

Record of Proceedings

Regular Council Meeting

September 12, 2019

Presiding Officer, Mayor Nicholas Molnar called the September 12 regular meeting to order at 7:33 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 Mr. Barker moved, Mr. Ventura seconded and motion carried unanimously on a voice vote approving the minutes of the regular meeting of August 22, 2019.

FINANCIAL REPORT Mr. Ventura moved, Ms. Tulley seconded and motion carried unanimously on a voice vote acknowledging receipt of Financial Report dated July 31, 2019.

PUBLIC COMMENTS

~ **Karen Bartolozzi, Driftwood Lane resident** complained the LED replacement street light installed last year shines directly onto her home. Ms. Bartolozzi thanked Service Director Hnottavange for trying to rectify the situation by readjusting the light but the problem still exists in part because the pole is not straight.

A brief discussion ensued that perhaps strategically placing a shield over the LED may help eliminate Ms. Bartolozzi's problem. The other solution, straightening the pole is a less likely a resolution in part because getting the electric company to straighten pole is not an easy endeavor and even if the company would be willing the timetable to get it done would be lengthy.

READINGS & ADOPTION OF LEGISLATION

ORD. NO. 69 – 2019

AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 51-2019 RELATIVE TO THE COMPENSATION SCHEDULE FOR THE NON-UNION CITY EMPLOYEES OF MACEDONIA 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. Brandt authorizing the same carried by majority on a voice vote; Ms. Tulley dissented.**

Mr. Ventura moved, Mr. Bilkie seconded, and motion **carried by majority on a voice vote to adopt ORD. NO. 69-2019 and post same according to law; Ms. Tulley dissented. ORD. NO. 69-2019 declared adopted.**

ORD. NO. 73-2019

AN ORDINANCE AMENDING SECTION 351.20 OF THE CODIFIED ORDINANCES OF THE CITY OF MACEDONIA RELATIVE TO PARKING PROHIBITED ON SPECIFIC STREETS 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 its second and third readings. Second by Mr. Ventura authorizing the same carried unanimously on a voice vote.**

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Ms. Brandt moved, Mr. Bilkie seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 73-2019 and post same according to law. ORD. NO. 73-2019 declared adopted**

ORD. NO. 75 – 2019

AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE NORTHFIELD CENTER TOWNSHIP-MACEDONIA JOINT ECONOMIC DEVELOPMENT DISTRICT AGREEMENT REGARDING THE ADDITION OF 21.5373 ACRES OF LAND TO BE PLACED INTO THE TERRITORY OF THE JEDD was **offered** by Mr. Ventura for its **second reading by title only**. A second not required.

Public Hearing for Ordinance No. 75-2019 scheduled for October 10, 2019 at 7:00 p.m.

ORD. NO. 79 -2019

AN ORDINANCE DETERMINING TO PROCEED WITH CONVERTING 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** 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, Mr. Velotta seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 79-2019 and post same according to law. ORD. NO. 79-2019 declared adopted**

ORD. NO. 80-2019

AN ORDINANCE DETERMINING TO PROCEED WITH THE ACQUISITION, CONSTRUCTION, INSTALLATION, AND IMPROVEMENT OF A CERTAIN “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. Ventura authorizing the same carried unanimously on a voice vote.

Mr. Tulley moved, Mr. Bilkie seconded, and motion **carried unanimously on a voice vote to adopt ORD. NO. 80-2019 and post same according to law. ORD. NO. 80-2019 declared adopted**

RES. NO. 81-2019

A RESOLUTION CONFIRMING THE REAPPOINTMENT BY THE MAYOR OF JOE BIBER TO THE PARKS AND RECREATION COMMISSION 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. Barker authorizing the same carried unanimously on a voice vote.

Ms. Brandt moved, Mr. Barker seconded, and motion **carried unanimously on a voice vote to adopt RES. NO. 81-2019 and post same according to law. RES. NO. 81-2019 declared adopted**

RES. NO. 82 -2019

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A RESOLUTION CONFIRMING THE REAPPOINTMENT BY THE MAYOR OF TERRY REPAK TO THE CITY OF MACEDONIA BOARD OF ZONING AND BUILDING CODE APPEALS 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. Brandt 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. 82-2019 and post same according to law. RES. NO. 82-2019 declared adopted**

Addition to Agenda: ORD. NO. 83 -2019 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MACEDONIA OCCUPANCY AND JOBS CREATION PROGRAM AGREEMENT WITH PEAK NANO OPTICS, LLC EMERGENCY

Ms. Tulley moved, Mr. Ventura seconded and motion carried unanimously on voice vote to add ORD. NO. 83-2019 to the agenda.

Ms. Tulley moved, Mr. Bilkie seconded and motion carried unanimously on voice vote to waive the 48-hour rule of Council relative to ORD. NO. 83-2019

Ms. Tulley offered ORD. NO. 83-2019 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. 83-2019 and post same according to law. ORD. NO. 83-2019 declared adopted**

Relative to ORD.NO. 83-2019, Mike Hus, senior vice president of engineering explained that Peak Nano Optics produces lightweight, high-performance nanolayer gradient index lenses for military and commercial applications. Peak Nano is currently located in Valley View, Ohio. The anticipated moving date to the 48,000 foot facility located on Roll & Hold Parkway is December 1. The investment to that facility is over \$2 million. Mr. Hus said production is anticipated in 2020 starting with 64 employees and thereafter increasing to 141 employees by 2023. The initial projected income is \$6.2 million with anticipated increase to \$12.3 million by year four. The net increase the city will realize in income tax revenue over four years is anticipated to be \$755,000. Mr. Hus thanked the Mayor, Law Director Guidetti and Finance Director Veres for expediting this matter.

MOTIONS / OTHER LEGISLATIVE ACTION: See last page (Executive Session)

CORRESPONDENCE: None.

MAYOR'S REPORT:

~ In remembrance of 9/11 and the 19th anniversary of that tragic day Mayor Molnar read the following quote from an unidentified author.

"I miss 9/12, September 12th. I would never ever want another 9/11 but I miss the America of 9/12. Stores ran out of flags to sell because they

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were being flown everywhere. People were Americans before they were upper or lower class, Jewish, Christian, republican or democrat. We hugged people without caring if they ate Chick fil A or wore Nikes. On 9/12 what matter more was what united us than what divided us.”

Mayor Molnar added at the entrance of the City Center a plaque is being installed next to a portion of a steel I-beam from one of the Twin Tower commemorating the tragedy of that day and the loss of so many innocent souls.

~Mayor's Court revenue was August was \$33,807.

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

COMMITTEE REPORTS

Finance Committee of the Whole Finance Chair Bilkie announced two finance meetings have been scheduled to begin developing the 2020 budget. The first of the meetings is Tuesday, September 24 and the second Tuesday, October 8, both of which are at 6:30 p.m.

Parks and Recreation Commission Councilor Brandt announced that P&RC continues to discuss future potential projects; a 9-hole disc golf course and community garden and the improvement to the locker rooms. Ms. Brandt announced several upcoming events at Longwood Park; a Craft Beer and Food Truck Festival on Sunday, September 15 from 11:00 – 4 p.m., and a Haunted Hayride on Saturday, October 12 from 7 -10 p.m. While the latter is still in the planning stages, families and/or groups are encouraged to create haunted scenes for the hayride. The next meeting of P&RC is October 16 at 6 p.m.

Safety Commission Chairman Ventura announced a meeting is being held Monday, September 16 at 6:30 pm., in council caucus. Residents having concerns about fire, police or EMS should contact Mr. Venture or safety commission members Jessica Brandt or Shane Barker.

Northfield Macedonia Cemetery Council President Tulley reiterated the remaining part of the fence that surrounds a portion of the cemetery that's considered the new fence is being power washed by the cemetery sexton so that is can be repaired and repainted. A decision has not been made whether the portion of the fence removed because of severe deterioration will be replaced.

DEPARTMENT REPORTS

Service Department Director Hnottavange announced service crews have nearly completed trimming all the street trees throughout the city. This will be the last time the city will be pruning and trimming trees at the curb line (tree lawn). Going forward pruning and trimming will be the responsibility of the property owners. Mr. Hnottavange mentioned since fall is just around the corner residents should begin thinking about leaf collection, that is, getting leaves raked and at the curb as quick and as often as possible. The style of collection is going to be different than in previous years he added.

Building Commissioner Not present.

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Engineer Mr. Gigliotti reported all nine roads in this year's paving program are completed. Valley View Road, a separate project only needs to be top coated. Crack sealing, the last function of this year's paving program is in progress. Mr. Gigliotti mentioned the bid opening for pavement marking is September 13. Legislation regarding the same is anticipated for September 26th meeting.

Councilor Bilkie asked Mr. Gigliotti when he anticipates discussing next year's road program to which Mr. Gigliotti answered probably not until the early part of 2020 after finances and the remaining roads have been reviewed.

Councilor Ventura asked Mr. Gigliotti during this season's pavement markings if the east end of Bruce Road can be lined too because for some reason the east end was not lined (white edge lines) when Bruce was restored several years ago.

Council President Tulley asked Mr. Gigliotti if there is any news regarding the Our Lady of Guadalupe retention project to which Mayor Molnar interjected that he has a meeting scheduled next week with church officials in the hope for resolution to the hold-up. Ms. Tulley asked Mr. Gigliotti the timeline if next week's meeting is productive to which the engineer answered start to finish the project should take only several months, weather permitting.

Recreation Department Director Manley was not present.

Finance Department Director Veres reported finance department received its first TIF check from Summit County relative to "The Avenue" TIF for \$72,759. This money is specifically earmarked for improvements listed in that TIF, one of which is improvements to Valley View Road. The Avenue TIF is for 30-years which will equate to about \$2.7 million in additional revenue over the life of that TIF Mr. Veres added.

Fire Department Chief Ripley announced the new fire safety trailer has arrived. However a tutorial by the manufacture is required before the trailer is operational. The chief mentioned that installation of the exhaust removal system at all three fire stations is starting this week. The installation is funded by a Federal Emergency Management Agency grant the city received last year for \$138,270.

Police Department Chief Golden mentioned he receives numerous inquiries about drones. Drones fall under the umbrella of FAA regulations, which are many and which continue to evolve. Basically Chief Golden explained there are two distinctions/classifications relative to drone use. One is for recreational purposes only and the other is receiving compensation for use of the drone. If receiving compensation, certification and registration with the FAA is required Chief Golden added. The FAA website has complete and concise information about drones.

Law Department Law Director Guidetti had no report.

Unfinished business None.

New business Council President Tulley asked Engineer Gigliotti and Director Hnottavange what they know about the extensive clearing that has taken place under high tension corridor west of Shepard Road between Berkshire and Deepwood .

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EXECUTIVE SESSION

At 8:15 p.m., Ms. Tulley moved, Ms. Brandt seconded to adjourn into Executive Session pursuant to O. R.C. 121.22 (g)(1), to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. (In attendance as well was Law Director Guidetti)

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

At 9:30 p.m., Council reconvened into its regular meeting and there being no further business, called for adjournment from its regular meeting unanimously on voice vote at 9:31 p.m.