

Record of Proceedings

Regular Council Meeting

July 11, 2019

Presiding Officer, Mayor Nicholas Molnar called the July 11 regular meeting to order at 7:30 p.m.

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

INVOCATION & PLEDGE OF ALLEGIANCE: Chaplain Tom O'Brien of Nordonia Hills American Legion 801.

MINUTES Ms. Tulley moved, Mr. Ventura seconded and motion carried unanimously on a voice vote approving the minutes of the regular meeting of June 13, 2019.

PUBLIC COMMENTS

~ **John Cassmer**, Macedonia resident and president of Longwood Manor Society announced that the monthly meetings of the LMHS are held on the 4th Tuesdays of the month, the next meeting is July 23rd at 6:30 p.m., at the Manor House. Mr. Cassmer also announced that the Manor House is open to the public on the last Sunday of each month. The next open house is July 28th from 1-4 p.m. Mr. Cassmer reported that the LMHS has six new members all of whom have signed the appropriate waivers and that the LMHS has received two donations; a used refrigerator valued at approximately \$200 and a \$50 gift card from Home Depot, Macedonia.

~ **Shine Raju**, representing St. Gregorius Indian Orthodox Church, Macedonia announced the congregation is hosting the 2nd India Food Fair (Festival) Saturday, July 27th on church grounds at 1252 East Aurora Road. The festival Mr. Raju explained celebrates Indian cuisine and culture by highlighting a variety of Indian food, local dance forms, music, art, crafts and games. Mr. Raju announced in addition to showcasing Indian culture and food the money raised during the event supports several charities like Laura's House which provides emergency shelter for women and children fleeing domestic violence and Joseph's House which provides healing care to homeless men and women. Mr. Raju proudly announced that the India Food Fair is the largest Eco-friendly, zero-waste festival in Ohio catering to more than 3500 guests. There will be no use of disposable single-use plastics and Styrofoam he stated. All plates, cups and utensils used are fully compostable. Mr. Raju thanked the Macedonia Methodist Church for kindly offering the use of its parking lot where a shuttle will be used to transport guests to St. Gregorius on the one day event which will be held rain or shine.

Mayor Molnar commended Mr. Raju and the St. Gregorius congregation for providing a family friendly cultural event for the community and visitors to the area to learn and enjoy.

Councilor Ventura thanked Mr. Raju as well. Mr. Ventura mentioned that he, his wife and Councilors Brandt and Tulley attended the festival last year and enjoyed the cultural experience very much.

READINGS & ADOPTION OF LEGISLATION

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ORD. NO. 48- 2019

AN ORDINANCE AMENDING AND CLARIFYING SECTION 1121.11 OF CODIFIED ORDINANCES OF THE CITY OF MACEDONIA REGARDING STREET TREES 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 its second and third readings**. Second by Ms. Tulley authorizing the same carried unanimously on a voice vote.

Mr. Ventura moved, Ms. Brandt seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 48-2019 and post same according to law. ORD. NO. 48-2019 declared adopted.**

ORD. NO. 50-2019: Due to numeration error no legislation exists with this number

ORD. NO. 51A - 2019

AN ORDINANCE AMENDING ORDINANCE NO. 114-2018 RELATIVE TO CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD OF JANUARY 1, 2019 TO DECEMBER 31, 2019 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 authorizing the same carried unanimously on a voice vote.

Mr. Bilkie moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 51A-2019 and post same according to law. ORD. NO. 51A-2019 declared adopted.**

ORD. NO. 51 -2019

AN EMERGENCY ORDINANCE AMENDING THE COMPENSATION SCHEDULE FOR THE NON-UNION CITY EMPLOYEEES OF MACEDONIA EFFECTIVE JULY 31, 2019 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 Ms. Tulley authorizing the same carried unanimously on a voice vote.

Mr. Bilkie moved, Ms. Brandt seconded and motion **carried unanimously on a voice vote to amend ORD. NO. 51-2019 to conform to version of said ordinance received by Council only July 10, 2019 except regarding proposed amendment to the salary relative to the position of mayor.**

EXECUTIVE SESSION

At 7:45 p.m., Mr. Bilkie moved, Mr. Barker seconded to adjourn into Executive Session pursuant to R.C. 121.22 (g)(1), to discuss compensation relative to a public employee or official.

Roll call: Ayes: Barker, Bilkie, Brandt, Tulley and Ventura
 Nays: None.
 The motion carried.

At 8:00 p.m., Council reconvened into its regular meeting.

Mr. Bilkie moved, Ms. Tulley seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 51-2019 as amended and post the same according to law. ORD. NO. 51-2019 declared adopted as amended.**

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ORD. NO. 52 -2019

AN EMERGENCY ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MACEDONIA AND THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL 436, FOR THE YEARS 2017, 2018 AND 2019 was **offered** 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 authorizing the same carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 52-2019 and post same according to law. ORD. NO. 52-2019 declared adopted.**

ORD. NO. 53 -2019

AN EMERGENCY ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENTS FOR SERGEANTS, PATROLMEN AND DISPATCHERS FOR THE YEARS 2017, 2018 AND 2019 WITH THE OHIO PATROLMAN'S BENEVOLENT ASSOCIATION was **offered** by Mr. Barker for its **first reading by title only**. Second not required.

ORD. NO. 54 -2019

AN EMERGENCY ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MACEDONIA AND THE MACEDONIA FIREFIGHTERS, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 3947 FOR THE YEARS 2017, 2018 AND 2019 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 authorizing the same carried unanimously on a voice vote.

Mr. Ventura moved, Ms. Tulley seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 54-2019 and post same according to law. ORD. NO. 54-2019 declared adopted.**

ORD. NO. 55- 2019

AN ORDINANCE AMENDING CHAPTER 153 OF THE CODIFIED ORDINANCES OF THE CITY OF MACEDONIA RELATIVE TO THE FIRE DEPARTMENT 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 authorizing the same carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Bilkie seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 55-2019 and post same according to law. ORD. NO. 55-2019 declared adopted.**

Relative to ORD. NO. 57-2019, Chief Ripley explained the requested change in title is predicated on fact that the position of assistant fire chief represents more closely the duties required of the executive to the fire chief than that of fire captain. There is no financial difference in salary that results from the change in title.

ORD. NO. 56- 2019

AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE A FIRE SAFETY TRAILER FOR THE CITY OF MACEDONIA FIRE DEPARTMENT was **by** Ms. Tulley and moved Council waive the

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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. Brandt authorizing the same carried unanimously on a voice vote.

Ms. Tulley moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 56-2019 and post same according to law. ORD. NO. 56-2019 declared adopted.**

ORD. NO. 57- 2019

AN ORDINANCE AUTHORIZING THE MAYOR TO ENROLL THE CITY AS A MEMBER OF THE NATIONAL COOPERATIVE PURCHASING ALLIANCE, AND TO PURCHASE NEW CHAIRS FOR COUNCIL CHAMBERS AND CAUCUS THROUGH THE NCPA 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 authorizing the same carried unanimously on a voice vote.

Ms. Tulley moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 57-2019 and post same according to law. ORD. NO. 57-2019 declared adopted.**

Relative to ORD. NO. 57-2019, Law Director Guidetti explained this organization like other purchasing cooperatives provides for the lowest and best cost. Municipalities therefore by making its purchase through a cooperative do not have the additional cost of competitive bidding. However to take advantage of the use of this cooperative requires that the city register for membership to NCPA. Registration is at no cost.

Mayor Molnar interjected that the chairs in Chambers used by Council, the law director and clerk as well as the conference chairs used in caucus were purchased in 1987 and therefore have more than served their function and usefulness.

ORD. NO. 58– 2019

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH SPECIALIZED CONSTRUCTION, INC. FOR THE VALLEY VIEW ROAD RECONSTRUCTION PROJECT NCPA 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 authorizing the same carried unanimously on a voice vote.

Ms. Tulley moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 58-2019 and post same according to law. ORD. NO. 58-2019 declared adopted.**

RES. NO. 59-2019

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR RUBBISH COLLECTION was **offered** by Mr. Barker 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 authorizing the same carried unanimously on a voice vote.

Mr. Barker moved, Ms. Tulley seconded, and motion **carried unanimously on a voice vote to adopt RES. NO. 59-2019 and post same according to law. RES. NO. 59-2019 declared adopted.**

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RES. NO. 60– 2019

A RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY THE SERVICE DEPARTMENT OF THE CITY OF MACEDONIA IN ACCORDANCE WITH CITY OF MACEDONIA CODIFIED ORDINANCE SECTION 121.05 AND OHIO REVISED CODE SECTION 721.15 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 Ms. Brandt authorizing the same carried unanimously on a voice vote.

Mr. Bilkie moved, Mr. Barker seconded, and motion **carried unanimously on a voice vote to adopt RES. NO. 60-2019 and post same according to law. RES. NO. 60-2019 declared adopted.**

RES. NO. 61A-2019

A RESOLUTION OF NECESSITY TO CONVERT THE CITY OF MACEDONIA WATER MAINTENANCE AND EXPANSION FUND COLLECTIONS TO A SPECIAL ASSESSMENT RELATIVE TO THE SERVICES OF THE MUNICIPAL WATER SYSTEM, AND DECLARING AN EMERGENCY was **offered** Mr. Ventura for its **first reading by title only**. Second not required.

RES. NO. 61– 2019

A RESOLUTION OF NECESSITY FOR AN ASSESSMENT FOR THE CONSTRUCTION OF A “RIGHT-IN RIGHT-OUT” ACCESS DRIVE INTO AND OUT OF THE CROSSINGS/GOLDEN LINK SHOPPING CENTER WITHIN THE CITY OF MACEDONIA AND DECLARING IT AN EMERGENCY 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. Barker authorizing the same carried unanimously on a voice vote.

Ms. Tulley moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt RES. NO. 61-2019 and post same according to law. RES. NO. 61-2019 declared adopted.**

RES. NO. 62-2019: Due to numeration error no legislation exists with this number.

RES. NO. 63 – 2019

A RESOLUTION AUTHORIZING THE MAYOR TO TAKE SUCH STEPS NECESSARY TO APPLY FOR FUNDING FROM THE OHIO PUBLIC WORKS COMMISSION, DISTRICT EIGHT PUBLIC WORKS COMMITTEE, PROGRAM YEAR 34, FOR THE HIGHLAND ROAD RESURFACING PROJECT was **offered** by Mr. Barker 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 authorizing the same carried unanimously on a voice vote.

Mr. Barker moved, Mr. Ventura seconded, and motion **carried unanimously on a voice vote to adopt RES. NO. 63-2019 and post same according to law. RES. NO. 63-2019 declared adopted.**

MOTIONS / OTHER LEGISLATIVE ACTION: None

CORRESPONDENCE: ~Letter dated June 25, 2019 from Nancy Black, 118 Pickwick Drive, Northfield Center to Mayor Molnar in appreciation and gratitude for what Ms. Black described as exceptionally kind and professional care she was provided by Macedonia paramedics.

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MAYOR'S REPORT:

~ Mayor reported Mayor's Court revenue for the month of May was \$33,114.55

~ Mayor commended Directors John Hnottavange and Angela Manley for orchestrating a successful and well- attended Family Fishing Day on June 22nd. The feedback was only positive said the Mayor. The Mayor also commended Director Hnottavange regarding the shredding event hosted by Summit County and held at Longwood Park on July 6th.

~Mayor asked residents for their patience regarding the paving program. The City is fortunate to now have the ability to repair so many roads during one season, however putting up with all that entails is frustrating to so many. Weather permitting, the road program should be winding down in about a month or so, Other than Valley View Road.

~Mayor announced the work on the ball fields is now complete. The contractor who performed the work also prepares the field of the Pittsburgh Pirates. The work done, that is now having good fields with good drainage has been long overdue. The final upgrade of the field, the lights that have been wholly funded by NOPEC should be installed in total over the next several or so weeks.

~Mayor reported he'll be meeting with ODOT official regarding storm water issues specific to Ledge Road. Of concern is recent upgrade to I271 believed to be reason for severe run-off that has caused flooding of Ledge Road properties.

~ Mayor announced that the assessment ordinance relative to the annual \$20. 80 Water Maintenance and Expansion Fund fee established 52 years ago in 1967 was proposed by Finance Director Veres to streamline the collection process. Each year extensive man -hours are used to issue thousands of notices, hundreds of which are returned undeliverable. Mr. Veres suggested this problem, the long man-hours and cost of postage could be eliminated by placing the annual fee on the tax duplicate of each property. The County would then issue the funds annually to the City has it does other fees and property taxes.

~Mayor Molnar reminded motorist as he continues to do; do not drive distracted. Do not text and drive.

COMMITTEE REPORTS

Parks and Recreation Commission Councilor Brandt announced the P&RC met last night and proposed several new concepts like a 9-hole disc golf course which newest P&RC member Kevin Hunter is spearheading. The P&RC is proposing establishing a community garden, a concept first proposed by the Future Growth Committee. The garden would be developed conjunction with the LMHS and the Nordonia Hills Garden Club. The garden will take some time coming to fruition but eventually become a reality Ms. Brandt stated.

Council of the Whole Council President Tulley reminded the public that Council is taking a summer hiatus to enable vacations. By Charter, Ms. Tulley explained Council has to meet at least once per month. The hiatus has been scheduled to meet that criterion. The next regular meeting of Council will not be until August 22, 2019.

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DEPARTMENT REPORTS

Service Department Director Hnottavange reiterated the Summit County shredding event held July 6 was very successful. Residents/businesses of Summit County who participated in the event numbered 392. Collection resulted in 27,200 lbs (13.6 tons) of unwanted documents and 760 lbs of cardboard. Mr. Hnottavange reiterated as well, weather permitting, all infield lighting should be installed and operational by month's end. Mr. Hnottavange announced that brush collection is resuming July 1st. Brush should be dropped off at 9000 Valley View Road, Monday to Friday from 8:00 am – 3:30 p.m. The brush program is limited to Macedonia residents only. Contractors are strictly prohibited. Also prohibited are leaves, grass clippings, root balls and construction materials. Regarding animal control, Mr. Hnottavange reminded residents that the contract the City has with an animal control company is for the removal of stray dogs and nuisance animals who have found their way into residential living quarters, i.e., living room, kitchen and bedroom. Removal of nuisance animals from under decks, sheds or even within garages not included.

Building Commissioner

Engineer Mr. Gigliotti reported this year's road paving relative to Wiltshire and Saybrook. The other roads in the program will be done soon. Melody Lane remains northbound traffic only. The traffic pattern relative to Melody stays effective for another several weeks. Work on Valley View Road will commence upon execution of tonight's ordinance awarding improvement contract to Specialized Construction.

Recreation Department Director Manley announced several weeks of day camp are still opened and still available for school aged children. Ms. Manley thanked Macedonia safety forces, police and fire for visiting the campers and providing "feel good" insight about each department. Youth sports registration for fall soccer and flag football is opened and can be completed online Ms. Manley stated. Regarding the flag football program Ms. Manley happily announced that it is now called Junior Browns football because Macedonia Recreation partnered with Cleveland Browns Football. Ms. Manley also happily announced that forthcoming will be many new fall community events.

Finance Department Mayor Molnar in Director Veres' absence reported 569 income tax refunds have been issued at a cost of over \$138,000. The filing deadline for 2018 tax year is July 15th.

Fire Department Chief Ripley thanked Council for approving the purchase of the fire safety trailer that will be used for fire training for children and adults. The trailer Chief Ripley added will be utilized at all the schools within the Nordonia Hills school district. The Chief reminded the public that hydrant flushing is underway in all the areas Macedonia provides fire service: Macedonia, Sagamore Hills and Northfield Center.

Police Department Chief Golden reported that the most frequent complaint the department receives from residents is about speeders on their streets. The irony Chief Golden stated is most speeders are the residents themselves. Chief Golden explained as a speeding deterrent police officers place their cruisers strategically during peak traffic hours in areas of residential streets and roads where most complaints are generated. The officers stake each location at 15 minute intervals before moving onto a different location.

Law Department Law Director Guidetti had no report.

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Unfinished business Council President Tulley told Chief Golden she has not seen police coverage on Berkshire for over several months. If the residential speed limit is 25mph, than the limit should be observed and enforced by the department. This also applies to stop signs and the speed limit on Route 82.

New business Council President Tulley commended Building Commissioner Nino Monoco, City Engineer Joe Gigliotti and Building Inspector Chris Hall for their quick responses over a recent matter. Ms. Tulley also commended Director Manley and swimming instructor Miss Missy for accommodating Ms. Tulley's granddaughters who were visiting for a week and wanted to continue private swim lessons they were receiving in their home state. The Rec Department made it happen and all three little girls adorned Ms. Missy.

There being no further business, the regular meeting of council was adjourned unanimously on voice vote at 8:29 p.m.