adopted**

ORD NO. 26 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF JAY HATHAWAY TO THE POSITION OF FULLTIME POLICE OFFICER 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. Ventura carried unanimously on a voice vote.

Mr. Bilkie moved, Mr. Molnar seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 26-2018** and post according to law. **ORD. NO. 26-2018 declared adopted**

ORD NO. 27-2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF STEPHEN ATTEWELL O THE POSITION OF PART-TIME CORRECTIONS OFFICER was **offered** by Mr. Ventura 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 carried unanimously on a voice vote.

Mr. Ventura moved, Mr. Molnar seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 27-2018** and post according to law. **ORD. NO. 27-2018 declared adopted**

ORD NO. 28 -2018

AN ORDINANCE CONFIRMING THE FINAL APPOINTMENT BY THE MAYOR OF LEANNE HARVAN O 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 Ms. Brandt carried unanimously on a voice vote.

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Ms. Tulley moved, Mr. Ventura seconded, and motion carried unanimously on a voice vote **to adopt ORD. NO. 28-2018** and post according to law. **ORD. NO. 28-2018 declared adopted**

MOTIONS / OTHER LEGISLATIVE ACTION

~ Ms. Brandt moved, Mr. Molnar seconded and motion carried unanimously on a voice vote designating Council Clerk Josephine Arceci to attend on behalf Council member Jan Tulley a free Public Record and Sunshine Law Seminar sponsored by the Auditor of State on Friday, February 16, 2018.

CORRESPONDENCE: None

MAYOR'S REPORT

- Mayor's Court revenue for January was \$37, 301.
- Pricing material relative to renovation of the Recreation Center's restrooms and locker rooms has begun. Delivery relative to some of material, like the sandstone (\$31,000) will take weeks.

COMMITTEE REPORTS:

Finance Committee Mr. Bilkie announced a finance committee meeting will be held Thursday, March 1st at 6:30pm to review and discuss the capital budget.

Parks and Recreation Commission Ms. Brandt announced the Commission met February 7. In attend was the Rec Center's recreation coordinator and marketing director as well the newest member of the Commission. Jeremy DeBenedictis. Ms. Brandt announced an opening remains on the Commission.

DEPARTMENT REPORTS

Service Department Director Hnottavange announced "Sensible Salt Practices" has been initiated because the City's road salt reserve is low. Macedonia is not alone regarding salt shortage Mr. Hnottavange stated. The reason he explained is the salt provider is prohibited from mining more than 800 tons per day thus limiting distribution to all communities including Macedonia. Mr. Hnottavange explained 25 tons of salt is used during one pass through the city. Macedonia is about 11-12 square miles and has approximately 142 lane miles. Therefore tons of salt is used during major snow events. Under "SSP", mains, hills and intersections are primarily targeted for salting. Brine is also applied he added.

Building Commissioner

Engineer Mr. Gigliotti thanked Council for approving the contract with Specialized Construction.

Recreation Department Ms. Manley announced receipts for the beginning of the year have started out strong. Membership in January amounted to about \$96,000, \$35,000 more than last year and one-fourth more than total revenue for all of 2017. Ms. Manley feels including fitting classes in memberships and the new monthly rates has been a significant contributor to the positive trend. Ms. Manley announced Dive-In Movie Night featuring "Finding Dory" is scheduled for Friday, February 23 from 7-9pm. Families can view movie from pool deck or from floatation devices in the pool. Registration for youth spring soccer ends March 1 she added.

Finance Department Director Hall announced 2017 WM&E invoices will be issued in March.

Fire Department Chief Black reminded residents to please fire hydrants located on their properties free of snow and to make sure their street numbers visible as well.

Police Department Chief Golden had no report.

IT Department

Law Department Law Director Guidetti announced the ballot language relative to the ¼% tax increase for fire, police and service is being finalized.

Unfinished business None.

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New business Councilor Ventura announced that he and Councilor Brandt will be available for residents to express their thoughts and concerns at the next council meeting on Thursday, February 22 at 6:30pm. Going forward this opportunity is going to be regularly scheduled prior to each scheduled council meeting.

There being no further business before council, the meeting was adjourned at 8:15pm