

Record of Proceedings

Public Hearing

January 9, 2020

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Presiding Officer, Mayor Molnar called the January 9 Public Hearing to order at 7:15 PM.

Present: Council members' Jessica Brandt, Dave Finley, Jeff Garvas, Janet Tulley and Vini J. Ventura; Law Director Mark Guidetti and Council Clerk Josephine Arceci

Purpose of the hearing:

ORD.NO. 96 -2019

AN ORDINANCE AMENDING CHAPTER 1179 OF THE CODIFIED ORDINANCES OF THE CITY OF MACEDONIA RELATIVE TO SIGN REGULATIONS

Relative to ORD. NO. 96-2019 City Planner Brian Frantz informed Council and the public that the review and update of the sign code began in 2018. What Mr. Frantz described as a complete and comprehensive revision of the code was accomplished in three phases utilizing the efforts of city staff and the Planning Commission. Recent court cases that effect sign ordinances in general were also considered in the review process.

Resident Sue Metzler who is also a member of the Board of Zoning and Code Appeals questioned Mr. Frantz if more signs will be allowed under the new code to which he answered the number of permitted signs remains the same. Continuing, Mr. Frantz added however that the code relative to temporary signage was completely updated by making them less discriminatory; equalizing them between zoning districts and providing that they be more in concert with court cases all of which should be beneficial from the perspective of the BZA.

As there were no further comments from the public and there being no other further business before Council, the public hearing was adjourned at 7:20 PM.

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Regular Council Meeting
January 9, 2020

1 Presiding Officer, Mayor Nicholas Molnar called the January 9 regular meeting to order at 7:30 PM.

2
3 **Present:** Council members Jessica Brandt, Dave Finley, Jeff Garvas, Jan Tulley and Vini J.
4 Ventura; Law Director Mark Guidetti and Council Clerk Josephine Arceci.

5 **Absent:**

6 **PLEDGE OF ALLEGIANCE & INVOCATION** City Chaplin Tom O'Brien of Nordonia Hills
7 American Legion #801 acknowledged the civic service as elected officials by former council members
8 Shane Barker and Kevin Bilkie and welcomed newly elected council members Dave Finley and Jeff
9 Garvas.

10
11 **MINUTES** Ms. Tulley moved, Mr. Ventura seconded and motion carried unanimously on a voice
12 vote approving the minutes of regular meeting of December 12, 2019.

13
14 **FINANCIAL REPORT** Ms. Tulley moved, Mr. Ventura seconded and motion carried unanimously on
15 a voice vote acknowledging receipt of Financial Reports dated November 30, 2019 and December 31,
16 2019.

17
18 **PROCLAMATION** "School Choice Week"

19
20 **RECOGNITION** The Council Chamber was filled to capacity with family, friends, employees and
21 residents in recognition of the promotional appointment of Paul Celinski to the position of assistant fire
22 chief. Assistant Chief Celinski introduced his family, his wife of 38-years, Jackie, son Paul who is also
23 a firefighter-paramedic and daughters Amanda and Beth and their respective families.

24
25 Chief Ripley commended Assistant Chief Celinski and remarked how the presence of so many in
26 attendances is a testimony to how well Assistant Fire Chief Celinski is thought of and respected.

27
28 **□□□ ELECTION OF COUNCIL OFFICERS □□□**

29
30 **Council President**

31
32 Mr. Ventura moved, Ms. Brandt seconded, nominating Ms. Tulley to the position of council president.

33
34 There being no further nominations, nominations were closed.

35
36 Roll call on motion nominating Ms. Tulley to the position of council president.

37 Ayes: Brandt, Finley, Garvas and Ventura.

38 Nays: None.

39 Abstentions: Tulley

40 **Ms. Tulley elected Council President for 2020.**

41 **Council Vice-President**

42
43 Mr. Brandt moved, Ms. Tulley seconded, nominating Mr. Ventura to the position of council vice
44 president.

45
46 There being no further nominations, nominations were closed.

47
48 Roll call on motion nominating Mr. Ventura to the position of council vice president:

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49 Ayes: Brandt, Finley, Garvas and Tulley.
50 Nays: None.
51 Abstentions: Ventura

52 **Mr. Ventura elected Council Vice President for 2020.**

53

54 **Council Representative to the Parks & Recreation Commission**

55

56 Ms. Tulley moved, Mr. Ventura seconded, nominating Ms. Brandt to the position of council
57 representative to the Parks & Recreation Commission.

58

59 There being no further nominations, nominations were closed.

60

61 Roll call on motion nominating Ms. Brandt to the position of council representative to Parks & Recreation
62 Commission

Ayes: Finley, Garvas, Tulley and Ventura

63 Nays: None.

64 Abstentions: Brandt

65 **Ms. Brandt elected Council Representative to P&RC for 2020**

66 **Chair of Finance Committee of the Whole** [Courtesy election, not mandated requirement]

67

68 Ms. Brandt moved, Mr. Ventura seconded, nominating Ms. Tulley to the position of chair of the Finance
69 Committee.

70

71 There being no further nominations, nominations were closed.

72

73 Roll call on motion nominating Ms. Tulley to the position of chair of Finance Committee of the Whole

74 Ayes: Brandt, Finley, Garvas and Ventura

75 Nays: None.

76 Abstentions: Tulley

77 **Ms. Tulley elected chair of Finance Committee of the Whole for 2020**

78

79 **Council representative to the JEDD Board** [Motion required]

80

81 Ms. Brandt moved, Ms. Tulley seconded, nominating Councilors Garvas and Ventura to represent
82 Council on the JEDD Board.

83

84 There being no further nominations, nominations were closed.

85

86 Roll call on motion nominating Councilors Garvas and Ventura to the JEDD Board

87 Ayes: Brandt, Finley and Tulley

88 Nays: None.

89 Abstentions: Garvas and Ventura

90 **Messer's Garvas and Ventura elected to JEDD Board for duration of**
91 **term of their offices**

92

93 **Council representative to Board of Northfield-Macedonia Cemetery** [Courtesy election, not
94 mandated requirement]

95

96 Mr. Ventura moved, Ms. Brandt seconded, nominating Ms. Tulley council representative to Northfield-
97 Macedonia Board.

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98
99 There being no further nominations, nominations were closed.

100
101 Roll call on motion nominating Ms. Tulley to the position of council representative to N-M Board
102 Ayes: Brandt, Finley, Garvas and Ventura
103 Nays: None.
104 Abstentions: Tulley
105 **Ms. Tulley elected council representative to N-M Board**
106 **(Term: 3-years)**

107
108 **Council representative (Alternate) to Board of Northfield-Macedonia Cemetery** [Courtesy election,
109 not mandated requirement]

110
111 Ms. Brandt moved, Mr. Ventura seconded, nominating Mr. Finley council representative (alternate) to the
112 Northfield-Macedonia Board as an alternate.

113
114 There being no further nominations, nominations were closed.

115
116 Roll call on motion nominating Mr. Finley to the position of council representative to N-M Board
117 Ayes: Brandt, Garvas, Tulley and Ventura
118 Nays: None.
119 Abstentions: Finley
120 **Mr. Finley elected council representative to N-M Board**
121 **(Term: 3-years)**

122 **PUBLIC COMMENTS**

123
124 ~ **Faye Nicholson – U.S. Census representative from Akron** was present to expound on the safety,
125 importance and relevance of the 2020 Census.

126
127 ~**Shirley Koth, Eileen Drive** welcomed Councilors Finley and Garvas as well as asked on behalf of her
128 neighbors the protocol regarding salting the roads during a snow event.

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134

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

136
137 **ORD.NO. 96 -2019**
138 AN ORDINANCE AMENDING CHAPTER 1179 OF THE CODIFIED ORDINANCES OF THE CITY
139 OF MACEDONIA RELATIVE TO SIGN REGULATIONS was **offered by Mr. Ventura for its third**
140 **reading by title only.** Second not required.

141
142 Mr. Ventura moved, Ms. Tulley seconded and motion carried unanimously on a voice vote to **approve**
143 **ORD. NO. 96-2019 and post same according to law. ORD. NO. 96-2019 declared adopted.**
144

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145 **RES. NO. 2 -2020**

146 A RESOLUTION CONFIRMING THE APPOINTMENT OF JASON ROBERTS TO THE PLANNING
147 AND ZONING COMMISSION was **offered** by Mr. Finley and moved Council waive the
148 requirement that it be read by title on three different days, instructing the Clerk to read it by **title**
149 **only for all three readings**. Second by Ms. Brandt carried unanimously on a voice vote.

150

151 Mr. Finley moved, Mr. Ventura seconded, motion carried unanimously on a voice vote **to adopt**
152 **ORD. NO. 2-2019** and post according to law. **ORD. NO. 2-2019 declared adopted.**

153

154 **ADDITION TO AGENDA**

155

156 Council President Tulley moved, Councilor Brandt seconded and motion carried unanimously on a voice
157 vote to **add to the agenda and waive the 48-Rule RES. NO. 3-2020: A RESOLUTION**
158 **RECOGNIZING THE LIFE AND WORK OF MIKE FRIESS**

159

160 Ms. Tulley **offered RES. NO. 3-2020** and moved Council waive the requirement that it be read by
161 title on three different days, instructing the Clerk to read it through Section 1 for all three
162 readings. Second by Ms. Brandt carried unanimously on a voice vote.

163

164 Ms. Tulley moved, Mr. Ventura seconded, motion carried unanimously on a voice vote **to adopt**
165 **RES. NO. 3-2020** and post according to law. **RES. NO. 3-2020 declared adopted.**

166

167 Relative to RES. NO. 3-2020, Council President Tulley explained that Mr. Friess who passed away
168 December 28, 2019 was the clerk-treasurer, and manager of operations of the Northfield-Macedonia
169 Cemetery. Mr. Friess was a long time resident who was well-thought of and respected. Mr. Friess is
170 survived by his wife Kathleen and daughter Sarah.

171

172 **MOTIONS / OTHER LEGISLATIVE ACTION**

173

174 **CORRESPONDENCE:** None

175

176

MAYOR'S REPORT

177

178 ~Mayor acknowledged "Law Enforcement Appreciation Day" and the importance of recognizing
179 and supporting the efforts of police officers everywhere. Daily police officers put their lives on the line
180 for the safety of others. The Mayor mentioned that within the last two years two of Macedonia own
181 officers were seriously injured by motorists while on duty.

182

183 ~Mayor commended the building department staff and provided 2019 annual stats relative to that
184 department. This information was also provided in the *eMessenger*.

185

186 ~The Mayor reminded motorists as he continues to do; please that they do not drive distracted.
187 Please keep their phones down. Please do not text and drive.

188

189

COMMITTEE REPORTS:

190

191 **Parks & Recreation Commission** Ms. Brandt announced the first P&RC of 2020 will be Wednesday
192 January 15th at 6 p.m. Thereafter the meetings will be held on the third Wednesday's of each month.

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194 **Northfield-Macedonia Cemetery Board** Ms. Tulley announced that due to Mr. Friess' passing
195 Attorney Jeff Snell has been appointed interim clerk-treasurer and manager of operation of the cemetery.
196

197 **JEDD Board** Mr. Ventura announced the Board approved adding 21+ acres north of the Spitzer car
198 dealership to the territory of the JEDD. This acreage was previously approved of by both Macedonia and
199 Northfield Center Township, partners in the JEDD.
200

201
202 **DEPARTMENT REPORTS**
203

204 **Service Department** Director Hnottavange reported the department was able to complete seven rounds
205 of leaf collection before the holidays because of unprecedented warmer weather. The department is now
206 in the process of preparing its fleet for snow removal.

207 **Building Commissioner**
208

209 **Engineer** Mr. Gigliotti reported that Summit County has begun the County's sanitary sewer project
210 that is located in the wooded area between N. Bedford, Crow, Berkshire and Hampton. Residents were
211 notified of the project by the County. Mr. Gigliotti also announced that the water main replacement
212 project sponsorship by Cleveland Water is on Ledgeview Road and not Ledge Road as erroneously
213 reported in the *NewsLeader*.
214

215 **Recreation Department** Ms. Manley announced that the Recreation Center is experiencing a burst in
216 membership in part because of New Year's resolution for healthier living. The Recreation Center
217 continues to offer a variety of specials including a promotion of \$20 per month which allows the user
218 participation in all group classes.
219

220 **Finance Department** Director Veres reported that the WM&E special assessment of \$20.80 (annual
221 fee) now appears on every resident's property tax bill.
222

223 **Fire Department** Chief Ripley reported the department covered 3871 calls in 2019, up 180 calls
224 from 2018.
225

226 **Police Department** Chief Golden advised motorists to use good quality navigation systems or apps
227 like Waze to avoid traffic congestion and construction or areas of accidents. Some systems are not
228 current enough and do not reroute motorists as they should thus causing more confusion than good.
229

230 **Law Department** Mr. Guidetti had no report.
231

232 **Unfinished business** Council President Tulley asked Mr. Gigliotti the status of double drive-through at
233 Chick a fils and the situation relative to Our Lady of Guadeloupe to which the engineer answered the
234 construction for double drives which he added is standard in most of Chick a fils is on schedule.
235 Regarding OLG, Law Director Guidetti interjected that a teleconference was held today with officials of
236 the Cleveland Diocese in an effort to move the project along. Ms. Tulley mentioned too the lights in the
237 parking lot of the church that are on all night for visitors to Perpetual Adoration. Ms. Tulley complained
238 that the lights are a nuisance as they shine into the homes of neighboring residents. Ms. Tulley also
239 questioned how long flags marking utility lines must remain in place to which Engineer Gigliotti
240 answered the flags must be installed at least 48-hours before a dig but no more than 10-days before

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241 construction. Theoretically, he added a resident may remove flags on their property if work has not been
242 preformed.

243
244 **New business** None.

245
246 **Executive Session**

247
248 **At 8:25 p.m. Council President Tulley moved, Mr. Ventura seconded to adjourn into Executive**
249 **Session pursuant to RC 121.22 (G) (1) to consider the appointment, employment of a public**
250 **employee or official.**

251
252 **Roll call: Ayes: Brandt, Finley, Garvas, Tulley and Ventura**
253 **Nays: None.**
254 **The motion carried**

255
256 At 9:04 p.m. Council reconvened into its regular meeting and there being no further business the meeting
257 was adjourned unanimously on voice vote at 9:05 p.m.

258