



April 11, 2023

TO: Council Members
Mayor Molnar
Directors
Staff
Media

From: Clerk of Council

RE: **AGENDA – Work Session & Regular Meeting: Thursday, April 13, 2023**
“Council Office Hours” with Councilor Brandt: 6:15pm
Work Session: 6:45pm
Council Meeting: 7:30pm

I. ROLL CALL

II. PLEDGE OF ALLEGIANCE BY MAYOR NICHOLAS MOLNAR

III. PROCLAMATION, RECOGNITIONS AND CEREMONIAL SWEARING-IN

- Arbor Day Proclamation
- Recognition of Dispatcher Karen Nelson
- Ceremonial Swearing-In of Christian Costello as Executive Lieutenant of the Police Department
- Recognition of the Nordonia Knights Boys Bowling Team
- Recognition of the Nordonia Knights Girls Bowling Team

IV. APPROVAL OF MINUTES [J. BRANDT, J. GARVAS]

Thursday, March 23, 2023 – Regular Council Meeting

V. PUBLIC COMMENTS

VI. CORRESPONDENCE

VII. PENDING &/OR NEW LEGISLATION

ORD.NO. 41 - 2023 [J. BRANDT, J. GARVAS]

AN ORDINANCE ESTABLISHING THE MUNICIPAL FUND “RECREATION TRUST FUND 703” FOR CERTAIN PARKS AND RECREATION DEPARTMENT REVENUE

1st Read
2nd Read
3rd Read

ORD.NO. 42 - 2023 [J. TULLEY, D. FINLEY]

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL IN ORDER TO ACCEPT ENERGIZED COMMUNITY GRANT(S)

1st Read
2nd Read
3rd Read

ORD.NO. 43 - 2023 [V. VENTURA, J. TULLEY]

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH NATIONS BUS SALES FOR THE PURCHASE OF A 2022 ELDORADO ADVANCE FORD TRANSIT BUS FOR CITY OF MACEDONIA SERVICES AND PROGRAMMING WITHOUT THE NECESSITY OF ADVERTISEMENT AND FORMAL BIDDING

1st Read
2nd Read
3rd Read

ORD.NO. 44 - 2023 [J. GARVAS, V. VENTURA]

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH STATEWIDE FORD, INC. FOR THE PURCHASE OF FIVE (5) FORD EXPLORERS AND OUTFITTING OF VEHICLES FOR THE CITY POLICE DEPARTMENT WITHOUT THE NECESSITY OF ADVERTISEMENT AND FORMAL BIDDING

1st Read
2nd Read
3rd Read

ORD.NO. 45 - 2023 [D. FINLEY, J. BRANDT]

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HUNTINGTON PUBLIC CAPITAL CORPORATION TO FINANCE THE PURCHASE OF NEW EQUIPMENT FOR THE POLICE DEPARTMENT

1st Read
2nd Read
3rd Read

ORD.NO. 46 - 2023 [J. BRANDT, J. TULLEY]

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH L. CATICCHIO & SON, INC. FOR THE “LONGWOOD PARK MULTIPURPOSE FIELD EXPANSION” PROJECT

1st Read
2nd Read
3rd Read

ORD.NO. 47 - 2023 [J. TULLEY, V. VENTURA]

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE AND INSTALLATION OF A FIRE ALARM SYSTEM FOR CITY HALL IN AN AMOUNT NOT TO EXCEED \$150,000

1st Read
2nd Read
3rd Read

ORD.NO. 48 - 2023 [V. VENTURA, D. FINLEY]

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO PARTICIPATE IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2023

1st Read
2nd Read
3rd Read

RES.NO. 49 - 2023 [D. FINLEY, J. GARVAS]

A RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY THE CITY OF MACEDONIA POLICE DEPARTMENT IN ACCORDANCE WITH CITY OF MACEDONIA CODIFIED ORDINANCE § 121.05 AND OHIO REVISED CODE § 721.15

1st Read
2nd Read
3rd Read

ORD.NO. 50 - 2023 [J. GARVAS, J. TULLEY]

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO SECTION 11.01 OF THE CHARTER REGARDING THE COMPOSITION OF THE BOARD OF ZONING AND BUILDING CODE APPEALS

1st Read
2nd Read
3rd Read

ORD.NO. 51 - 2023 [J. GARVAS, J. BRANDT]

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF MACEDONIA A PROPOSED AMENDMENT TO ARTICLE XIII OF THE CHARTER REGARDING PARKS AND RECREATION

1st Read
2nd Read
3rd Read

VIII. MOTIONS/OTHER LEGISLATIVE ACTION

IX. MAYOR'S REPORT

X. COMMITTEE REPORTS

XI. DEPARTMENT REPORTS

Service Department:	Director Daniel Wilson
Engineer Department:	Director Joe Gigliotti
Parks & Recreation Department:	Director Jason Chadock
Finance Department:	Director John Veres
Fire Department:	Chief Brian Ripley
Police Department:	Chief Vince Yakopovich
Human Resources Department:	Director Annette Smith
Building Department:	Commissioner Robert Rodic
IT Department:	Director Kyle Collins
Law Department:	Director Mark Guidetti

XII. UNFINISHED BUSINESS

XIII. NEW BUSINESS

XIV. ADJOURNMENT [J. BRANDT, D. FINLEY]

April

Public Notice of City Meetings / Calendar of Events / Dates of Interest

***Public Comment for those not able to attend in-person at the April 13th Council Meeting should be sent to Clerk of Council Jon Hoover at jhoover@macedonia.oh.us . Public comment must be received no later than the close of business on April 12th, 2023 and will be subsequently made available to the public.**

***Note ***

- This City Council meeting will take place in Council Chambers at the Macedonia City Center, 9691 Valley View Rd., Macedonia, OH 44056
- Council's meeting will also be livestreamed through YouTube. The link to access will be available on the City of Macedonia's website www.macedonia.oh.us

April							2023
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	
						1	
2	3	4	5 Charter Review Commission	6 Mayor's Court	7	8	
9	10	11	12	13 Mayor's Court City Council Work Session + Meeting	14	15	
16	17 Planning Commission	18	19 Charter Review Commission Parks & Rec BZA	20 Mayor's Court	21	22 SpringFest	
23	24	25	26	27 Mayor's Court City Council Work Session + Meeting	28	29	
30							

Record of Proceedings
Regular Council Meeting
March 23rd, 2023

1 Presiding Officer, Council President Jessica Brandt called the March 23rd, 2023 regular meeting to order
2 at 7:30p.m.
3

4 **Present:** Council members Jessica Brandt, Jeff Garvas, Jan Tulley, and Vini J. Ventura. Also
5 present: Law Director Mark Guidetti and Clerk of Council Jon Hoover.

6 **Absent:** Mayor Nicholas Molnar and Councilor Dave Finley
7

8 **INVOCATION & PLEDGE OF ALLEGIANCE**
9

10 **APPROVAL OF MINUTES:**
11

12 Ms. Brandt moved, second by Mr. Garvas, to **approve the minutes of the public hearing and regular**
13 **meeting of March 9, 2023 as received from the Clerk of Council.** The motion carried unanimously by
14 a voice vote.
15

16 **PUBLIC COMMENTS:** None
17

18 **CORRESPONDENCE:** None
19

20 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**
21

22 **ORDINANCE NO. 22-2023**

23 AN ORDINANCE APPROVING THE APPLICATION FOR PLACEMENT INTO AN
24 AGRICULTURAL DISTRICT OF THE REAL PROPERTY LOCATED AT 9066 NORTH BEDFORD
25 ROAD WITHIN THE CITY OF MACEDONIA was offered by Ms. Tulley for **third reading by title**
26 **only.**
27

28 Ms. Brandt shared that a public hearing had been held on this topic last month.
29

30 Ms. Tulley moved, second by Mr. Garvas, to **adopt ORD.NO. 22-2023 and post the same according to**
31 **law.** Motion carried by a unanimous voice vote. **ORD.NO. 22-2023 declared and adopted.**
32

33 **ORDINANCE NO. 24-2023**

34 AN ORDINANCE APPROVING THE APPLICATION TO RENEW THE PLACEMENT OF LAND IN
35 AN AGRICULTURAL DISTRICT WITH REFERENCE TO THE REAL PROPERTY AT 9541
36 NORTH BEDFORD ROAD was offered by Mr. Ventura for **second and third readings by title only.**
37 Seconded by Ms. Brandt. The motion carried unanimously by a voice vote.
38

39 Ms. Brandt explained this ordinance is similar to the previous piece, but is for a renewal application.
40

41 Mr. Ventura moved, second by Ms. Brandt, to **adopt ORD.NO. 24-2023 and post the same according**
42 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 24-2023 declared and adopted.**
43

44 **ORDINANCE NO. 32-2023**

45 AN ORDINANCE APPROPRIATING FUNDS FOR THE PRESERVATION OF CITY OF
46 MACEDONIA HISTORICAL ITEMS BY THE HISTORICAL SOCIETY OF OLDE NORTHFIELD
47 was offered by Ms. Tulley for **second and third readings by title only.** Seconded by Ms. Brandt. The
48 motion carried unanimously by a voice vote.
49

50 Ms. Tulley explained this appropriation will help the Historical Society of Olde Northfield with certain
51 items, and that Council will be able to see how it is spent. Ms. Tulley shared that she has reached out to
52 the other communities included in "Olde Northfield" to see if they are also able to make appropriations,
53 and she reported these communities are investigating possible action in that regard. Further, Ms. Tulley

Record of Proceedings
Regular Council Meeting
March 23rd, 2023

54 shared that a local St. Barnabas student had recently given a presentation after working with the Historical
55 Society.
56

57 Ms. Tulley moved, second by Ms. Brandt, to **adopt ORD.NO. 32-2023 and post the same according to**
58 **law.** Motion carried by a unanimous voice vote. **ORD.NO. 32-2023 declared and adopted.**

59
60 **ORDINANCE NO. 33-2023**

61 AN ORDINANCE APPROVING THE EDITING AND INCLUSION, AND AMENDMENT, OF
62 CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE
63 CODIFIED ORDINANCES OF MACEDONIA was offered by Mr. Garvas for **first, second and third**
64 **readings by title only.** Seconded by Mr. Ventura. The motion carried unanimously by a voice vote.
65

66 Dir. Guidetti explained this legislation updated the City's codified ordinances to reflect both changes that
67 Council made last year as well as Ohio's General Assembly.
68

69 Mr. Garvas moved, second by Mr. Ventura, to **adopt ORD.NO. 33-2023 and post the same according**
70 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 33-2023 declared and adopted.**

71
72 **RESOLUTION NO. 34-2023**

73 AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO APPROVE NATIONAL
74 OPIOID LITIGATION SETTLEMENTS AS TO CERTAIN DEFENDANTS, INCLUDING
75 WALGREENS, WALMART, TEVA, CVS, AND ALLERGAN, CONSISTENT WITH THE
76 MATERIAL TERMS OF THE JULY 21, 2021 PROPOSED NATIONAL OPIOID SETTLEMENT
77 AGREEMENT was offered by Ms. Brandt for **first, second and third readings by title only.** Seconded
78 by Ms. Tulley. The motion carried unanimously by a voice vote.
79

80 Dir. Guidetti stated this resolution is somewhat similar to two prior settlement agreements the City has
81 participated in, which allows the City to receive funds from these settlements.
82

83 Ms. Brandt moved, second by Ms. Tulley, to **adopt RES.NO. 34-2023 and post the same according to**
84 **law.** Motion carried by a unanimous voice vote. **RES.NO. 34-2023 declared and adopted.**

85
86 **ORDINANCE NO. 35-2023**

87 AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE 79-2022 WHICH ESTABLISHED
88 THE COMPENSATION SCHEDULE FOR THE NON-UNION CITY EMPLOYEES OF MACEDONIA
89 EFFECTIVE JANUARY 1, 2023 was offered by Mr. Garvas for **first, second and third readings by**
90 **title only.** Seconded by Ms. Brandt. The motion carried unanimously by a voice vote.
91

92 Chief Ripley shared this ordinance creates an administrative assistant position within the Fire Department,
93 and changes the title of the current administrative assistant/senior coordinator to Senior Administrative
94 Assistant/Senior Center Coordinator.
95

96 Mr. Garvas moved, second by Ms. Brandt, to **adopt ORD.NO. 35-2023 and post the same according to**
97 **law.** Motion carried by a unanimous voice vote. **ORD.NO. 35-2023 declared and adopted.**

98
99 **RESOLUTION NO. 36-2023**

100 A RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY
101 THE CITY OF MACEDONIA DIRECTOR OF PUBLIC SERVICE IN ACCORDANCE WITH CITY
102 OF MACEDONIA CODIFIED ORDINANCE § 121.05 AND OHIO REVISED CODE § 721.15 was
103 offered by Ms. Tulley for **first, second and third readings by title only.** Seconded by Mr. Ventura. The
104 motion carried unanimously by a voice vote.
105

Record of Proceedings
Regular Council Meeting
March 23rd, 2023

106 Ms. Brandt shared this resolution allows the City to put up for auction a truck that is no longer being used
107 by the Service Department.

108
109 Ms. Tulley moved, second by Mr. Ventura, to **adopt RES.NO. 36-2023 and post the same according to**
110 **law.** Motion carried by a unanimous voice vote. **RES.NO. 36-2023 declared and adopted.**

111
112 **ORDINANCE NO. 37-2023**

113 AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT
114 WITH KLABEN CHRYSLER JEEP DODGE RAM, INC. FOR THE PURCHASE OF A 2023 DODGE
115 RAM 2500 PICKUP TRUCK FOR THE CITY PUBLIC SERVICE DEPARTMENT WITHOUT THE
116 NECESSITY OF ADVERTISEMENT AND FORMAL BIDDING was offered by Mr. Garvas for **first,**
117 **second and third readings by title only.** Seconded by Mr. Ventura. The motion carried unanimously by
118 a voice vote.

119
120 Ms. Brandt stated this ordinance is to purchase a new truck, replacing the truck that will be auctioned off
121 as a result of RES.NO. 36-2023. Dir. Veres shared that this truck is ready to be purchased now.

122
123 Mr. Garvas moved, second by Mr. Ventura, to **adopt ORD.NO. 37-2023 and post the same according**
124 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 37-2023 declared and adopted.**

125
126 **ORDINANCE NO. 38-2023**

127 AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT
128 WITH THE OHIO MUNICIPAL JOINT SELF INSURANCE POOL FOR MUNICIPAL LIABILITY
129 COVERAGE FOR THE FIRST YEAR OF A THREE-YEAR AGREEMENT BEGINNING APRIL 1,
130 2023 was offered by Ms. Brandt for **first, second and third readings by title only.** Seconded by Ms.
131 Tulley. The motion carried unanimously by a voice vote.

132
133 Ms. Brandt stated this ordinance will allow the City to continue participating in the joint self insurance
134 pool for another year and will be revisited next year.

135
136 Ms. Brandt moved, second by Ms. Tulley, to **adopt ORD.NO. 38-2023 and post the same according to**
137 **law.** Motion carried by a unanimous voice vote. **ORD.NO. 38-2023 declared and adopted.**

138
139 **ORDINANCE NO. 39-2023**

140 AN ORDINANCE AMENDING SECTION 151.01(b) OF THE CODIFIED ORDINANCES OF THE
141 CITY OF MACEDONIA RELATIVE TO POLICE DEPARTMENT PERSONNEL was offered by Mr.
142 Ventura for **first, second and third readings by title only.** Seconded by Ms. Brandt. The motion carried
143 unanimously by a voice vote.

144
145 Chief Yakopovich explained there had been a plan in place to restructure the supervisors and
146 administrative staff in the Police Department, and he believes now is the time to put that plan into action.
147 The goal of this restructuring is to remove administrative duties from patrol officers and sergeants, thus
148 enabling them to spend more time patrolling and in contact with the public.

149
150 Mr. Ventura moved, second by Ms. Brandt, to **adopt ORD.NO. 39-2023 and post the same according**
151 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 39-2023 declared and adopted.**

152
153 **ORDINANCE NO. 40-2023**

154 AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE 79-2022 WHICH ESTABLISHED
155 THE COMPENSATION SCHEDULE FOR THE NON-UNION CITY EMPLOYEES OF MACEDONIA
156 EFFECTIVE JANUARY 1, 2023 was offered by Ms. Brandt for **first, second and third readings by**
157 **title only.** Second by Mr. Ventura. The motion carried unanimously by a voice vote.

158

Record of Proceedings
Regular Council Meeting
March 23rd, 2023

159 Ms. Brandt stated this ordinance amends the compensation schedule to accommodate the changes just
160 approved by the passage of ORD.NO. 39-2023.

161
162 Ms. Brandt moved, second by Mr. Ventura, to **adopt ORD.NO. 40-2023 and post the same according**
163 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 40-2023 declared and adopted.**

164
165 Mr. Ventura moved, second by Mr. Garvas, to **remove ORD.NO. 18-2023 from the table and place**
166 **back on the floor.** Motion carried by a unanimous voice vote.

167
168 **ORDINANCE NO. 18-2023**

169 AN ORDINANCE AMENDING CHAPTER 1327 OF THE CODIFIED ORDINANCES OF THE CITY
170 OF MACEDONIA BY ADDING SECTION 1327.06 RELATIVE TO THE REGISTRATION OF
171 RESIDENTIAL RENTAL PROPERTY WITHIN THE CITY OF MACEDONIA was offered by Mr.
172 Ventura for **second and third readings by title only.** Second by Mr. Garvas. The motion carried
173 unanimously by a voice vote.

174
175 Ms. Brandt stated the purpose of this legislation had been to assist the City in identifying the owners of
176 rental property, but further research found a better method that aligns with the City's Codified
177 Ordinances. More information will be coming concerning rental property registration, and any questions
178 can be sent to the Building Department.

179
180 Mr. Ventura moved, second by Mr. Garvas, to **adopt ORD.NO. 18-2023 and post the same according**
181 **to law.** Motion defeated by a unanimous voice vote. **ORD.NO. 18-2023 failed.**

182
183 **MOTIONS / OTHER LEGISLATIVE ACTION:** None

184
185 **MAYOR'S REPORT**

186 ~Council President Brandt, reporting in the Mayor's absence congratulated the Nordonia girls'
187 bowling team for winning the state championship. Boys' bowling finished fifth overall in the
188 state, and the wrestling team finished tenth.

189 ~Congratulations to Christian Costello, who was recently promoted from Sergeant to Executive
190 Lieutenant of the Police Department.

191 ~Ramadan Mubarak to all Muslim community members and residents!

192 ~Don't drive distracted, keep your eyes on the road!

193

194

COMMITTEE REPORTS

195

196 **Parks & Recreation Commission:** Ms. Brandt reported the Parks & Recreation Commission met on
197 March 15 and went over the budget and capital projects. Most of what the Commission had been asking
198 for over the last 4-5 years has been done, so work has begun on a new list. The next meeting will be on
199 April 19 at 6pm in the meeting room of the Recreation Center.

200

201 **Charter Review Commission:** Mr. Garvas reported the Charter Review Commission met Wednesday,
202 March 22 and will hold their next meeting on Wednesday, April 5 at 6pm.

203

204

205

DEPARTMENT REPORTS

206

207 **Service Department:** Service Supervisor Dzurnak – Recent projects include installing trim and new paint
208 in the City Center first floor hallway, continued work on the Veterans Park bathroom, as well as patching
209 and refilling potholes. Residents can report potholes on the City website, but Service Department
210 employees are also looking for them on the streets. Ms. Tulley mentioned a manhole cover along Route
211 82 that makes a noise anytime it is run over and asked whether that is the City's responsibility. Mr.

Record of Proceedings
Regular Council Meeting
March 23rd, 2023

212 Dzurnak shared that it depends on what kind of cover it is, sanitary or storm, but that the Service
213 Department can look at it and has options to try and remedy the issue.

214
215 **Engineer:** Director Gigliotti – OPWC has awarded a grant for repaving a portion of Walters Road in the
216 amount of \$171,000, which represents 50% of the project cost. The project is slated to begin in 2024.

217
218 **Parks and Recreation Department:** Director Chadock – Preparing for Spring, which includes cleaning
219 park trails after storms. Spring sports will kick off next week, with record high numbers of registrants.

220
221 **Finance Department:** Director Veres – Macedonia residents have until July 17 to file their RITA refund
222 requests with the Finance Department, unless an extension has been granted.

223
224 **Fire Department:** Chief Ripley – Thanks for passage of ORD.NO. 35-2023. The drone team has been
225 very successful, prompting the Summit County Special Operations Response Team to create a branch for
226 drones. Assistant Chief Celinski has been a big part of it, and this will help relieve some of the pressure
227 on the department to respond to distant locales.

228
229 **Police Department:** Chief Yakopovich – Thanks for passage of ORD.NOs 39&40. Congratulations to
230 Sgt. Christian Costello on his promotion to Executive Lieutenant and dispatcher Karen Nelson for
231 receiving a dispatcher of the year award.

232
233 **HR Department:** Director Smith – Absent

234
235 **Building Department:** Commissioner Rodic – With Spring approaching, home improvement projects
236 tend to increase and the Building Department provided information on how not to fall victim to contractor
237 scams in the latest e-Messenger. Residents are welcome to contact the Building Department if they have
238 any questions on the matter.

239
240 **IT Department:** Director Collins – 32 help desk tickets were closed since the last Council meeting.
241 Major projects include integrating new employees, working on a new link, and redoing the phone system.

242
243 **Law Department:** Director Guidetti – No report

244
245
246 **UNFINISHED BUSINESS:** None

247
248 **NEW BUSINESS:** None

249
250 There being no further business, Mr. Garvas moved, second by Ms. Tulley, to **adjourn the meeting**. The
251 motion passed **unanimously** pursuant to a voice vote and the meeting was adjourned at approximately
252 7:56p.m.

253
254
255 **Date:** _____

256
257
258 **Attest:** _____
259 Jon Hoover, Clerk of Council

260
261
262 **Mayor:** _____
263 Nicholas Molnar

264

ORIGINATOR: FINANCE DEPARTMENT

SPONSOR: Brandt

**CITY OF MACEDONIA
ORDINANCE NO. 41 - 2023**

**AN ORDINANCE
ESTABLISHING THE MUNICIPAL FUND “RECREATION TRUST FUND 703” FOR
CERTAIN PARKS AND RECREATION DEPARTMENT REVENUE**

WHEREAS, the City of Macedonia, Ohio Parks and Recreation Department collects monies from time to time which are intended to be utilized for certain intended purposes; and

WHEREAS, upon recommendation of the Director of Parks and Recreation and the Director of Finance, the City of Macedonia therefore desires to establish a new local fund titled “Recreation Trust Fund 703” in order to accumulate certain revenue received from by the City’s Parks and Recreation Department and to be utilized for certain designated purposes; and

WHEREAS, it is deemed necessary and in the best interest of the health, safety and welfare of all City residents to create the local municipal fund known as “Recreation Trust Fund 703.”

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the Director of Finance is hereby authorized and directed to establish the local municipal fund known as “Recreation Trust Fund 703” for the deposit of revenue received by the City’s Parks and Recreation Department. This shall include the following Parks and Recreation revenue sources: Sponsorships; non-earmarked donations; and user fees paid by Recreation Program participants for third-party program participation. Revenue held in the Fund may be expended for Parks and Recreation Department programs and events, and for third-party program participation.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. This Ordinance shall take effect upon adoption by Council and signature of the Mayor or after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council

ORIGINATOR: ADMINISTRATION

SPONSOR: Tulley

**CITY OF MACEDONIA
ORDINANCE NO. 42 - 2023**

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL IN ORDER TO
ACCEPT ENERGIZED COMMUNITY GRANT(S)**

WHEREAS, the City of Macedonia, Ohio is a member of the Northeast Ohio Public Energy Council (“NOPEC”) and is eligible for one or more NOPEC Energized Community Grants beginning in the year 2023 which shall be used primarily for energy efficiency or energy infrastructure projects (“NEC Grant(s)”) as provided for in the NEC Grant Program guidelines; and

WHEREAS, the City has previously executed Grant Agreements with NOPEC to receive one or more NEC Grant(s).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That Council finds and determines that it is in the best interest of the City to accept the NEC Grant(s) for 2023, and hereby authorizes the Mayor to accept the NEC Grant funds for the City of Macedonia through execution of the Grants Agreement attached hereto as Exhibit “A” and incorporated herein by reference.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. Wherefore, this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council

NOPEC 2023 ENERGIZED COMMUNITY

GRANT AGREEMENT

This Grant Agreement (the "Agreement") is made and entered into by and between NOPEC, Inc. ("Grantor"), and _____, _____ County, Ohio ("Grantee"; "Grantor" and "Grantee," the "Parties") regarding a grant by Grantor to Grantee to be used primarily for energy efficiency or energy infrastructure updates in accordance with NOPEC Energized 2023 Community Grant criteria, guidelines and requirements ("NOPEC Policy").

NOW, THEREFORE, in consideration of the foregoing and the mutual promises and covenants hereinafter set forth, the Parties hereby agree as follows:

1. **Grant of Funds.** Grantor hereby grants a NOPEC Energized 2023 Community Grant ("NEC Grant") to Grantee in the amount calculated by Grantor based on the number of natural gas and/or electric accounts served by Grantor in Grantee in accordance with NOPEC Policy in the amount determined by Grantor ("Funds"), for the purposes set forth in Grantee's Grant Disbursement Request, as amended, and incorporated by reference into this Agreement.
2. **Use of Funds.** Grantee shall use the Funds granted by Grantor for qualified use as outlined in the program policies. Funds shall be paid in accordance with NOPEC Policy. NEC Grant disbursements shall be accompanied by a completed Disbursement Request Form with the expenditures supported by contracts, invoices, vouchers, and other data as appropriate as supporting documents. All disbursements for qualified use in accordance with the program policies must be submitted by November 30, 2025. If Grantee does not request disbursements by Grantor on or before such date, Grantee shall forfeit any unused Funds for the NOPEC 2023 Grant year.
3. **Accounting of Funds.** Grantee shall keep all Funds and make all disbursements and expenditures consistent with the manner in which all public funds are kept by Grantee in accordance with applicable law.
4. **Term.** The Parties agree that this Agreement shall begin on January 1, 2023, and shall expire on December 31, 2023, and shall be automatically renewed annually unless Grantor discontinues the NEC Grant program for any subsequent year or Grantee is no longer a NOPEC member in good standing, as defined herein, or Grantor requires a new Grant Agreement from Grantee.
5. **Renewable Energy Credits.** Grantee shall be entitled to claim Renewable Energy Credits, carbon credits, or NOx allowances and/or allowances arising under other trading programs that may be established in the future for the work completed using grant funding. Grantor reserves the right to claim/apply for such allowances if Grantee does not claim such allowances or this Agreement terminates. Grantee must notify Grantor if Grantee does not wish to trade or sell any such credits or assets.
6. **Records, Access and Maintenance.** Grantee shall establish and maintain all records associated with the Funds in accordance with the Ohio Public Records Act and shall promptly make available to Grantor all of its records with respect to matters covered by this Agreement, and for Grantor to audit, examine and make copies from such records. Grantee agrees

to share and release all of its utility and other data with NOPEC, Inc. and Northeast Ohio Public Energy Council and its consultant(s) in order to measure, verify and otherwise track savings from energy efficiency and for such other related uses as Grantor shall require.

7. **Property and Equipment Purchases.** All items purchased by Grantee from the Funds granted herein are and shall remain the property of Grantee.

8. **Inability to Perform.** In the event that Grantee does not or cannot complete or perform its obligations under this Agreement, Grantee shall immediately notify Grantor in writing. Grantor, with the approval of the Committee formed to award NEC Grants (the "Committee"), and Grantee shall jointly identify amendments or suitable uses that meet NOPEC Policy.

9. **Dispute Resolution.** In the event Grantee desires clarification or explanation of, or disagrees with, any matter concerning the Agreement, or the interpretation or application of any and all federal or state statutes, rules, regulations, laws or ordinances, the matter must be submitted in writing to Grantor, which shall convene the Committee to review and decide the matter. All decisions of the Committee shall be final and binding upon Grantee, and non-appealable.

10. **Termination.**

(a) If Grantor determines that Grantee has failed to perform any requirements of this Agreement, or if Grantee is in default under any provision of this Agreement, or upon just cause, as shall be determined by the Committee, Grantor, upon approval by the Committee, may terminate the Agreement at any time after providing Grantee with written notice and a period of at least thirty (30) days to cure any and all defaults under this Agreement. During such thirty-day cure period, Grantee shall incur only those obligations or expenditures which are necessary to enable Grantee to continue to achieve compliance with the terms of this Agreement.

(b) This Agreement shall automatically terminate if Grantee is not a NOPEC member in good standing. A NOPEC member in good standing means a Northeast Ohio Public Energy Council ("NOPEC" or "Northeast Ohio Public Energy Council") member whose residents are receiving service from Northeast Ohio Public Energy Council's natural gas or electric aggregation program, and which has not provided written notice to withdraw from such Northeast Ohio Public Energy Council's natural gas or electric aggregation program.

11. **Effects of Termination.**

(a) Within sixty (60) days after termination of this Agreement, Grantee shall surrender all reports, data, documents, and other materials assembled and prepared pursuant to this Agreement which shall become the property of Grantor.

(b) The Committee also may withhold any payment of the Funds or require Grantee to return all or any part of the Funds awarded if Grantee is found to have violated the provisions of this Agreement. Notwithstanding any other provision in this Agreement, if Grantee either withdraws from membership in the Northeast Ohio Public Energy Council or from its electric or natural gas aggregation program(s) or is otherwise not a member in good standing of the Northeast Ohio Public Energy Council, Grantee shall no longer be eligible for any NEC Grants. The provisions of this paragraph are in addition to the termination provisions of this Agreement and to any payments required under the Northeast Ohio Public Energy Council Bylaws and the

Northeast Ohio Public Energy Council of Governments Agreement with its member communities in connection with any such withdrawal.

12. **Liability.** Grantee shall maintain, or cause any vendors or subcontractors to maintain, all required liability and property insurance to cover actionable legal claims for liability or loss which are the result of injury to or death of any person, damage to property caused by the negligent acts or omissions, or negligent conduct of the Grantee. To the extent permitted by law, in connection with activities conducted in connection with this Agreement, Grantee agrees to defend Grantor and pay any judgments and costs arising out of such negligent acts or omissions, and nothing in this Agreement shall impute or transfer any liability of any nature whatsoever from Grantee to NOPEC, Inc. or the Northeast Ohio Public Energy Council.

13. **Compliance with Laws.** Grantee agrees to comply with all applicable federal, state, and local laws in the performance of the funding. Grantee is solely responsible for payments of all unemployment compensation, insurance premiums, workers' compensation premiums, all income tax deductions, social security deductions, and any and all other taxes or payroll deductions required for all employees engaged by Grantee on the performance of the work authorized by this Agreement.

14. **Miscellaneous.**

(a) **Governing Law.** The laws of the State of Ohio shall govern this Agreement. All actions regarding this Agreement shall be venued in a court of competent subject matter jurisdiction in Cuyahoga County, Ohio.

(b) **Entire Agreement.** This Agreement and any documents referred to herein constitute the complete understanding of the Parties and merge and supersede any and all other discussions, agreements and understandings, either oral or written, between the Parties with respect to the subject matter hereof.

(c) **Severability.** Whenever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision of this Agreement is held to be prohibited by or invalid under applicable law, such provision shall be ineffective only to the extent of such prohibition or invalidity, without invalidating the remainder of such provisions of this Agreement.

(d) **Notices.** All notices, consents, demands, requests and other communications which may, or are required to be, given hereunder shall be in writing and delivered to the addresses set forth hereunder or to such other address as the other party hereto may designate from time to time:

In case of Grantor, to:
Charles W. Keiper, II
President
NOPEC, Inc.
31360 Solon Road
Suite 33
Solon, OH 44139

In case of Grantee, to:

Title: _____

Name: _____

_____, Ohio _____

(e) Amendments or Modifications. Either party may at any time during the term of this Agreement request amendments or modifications. Requests for amendment or modification of this Agreement shall be in writing and shall specify the requested changes and justification therefor. The Parties shall review the request for modification in terms of the funding uses and NOPEC Policy. Should the Parties consent to modification of the Agreement, then an amendment shall be drawn, approved, and executed in the same manner as the original Agreement.

(f) Headings. Section headings contained in this Agreement are inserted for convenience only and shall not be deemed to be a part of this Agreement.

(g) Assignment. Neither this Agreement nor any rights, duties or obligations described herein, shall be assigned or subcontracted by Grantee without the prior express written consent of Grantor.

(h) Authority. The undersigned represents and warrants to the other that each has all the necessary legal power and authority to enter into this Agreement.

(i) Determinations by Grantor Final. All determinations as to eligibility of any uses of an award of any NEC Grant, and the amount and payment schedule of a NEC Grant, will be made by Grantor and its Committee, which shall be final, conclusive and binding upon Grantee.

(j) Designation of Grantee Representative. Grantee hereby designates its [Fiscal Officer or other position] to take all actions with respect to the NEC Grant and this Agreement as may be required and Grantor shall be entitled to rely on the authority of such designated representative of Grantee in connection with this Agreement.

(k) Marketing Consent. Grantee hereby authorizes NOPEC, Inc. and Northeast Ohio Public Energy Council to use information about Grantee's grant(s) and work funded in any marketing they may conduct, and agrees to cooperate with Grantor in connection with such marketing.

[Signature Page to Follow.]

IN WITNESS WHEREOF, the Parties hereto have executed this Grant Agreement on the last date set forth below.

GRANTEE:

_____, Ohio

GRANTOR:

NOPEC, INC.

Individual Authorized by Grantee's
Legislation

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____

[Signature page to NOPEC 2023 Energized Community Grant Agreement.]

ORIGINATOR: ADMINISTRATION

SPONSOR: Ventura

**CITY OF MACEDONIA
ORDINANCE NO. 43 - 2023**

**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO
ENTER INTO A CONTRACT WITH NATIONS BUS SALES FOR THE
PURCHASE OF A 2022 ELDORADO ADVANCE FORD TRANSIT BUS
FOR CITY OF MACEDONIA SERVICES AND PROGRAMMING
WITHOUT THE NECESSITY OF ADVERTISEMENT AND FORMAL
BIDDING**

WHEREAS, Ohio Revised Code § 732.05 provides that in the case of a real and present emergency, arising in connection with the operation of any municipal department, the legislative authority may, by two-thirds vote of all of its members elected thereto, authorize entering into a contract for a purchase without formal bidding and advertising; and

WHEREAS, it has been found that a real and present emergency exists for the City in that the City has an emergency need for a transit bus to both preserve and enhance the City's ability to provide certain critical services and programming for its residents and the community as a whole, including senior citizen programming, the transportation of employees to training/classes, and use of the vehicle in providing other municipal services to its residents, as the use of such vehicle will be required while performing those functions; and

WHEREAS, as a result of the current state of the supply chain given the COVID-19 pandemic, including a shortage in chips used for vehicles, certain manufacturers have currently cancelled participation in governmental cooperative purchasing programs which has contributed to said emergency; and

WHEREAS, a widespread shortage in vehicles exists across the country, and there are substantial delays when ordering new vehicles which has also contributed to said emergency; and

WHEREAS, the City currently has an opportunity to purchase a transit bus through Nations Bus Sales that will fulfill the Public Service Department's need for a transit bus as expeditiously as possible; and

WHEREAS, in order to prevent interference with the operations and functioning of the City, and due to the existence of this real and present emergency, Council has determined that such purchase shall be made from Nations Bus Sales as set forth in the document attached hereto and incorporated herein by reference as Exhibit "A," in an amount not to exceed \$115,000, without the need of advertisement and formal bidding.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, Summit County, State of Ohio:

Section 1. That the Council of the City of Macedonia hereby authorizes and directs the Mayor to enter into a contract, subject to the procurement of appropriate financing, in an amount not to exceed \$115,000, with Nations Bus Sales for the purchase of one (1) new 2022 Eldorado Advance 22 P/T Ford Transit Bus as set forth in Exhibit “A,” which has been deemed the best available price for such vehicle, without advertising and formal bidding due to the existence of a real and present emergency in obtaining a vehicle for the City which, if not procured, would negatively impact the ability of the City to provide certain essential programs and services.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. Wherefore, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Macedonia and the inhabitants thereof, for the reason that it provides for the daily operation of a municipal department, and provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council



NationsBus.com
(800) 523-3262

2022 Eldorado Advance 22 P/T

Unit# 31295



Chassis: Ford Transit

Engine/Fuel: 3.5L v6 Gas

Transmission: Auto

Odometer: 1,150

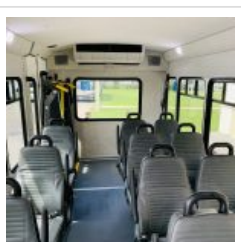
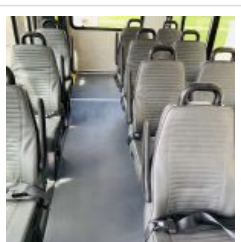
Configuration: 11 Passengers, Forward Facing, plus driver, 2 Tiedowns,

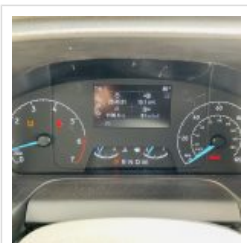
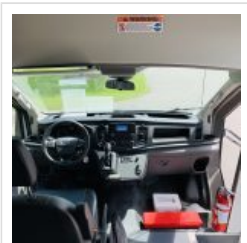
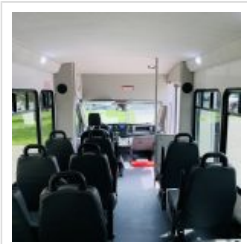
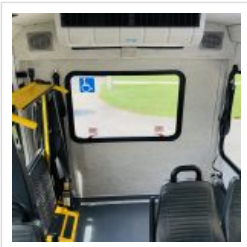
Location: FL

Price: \$112,800.00

Options/Specification:

36" Electric Entry Door
 A/C- 75K BTU w/ Dual Compressors
 Heat- 45K BTU Rear Floor Heater
 Lights- LED Reading Lights
 Back-up Alarm
 Flooring- Altro Grey
 Stereo- AM/FM/CD
 Back-Up Camera System
 Seats- Highbacked
 Seats- Armrests
 Seats- Seatbelts
 Paint- Base White
 Exhaust- Streetside
 Emergency Equipment- First Aid Kit, Fire Extinguisher, Reflector Kit
 Braun Wheelchair Lift
 (2) Tie Downs
 Canada Admissible.





Nations Bus Sales - 555 Outlet Mall Blvd, St. Augustine, FL 32084 (904) 347-2296

ORIGINATOR: POLICE DEPARTMENT

SPONSOR: Garvas

**CITY OF MACEDONIA
ORDINANCE NO. 44 - 2022**

**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO A CONTRACT WITH STATEWIDE FORD, INC. FOR THE PURCHASE
OF FIVE (5) FORD EXPLORERS AND OUTFITTING OF VEHICLES FOR THE
CITY POLICE DEPARTMENT WITHOUT THE NECESSITY OF
ADVERTISEMENT AND FORMAL BIDDING**

WHEREAS, Ohio Revised Code § 732.05 provides that in the case of a real and present emergency, arising in connection with the operation of any municipal department, the legislative authority may, by two-thirds vote of all of its members elected thereto, authorize entering into a contract for a purchase without formal bidding and advertising; and

WHEREAS, it has been found that a real and present emergency exists for the City Police Department in that numerous vehicles currently in the Police Department's fleet of vehicles are at or near their scheduled end-of-life, rapidly deteriorating given the high mileage/idle hours on each of the said vehicles, and need to be replaced in order to protect the integrity of the operations of the City's Police Department, to preserve the Department's ability to properly patrol, respond to incidents and perform other normal operations which require the use of police vehicles, and to maintain the safety of officers, residents and the community while performing those functions; and

WHEREAS, as a result of the current state of the supply chain given the COVID-19 pandemic, including a shortage in chips used for vehicles, certain manufacturers have currently cancelled participation in governmental cooperative purchasing programs which has contributed to said emergency; and

WHEREAS, a widespread shortage in vehicles exists across the country, and there are substantial delays when ordering new vehicles which has also contributed to said emergency; and

WHEREAS, the Police Department currently has a limited opportunity to purchase vehicles through Statewide Ford, Inc. that will allow the Police Department's aging vehicles to be replaced as expeditiously as possible with five (5) new 2022/2023 Police Ford Explorers; and

WHEREAS, in order to prevent damage to the operations of the Police Department, and due to the existence of this real and present emergency, Council has determined that such purchase shall be made from Statewide Ford, Inc. with a vehicle purchase price as set forth in the documents attached hereto as Exhibit "A" and incorporated herein by reference, and subject to the procurement of appropriate financing to acquire said vehicles, and without the need of advertisement and formal bidding.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, Summit County, State of Ohio:

Section 1. That the Council of the City of Macedonia hereby authorizes and directs the Mayor to enter into a contract, subject to the procurement of appropriate financing, with Statewide Ford for the purchase of five (5) new 2022/2023 Police Ford Explorers with a vehicle purchase price as set forth in Exhibit “A,” and additionally to enter into an agreement with Statewide Ford Lincoln to outfit up to six (6) vehicles for the purchase price as set forth in the document attached hereto as Exhibit “B” and incorporated herein by reference, which have been deemed the best available prices for such vehicles and outfitting, without advertising and formal bidding due to the existence of a real and present emergency in replacing the Police Department’s aging vehicles which, if not replaced, would jeopardize operations of the Police Department.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. Wherefore, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Macedonia and the inhabitants thereof, for the reason that it provides for the daily operation of a municipal department, and provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

				Reference Number	230565SR																																																																																																																																																									
Statewide Ford Lincoln 1108 W. Main Street Van Wert, Ohio 45891			Revision Level Date: 4/6/2023		Sales Rep Name Steve Rick		<input checked="" type="checkbox"/> SFL Vehicle Build <input type="checkbox"/> Cust. Vehicle Build		Location Of Job <input checked="" type="checkbox"/> SEP Location <input type="checkbox"/> Cust. Location <input type="checkbox"/> Other																																																																																																																																																					
			Vehicle 2022 Utility		Purchase Order Number		Estimated Time																																																																																																																																																							
			Status Quote Valid 30 Days																																																																																																																																																											
R e v i s e d	Customer Billing Information				Contact Information				Customer Shipping Information																																																																																																																																																					
	Purchaser Name		Macedonia Police Department		Email		ccostello@macedonia.oh.us		Drop Ship Company																																																																																																																																																					
	Contact Name		Sgt. Christian Costello		Phone		330-468-1234		Delivery Attention																																																																																																																																																					
	Mailing Address		9691 Valley View Road		Fax				Delivery Address																																																																																																																																																					
	City, State & Zip		Macedonia, Ohio 44056		Package #				City, State & Zip																																																																																																																																																					
Notes Section:																																																																																																																																																														
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:5%;">QTY</th> <th style="width:10%;">Manufacturer</th> <th style="width:10%;">Part Number</th> <th style="width:30%;">Part Description</th> <th style="width:10%;">Unit Price</th> <th style="width:10%;">Extended Price</th> <th style="width:10%;">Cost of Options</th> </tr> </thead> <tbody> <tr> <td><input type="checkbox"/></td> <td>2</td> <td>Ford</td> <td>99C</td> <td>Upgrade To 3.0L Eco Boost Engine</td> <td>\$1,388.00</td> <td>\$ 2,776.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td>2</td> <td>SFL</td> <td>Ready For Patrol</td> <td>2022 Utility Stock Program from Statewide Ford</td> <td>\$57,718.00</td> <td>\$ 115,436.00</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td>Black</td> <td>Utility Interceptor, AWD, Hyrbid engine</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>LED ready headlamps, Red/Clear Light In Cargo Area</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Heated Mirrors, Courtesy Lamps Inoperative</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Global Unlock, Rear Door Handles Inoperative</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Keyed Alike 1284X</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Delivery charge (included)</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Following Equipment Included In Stock Price:</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Tall Man Recessed Partition With Center Sliding Window</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Rear Partition With Upper Metal Screen</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Replacement Seat With Outboard Seatbelts</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Vertical Steel Window Guards</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Dual Weapon Mount With Universal Locks</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Havis Console With Dual Cup Holder & Height</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Adjustable Armrest, Swing Arm For Laptop Cradle</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Magnetic Mic</td> <td></td> <td>\$ -</td> </tr> <tr> <td><input type="checkbox"/></td> <td></td> <td></td> <td></td> <td>Secure Idle</td> <td></td> <td>\$ -</td> </tr> </tbody> </table>												QTY	Manufacturer	Part Number	Part Description	Unit Price	Extended Price	Cost of Options	<input type="checkbox"/>	2	Ford	99C	Upgrade To 3.0L Eco Boost Engine	\$1,388.00	\$ 2,776.00	<input type="checkbox"/>						\$ -	<input type="checkbox"/>						\$ -	<input type="checkbox"/>	2	SFL	Ready For Patrol	2022 Utility Stock Program from Statewide Ford	\$57,718.00	\$ 115,436.00	<input type="checkbox"/>			Black	Utility Interceptor, AWD, Hyrbid engine		\$ -	<input type="checkbox"/>				LED ready headlamps, Red/Clear Light In Cargo Area		\$ -	<input type="checkbox"/>				Heated Mirrors, Courtesy Lamps Inoperative		\$ -	<input type="checkbox"/>				Global Unlock, Rear Door Handles Inoperative		\$ -	<input type="checkbox"/>				Keyed Alike 1284X		\$ -	<input type="checkbox"/>				Delivery charge (included)		\$ -	<input type="checkbox"/>				Following Equipment Included In Stock Price:		\$ -	<input type="checkbox"/>				Tall Man Recessed Partition With Center Sliding Window		\$ -	<input type="checkbox"/>				Rear Partition With Upper Metal Screen		\$ -	<input type="checkbox"/>				Replacement Seat With Outboard Seatbelts		\$ -	<input type="checkbox"/>				Vertical Steel Window Guards		\$ -	<input type="checkbox"/>				Dual Weapon Mount With Universal Locks		\$ -	<input type="checkbox"/>				Havis Console With Dual Cup Holder & Height		\$ -	<input type="checkbox"/>				Adjustable Armrest, Swing Arm For Laptop Cradle		\$ -	<input type="checkbox"/>				Magnetic Mic		\$ -	<input type="checkbox"/>				Secure Idle		\$ -
QTY	Manufacturer	Part Number	Part Description	Unit Price	Extended Price	Cost of Options																																																																																																																																																								
<input type="checkbox"/>	2	Ford	99C	Upgrade To 3.0L Eco Boost Engine	\$1,388.00	\$ 2,776.00																																																																																																																																																								
<input type="checkbox"/>						\$ -																																																																																																																																																								
<input type="checkbox"/>						\$ -																																																																																																																																																								
<input type="checkbox"/>	2	SFL	Ready For Patrol	2022 Utility Stock Program from Statewide Ford	\$57,718.00	\$ 115,436.00																																																																																																																																																								
<input type="checkbox"/>			Black	Utility Interceptor, AWD, Hyrbid engine		\$ -																																																																																																																																																								
<input type="checkbox"/>				LED ready headlamps, Red/Clear Light In Cargo Area		\$ -																																																																																																																																																								
<input type="checkbox"/>				Heated Mirrors, Courtesy Lamps Inoperative		\$ -																																																																																																																																																								
<input type="checkbox"/>				Global Unlock, Rear Door Handles Inoperative		\$ -																																																																																																																																																								
<input type="checkbox"/>				Keyed Alike 1284X		\$ -																																																																																																																																																								
<input type="checkbox"/>				Delivery charge (included)		\$ -																																																																																																																																																								
<input type="checkbox"/>				Following Equipment Included In Stock Price:		\$ -																																																																																																																																																								
<input type="checkbox"/>				Tall Man Recessed Partition With Center Sliding Window		\$ -																																																																																																																																																								
<input type="checkbox"/>				Rear Partition With Upper Metal Screen		\$ -																																																																																																																																																								
<input type="checkbox"/>				Replacement Seat With Outboard Seatbelts		\$ -																																																																																																																																																								
<input type="checkbox"/>				Vertical Steel Window Guards		\$ -																																																																																																																																																								
<input type="checkbox"/>				Dual Weapon Mount With Universal Locks		\$ -																																																																																																																																																								
<input type="checkbox"/>				Havis Console With Dual Cup Holder & Height		\$ -																																																																																																																																																								
<input type="checkbox"/>				Adjustable Armrest, Swing Arm For Laptop Cradle		\$ -																																																																																																																																																								
<input type="checkbox"/>				Magnetic Mic		\$ -																																																																																																																																																								
<input type="checkbox"/>				Secure Idle		\$ -																																																																																																																																																								



OHIO DEPARTMENT OF PUBLIC SAFETY
BUREAU OF MOTOR VEHICLES

EXHIBIT A (CONT.)

APPLICATION FOR DEALER ASSIGNMENT

POWER OF ATTORNEY TO TRANSFER OWNERSHIP AND ATTESTATION OF MILEAGE AND IDENTITY FOR THE TRANSFER OF OWNERSHIP OF A VEHICLE OR WATERCRAFT TO OR FROM A MOTOR VEHICLE OR WATERCRAFT DEALER LICENSED BY CHAPTERS 4517/1547 PURSUANT TO OHIO REVISED CODE 4505.0323/1548.032 AND APPLICATION FOR CERTIFICATE OF TITLE.

ASSIGNMENT OF OWNERSHIP

I (we) certify the vehicle or watercraft or outboard motor described in this statement was delivered on 03/28/23 for the price of \$ 47907.00

to: CITY OF MACEDONIA Is Seller a Minor? Yes No

TRANSFEREE'S / BUYER'S PRINTED NAME <u>CITY OF MACEDONIA</u>	TRANSFEREE'S / BUYER'S PRINTED ADDRESS <u>9591 VALLEY VIEW MACEDONIA, OH 44056</u>
---	---

Warning to transferor and transferee (seller and buyer). You are required by law to state the true selling price. A false statement is in violation of section 2921.13 of the Ohio Revised Code and is punishable by six months imprisonment and a fine of up to one thousand dollars or both. All transfers are audited by the Department of Taxation. The seller and buyer must provide any information requested by the Department of Taxation. The buyer may be assessed any additional tax found to be due.

PICTURE ID ISSUED FROM STATE OF		OPERATOR LICENSE NUMBER OR ID NUMBER		CURRENT TITLED OWNER(S) NAME <u>STATEWIDE FORD INC</u>	
CONTROL NUMBER	YEAR <u>2023</u>	MAKE <u>FORD</u>	MODEL <u>EXPLORER POLICE</u>	BODY TYPE <u>WAGON 4 DOOR</u>	LENGTH
TITLE NUMBER	HP	CURRENT TITLE TYPE <input type="checkbox"/> REGULAR <input type="checkbox"/> SALVAGE <input type="checkbox"/> OFF ROAD		THIS VEHICLE WAS A (IF APPLICABLE) <input type="checkbox"/> FORMER LAW ENFORCEMENT <input type="checkbox"/> FORMER TAXI <input type="checkbox"/> FLOOD VEHICLE	
VIN/WIN/MIN <u>1FM5K8AC0PGA63801</u>					

Federal and State laws require that you state the mileage in connection with transfer of ownership. Failure to complete or providing false information may result in fines and/or imprisonment.

I (we) certify to the best of my (our) knowledge that the odometer now reads , NO TENTHS MILES and is the actual mileage of the vehicle unless one of the following statements is checked.

The mileage stated is in excess of the mechanical limits. The odometer reading is not the actual mileage. WARNING-ODOMETER DISCREPANCY

APPLICATION FOR CERTIFICATE OF TITLE (Type or Print in Ink) Fee of \$5.00 for failure to apply for title within 30 days of assignment.

CHECK TYPE OF APPLICATION(S):

MOTOR VEHICLE MEMORANDUM WATERCRAFT DUPLICATE (Check One)
 OUTBOARD MOTOR SALVAGE REPLACEMENT Lost Stolen Destroyed

APPLICANT'S PRINTED NAME <u>CITY OF MACEDONIA</u>		SSN/EIN <u>346001760</u>	
APPLICANT'S PRINTED STREET ADDRESS <u>9591 VALLEY VIEW</u>		CITY <u>MACEDONIA</u>	ZIP CODE COUNTY <u>44056 SUMMIT</u>
PURCHASE PRICE \$ <u>47907.00</u>	TRADE IN ALLOWANCE \$ <u>NA</u>	GROSS TAX DUE \$ <u>NA</u>	VENDOR'S DISCOUNT \$ <u>NA</u>
TAX PAID \$ <u>NA</u>	TAX EXEMPTION: <input type="checkbox"/> YES REASON <u>XX</u>	DEALER'S PERMIT NUMBER <u>ND002138</u>	
VENDOR'S NUMBER <u>81-012006</u>	CONDITION OF VEHICLE OR WATERCRAFT OR OUTBOARD MOTOR (CHECK ONLY ONE): <input checked="" type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> POOR <input type="checkbox"/> WRECKED		

LIEN INFORMATION: If no lien, state "none". If more than one lien, attach statement of all additional liens.

LIENHOLDER PRINTED NAME/E CODE # <u>NONE</u>	ADDRESS	CITY	STATE	ZIP CODE
---	---------	------	-------	----------

I (we) state that all information contained in this application is true and correct.

APPLICANT'S SIGNATURE X IS APPLICANT A MINOR? YES NO

PRINTED NON PRINTED

TRANSFEREE'S / BUYER'S ACKNOWLEDGEMENT OF ABOVE ODOMETER CERTIFICATION AND/OR DUPLICATE TRANSACTIONS

TRANSFEREE'S / BUYER'S OR APPLICANT'S PRINTED NAME <u>CITY OF MACEDONIA</u>	TRANSFEREE'S / BUYER'S SIGNATURE <u>X</u>
--	--

I/We, the current titled owner or applicant, appoint STATEWIDE FORD INC as my true and lawful attorney-in-fact to execute any and all application for assignment of Certificate of Title for the motor vehicle listed above. I attest to the above odometer reading. I warrant the title to be free of all liens.

TRANSFEROR'S / SELLER'S PRINTED NAME <u>STATEWIDE FORD INC</u>	TRANSFEROR'S / SELLER'S SIGNATURE <u>X</u>		
TRANSFEROR'S / SELLER'S PRINTED ADDRESS <u>1108 W MAIN ST</u>	CITY <u>VAN WERT</u>	STATE <u>OH</u>	ZIP CODE <u>45891</u>

NOTE: All blank spaces above must be completed before acknowledgement. If not applicable, insert NA or NONE in the space provided.

Sworn to and subscribed in my presence by _____ this 28 day of March yr 2023

My commission expires _____ year _____
(seal) X _____ X _____
CLERK, DEPUTY CLERK OF COURTS NOTARY WITNESS BY DEALER OR SALESPERSON

STATEWIDE FORD

1108 W. Main St. **VAN WERT, OHIO 45891**

Phone (419) 238-0125 Fax (419) 238-6889

Email: sales@statewidedford.com

DEAL#: 0007620

CUST#: 46348

03/28/2023

DATE

PLEASE ENTER MY ORDER FOR THE FOLLOWING <input type="checkbox"/> NEW OR <input type="checkbox"/> USED <input type="checkbox"/> CAR OR <input type="checkbox"/> TRUCK <input type="checkbox"/> DEMO <input type="checkbox"/> OTHER				STOCK NO. 3113A	TO BE DELIVERED ON OR ABOUT 03/28/2023
YEAR 2023	MAKE FORD	MODEL EXPLORER POLICE WAGON 4 D	TYPE	MR. MISS CITY OF MACEDONIA	PURCHASER'S NAME
MILEAGE	SERIAL NO. 1F1M549A00P6063401	COLOR BLACK	TRIM 96	9691 VALLEY VIEW	
SALESMAN'S SIGNATURE FLEET FLEET			STREET ADDRESS MACEDONIA, OH 44056	CITY 330-468-1234 STATE OH ZIP 44056	
CASH PRICE OF VEHICLE 47907.00			COUNTY	BUS. PHONE	RES. PHONE
INVOICE #: THIS IS THE ONLY INVOICE YOU WILL RECEIVE			<p>IF PURCHASE OF VEHICLE IS TO BE FINANCED, DISCLOSURE OF THE FINANCE AND RELATED CHARGES WILL BE CONTAINED IN THE RETAIL INSTALLMENT CONTRACT - SECURITY AGREEMENT BETWEEN THE CUSTOMER AND THE LENDING INSTITUTION.</p> <p><small>ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OTHER THAN DEALER ARE THEIRS, NOT DEALER'S, AND ONLY SUCH MANUFACTURER OR OTHER SUPPLIER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. UNLESS DEALER FURNISHES BUYER WITH A SEPARATE WRITTEN WARRANTY MADE BY DEALER ON ITS OWN BEHALF, DEALER HEREBY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE: (A) ON ALL GOODS AND SERVICES SOLD BY DEALER, AND (B) ON ALL USED VEHICLES WHICH ARE HEREBY SOLD "AS-IS-NOT EXPRESSLY WARRANTED OR GUARANTEED". IN THE EVENT THAT ANY SERVICE CONTRACT IS SOLD, ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE IS LIMITED IN DURATION TO THE TERM OF THE SERVICE CONTRACT.</small></p> <p>The Purchaser warrants that any used vehicle delivered to the Dealer is properly titled to the Purchaser, has never been a salvage vehicle, and that the Purchaser has the right to sell or otherwise convey such vehicle and that such vehicle is free and clear of liens or encumbrances.</p> <p>PURCHASER'S SIGNATURE</p> <p>X</p>		
NEGATIVE EQUITY			<p>SOURCE OF FUNDS <input checked="" type="checkbox"/> CUSTOMER <input type="checkbox"/> LENDING INSTITUTION</p> <p>NAME _____ ADDRESS _____</p>		
CASH PRICE OF VEHICLE HAS BEEN RAISED \$ _____ TO COVER NEGATIVE EQUITY IN TRADE-IN VEHICLE. PURCHASER'S SIGNATURE X			<p>USED VEHICLE TRADE-IN</p> <p>MAKE OF TRADE-IN ACV NA</p> <p>YEAR MODEL BODY</p> <p>MVI NO. MILEAGE</p> <p>BALANCE OWED TO</p> <p>ADDRESS</p> <p>INSURANCE AGENT</p>		
<p>ODOMETER MILEAGE STATEMENT</p> <p>THE ODOMETER OF THE ABOVE DESCRIBED VEHICLE NOW READS _____ MILES/KILOMETERS.</p> <p><input checked="" type="checkbox"/> Odometer Mileage is Accurate <input type="checkbox"/> Odometer Mileage is not Accurate</p> <p>REFER TO THE FEDERAL MILEAGE STATEMENT FOR FULL DISCLOSURE</p>			<p>ALL REPAIRS PROMISED AT TIME OF SALE BY SALESMAN MUST APPEAR ON THIS ORDER</p> <p>REMARKS</p>		
<p>DOCUMENT PREPARATION & RECORDING 250.00</p> <p>TOTAL 47907.00</p> <p>TAX</p>			<p>INSURANCE AGENT</p>		
Cash Price (Including Any Accessories, Services and Taxes imposed on cash sale.)	1.	47907.00	<p>The front and back of this Order comprise the entire agreement affecting this purchase and no other agreement or understanding of any nature concerning same has been made or entered into, or will be recognized. If this agreement is for a used vehicle see contractual disclosure statement below. I hereby certify that no credit has been extended to me for the purchase of this motor vehicle except as it appears in writing on the face of this agreement. I have read the matter printed on the back hereof and agree to it as a part of this order the same as if it were printed above my signature. I certify that I am of legal age, and hereby acknowledge the receipt of a copy of this order.</p> <p>CONTRACTUAL DISCLOSURE STATEMENT (USED VEHICLES ONLY) THE INFORMATION YOU SEE ON THE WINDOW FORM FOR THIS VEHICLE IS PART OF THIS CONTRACT. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE.</p>		
TITLE & RELATED FEES	2.	\$	<p>ACCEPTED BY PURCHASER</p> <p>X <i>[Signature]</i> #974</p> <p>PURCHASER'S SIGNATURE DATE 03/28/2023</p>		
SELLING PRICE OF UNIT TOTAL	3.	\$ 47907.00	<p>X</p> <p>CO-PURCHASER'S SIGNATURE DATE</p> <p>THIS ORDER IS NOT VALID UNLESS SIGNED AND ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE</p>		
USED TRADE-IN ALLOWANCE	4.	\$	<p>APPROVED: <i>[Signature]</i></p> <p>DEALER OR AUTHORIZED REPRESENTATIVE</p>		
PAYOFF (GOOD UNTIL _____)	5.	\$			
EQUITY ON USED TRADE-IN (4-5)	6.	\$			
MANUFACTURERS REBATE _____	7.	\$			
DEPOSIT (REC. # _____)	8.	\$			
CASH ON DELIVERY (REC. # _____)	9.	\$			
DOWN PAYMENT (6+7+8+9)	10.	\$			
AMOUNT UNPAID ON THE CASH PRICE	11.	\$ 47907.00			



OHIO DEPARTMENT OF PUBLIC SAFETY
BUREAU OF MOTOR VEHICLES

31143

APPLICATION FOR DEALER ASSIGNMENT

POWER OF ATTORNEY TO TRANSFER OWNERSHIP AND ATTESTATION OF MILEAGE AND IDENTITY FOR THE TRANSFER OF OWNERSHIP OF A VEHICLE OR WATERCRAFT TO OR FROM A MOTOR VEHICLE OR WATERCRAFT DEALER LICENSED BY CHAPTERS 4517/1547 PURSUANT TO OHIO REVISED CODE 4505.0323/1548.032 AND APPLICATION FOR CERTIFICATE OF TITLE.

ASSIGNMENT OF OWNERSHIP

I (we) certify the vehicle or watercraft or outboard motor described in this statement was delivered on 03/28/23 for the price of \$ 47907.00

to: CITY OF MACEDONIA Is Seller a Minor? [] Yes [] No

TRANSFeree'S / BUYER'S PRINTED NAME: CITY OF MACEDONIA
TRANSFeree'S / BUYER'S PRINTED ADDRESS: 9691 VALLEY VIEW MACEDONIA, OH 44056

Warning to transferor and transferee (seller and buyer). You are required by law to state the true selling price. A false statement is in violation of section 2921.13 of the Ohio Revised Code and is punishable by six months imprisonment and a fine of up to one thousand dollars or both.

Form with fields: PICTURE ID ISSUED FROM STATE OF, OPERATOR LICENSE NUMBER OR ID NUMBER, CURRENT TITLED OWNER(S) NAME (STATEWIDE FORD INC), CONTROL NUMBER, YEAR (2023), MAKE (FORD), MODEL (EXPLORER POLICE WAGON 4 DOOR), BODY TYPE, LENGTH, TITLE NUMBER, HP, CURRENT TITLE TYPE, THIS VEHICLE WAS A (IF APPLICABLE), VIN/WIN/MIN (1FMSKAACAP6A79535)

Federal and State laws require that you state the mileage in connection with transfer of ownership. Failure to complete or providing false information may result in fines and/or imprisonment.

I (we) certify to the best of my (our) knowledge that the odometer now reads [] [] [] , [] [] [] NO TENTHS MILES and is the actual mileage of the vehicle unless one of the following statements is checked.

[] The mileage stated is in excess of the mechanical limits. [] The odometer reading is not the actual mileage. WARNING-ODOMETER DISCREPANCY

APPLICATION FOR CERTIFICATE OF TITLE (Type or Print in Ink) Fee of \$5.00 for failure to apply for title within 30 days of assignment.

CHECK TYPE OF APPLICATION(S): [] MOTOR VEHICLE [] MEMORANDUM [] WATERCRAFT [] DUPLICATE (Check One) [] OUTBOARD MOTOR [] SALVAGE [] REPLACEMENT [] Lost [] Stolen [] Destroyed

APPLICANT'S PRINTED NAME: CITY OF MACEDONIA SSN/EIN: 346001760

APPLICANT'S PRINTED STREET ADDRESS: 9691 VALLEY VIEW CITY: MACEDONIA ZIP CODE: 44056 COUNTY: SUMMIT

PURCHASE PRICE: \$ 47907.00 TRADE IN ALLOWANCE: \$ NA GROSS TAX DUE: \$ NA VENDOR'S DISCOUNT: \$ NA

TAX PAID: \$ NA TAX EXEMPTION: [] YES [] NO REASON: XX DEALER'S PERMIT NUMBER: ND002138

VENDOR'S NUMBER: 81-012006 CONDITION OF VEHICLE OR WATERCRAFT OR OUTBOARD MOTOR (CHECK ONLY ONE): [] GOOD [] FAIR [] POOR [] WRECKED

LIEN INFORMATION: If no lien, state "none". If more than one lien, attach statement of all additional liens.

LIENHOLDER PRINTED NAME/E CODE #: NONE ADDRESS: CITY: STATE: ZIP CODE:

I (we) state that all information contained in this application is true and correct. IS APPLICANT A MINOR? [] YES [] NO

APPLICANT'S SIGNATURE: X [] PRINTED [] NON PRINTED XX

TRANSFeree'S / BUYER'S ACKNOWLEDGEMENT OF ABOVE ODOMETER CERTIFICATION AND/OR DUPLICATE TRANSACTIONS

TRANSFeree'S / BUYER'S OR APPLICANT'S PRINTED NAME: CITY OF MACEDONIA TRANSFeree'S / BUYER'S SIGNATURE: X

I/We, the current titled owner or applicant, appoint STATEWIDE FORD INC as my true and lawful attorney-in-fact to execute any and all application for assignment of Certificate of Title for the motor vehicle listed above. I attest to the above odometer reading. I warrant the title to be free of all liens.

TRANSFEROR'S / SELLER'S PRINTED NAME: STATEWIDE FORD INC TRANSFEROR'S / SELLER'S SIGNATURE: X

TRANSFEROR'S / SELLER'S PRINTED ADDRESS: 1108 W MAIN ST CITY: VAN WERT STATE: OH ZIP CODE: 45891

NOTE: All blank spaces above must be completed before acknowledgement. If not applicable, insert NA or NONE in the space provided.

Sworn to and subscribed in my presence by this 28 day of March yr 2023

My commission expires year (seal) X X

CLERK, DEPUTY CLERK OF COURTS NOTARY WITNESS BY DEALER OR SALESPERSON

STATEWIDE FORD

1108 W. Main St. **VAN WERT, OHIO 45891**

Phone (419) 238-0125 Fax (419) 238-6889

Email: sales@statewidedford.com

DEAL#: 0007621

CUST#: 46348

03/28/2023

DATE

PLEASE ENTER MY ORDER FOR THE FOLLOWING				STOCK NO. 31143	TO BE DELIVERED ON OR ABOUT 03/28/2023
<input type="checkbox"/> NEW OR <input type="checkbox"/> USED <input type="checkbox"/> CAR OR <input type="checkbox"/> TRUCK <input type="checkbox"/> DEMO <input type="checkbox"/> OTHER					
YEAR 2023	MAKE FORD	MODEL EXPLORER POLICE	TYPE WAGON 4 D	MR. MISS	CITY OF MACEDONIA
MILEAGE 1	SERIAL NO. 1F M 5 K 8 A C 8 P G A 7 9 3 3 5	PURCHASER'S NAME 9691 VALLEY VIEW			
SALESMAN'S SIGNATURE FLEET FLEET		COLOR BLACK	TRIM 96	STREET ADDRESS MACEDONIA, OH 44055	
CASH PRICE OF VEHICLE 47907.00			CITY 330-468-1234	STATE OH	ZIP 44055
			COUNTY	BUS. PHONE	RES. PHONE
<p>IF PURCHASE OF VEHICLE IS TO BE FINANCED, DISCLOSURE OF THE FINANCE AND RELATED CHARGES WILL BE CONTAINED IN THE RETAIL INSTALLMENT CONTRACT - SECURITY AGREEMENT BETWEEN THE CUSTOMER AND THE LENDING INSTITUTION.</p> <p><small>ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OTHER THAN DEALER ARE THEIRS, NOT DEALER'S, AND ONLY SUCH MANUFACTURER OR OTHER SUPPLIER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. UNLESS DEALER FURNISHES BUYER WITH A SEPARATE WRITTEN WARRANTY MADE BY DEALER ON ITS OWN BEHALF, DEALER HEREBY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE: (A) ON ALL GOODS AND SERVICES SOLD BY DEALER, AND (B) ON ALL USED VEHICLES WHICH ARE HEREBY SOLD "AS-IS-NOT EXPRESSLY WARRANTED OR GUARANTEED". IN THE EVENT THAT ANY SERVICE CONTRACT IS SOLD, ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE IS LIMITED IN DURATION TO THE TERM OF THE SERVICE CONTRACT.</small></p> <p>The Purchaser warrants that any used vehicle delivered to the Dealer is properly titled to the Purchaser, has never been a salvage vehicle, and that the Purchaser has the right to sell or otherwise convey such vehicle and that such vehicle is free and clear of liens or encumbrances.</p> <p>PURCHASER'S SIGNATURE</p> <p>X</p>					
INVOICE #:			THIS IS THE ONLY INVOICE YOU WILL RECEIVE		
NEGATIVE EQUITY			CASH PRICE OF VEHICLE HAS BEEN RAISED \$ TO COVER NEGATIVE EQUITY IN TRADE-IN VEHICLE. PURCHASER'S SIGNATURE		
X			SOURCE OF FUNDS <input checked="" type="checkbox"/> CUSTOMER <input type="checkbox"/> LENDING INSTITUTION		
			NAME ADDRESS		
USED VEHICLE TRADE-IN					
MAKE OF TRADE-IN			ACV NA		
YEAR		MODEL		BODY	
MVI NO.			MILEAGE		
BALANCE OWED TO					
ADDRESS					
INSURANCE AGENT					
ODOMETER MILEAGE STATEMENT			REMARKS		
THE ODOMETER OF THE ABOVE DESCRIBED VEHICLE NOW READS 1 MILES/KILOMETERS.			ALL REPAIRS PROMISED AT TIME OF SALE BY SALESMAN MUST APPEAR ON THIS ORDER		
<input type="checkbox"/> Odometer Mileage is Accurate <input type="checkbox"/> Odometer Mileage is not Accurate REFER TO THE FEDERAL MILEAGE STATEMENT FOR FULL DISCLOSURE					
DOCUMENT PREPARATION & RECORDING			250.00		
TOTAL			47907.00		
TAX					
Cash Price (Including Any Accessories, Services and Taxes imposed on cash sale.)			1. 47907.00		
TITLE & RELATED FEES			2. \$		
SELLING PRICE OF UNIT TOTAL			3. \$ 47907.00		
USED TRADE-IN ALLOWANCE			4. \$		
PAYOFF (GOOD UNTIL)			5. \$		
EQUITY ON USED TRADE-IN (4-5)			6. \$		
MANUFACTURERS REBATE			7. \$		
DEPOSIT (REC. #)			8. \$		
CASH ON DELIVERY (REC. #)			9. \$		
DOWN PAYMENT (6+7+8+9)			10. \$		
AMOUNT UNPAID ON THE CASH PRICE			11. \$ 47907.00		
			ACCEPTED BY PURCHASER X		
			PURCHASER'S SIGNATURE DATE 03/28/2023		
			CO-PURCHASER'S SIGNATURE DATE		
<p>THIS ORDER IS NOT VALID UNLESS SIGNED AND ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE</p>					
APPROVED:			DEALER OR AUTHORIZED REPRESENTATIVE		



OHIO DEPARTMENT OF PUBLIC SAFETY
BUREAU OF MOTOR VEHICLES

31129

APPLICATION FOR DEALER ASSIGNMENT

POWER OF ATTORNEY TO TRANSFER OWNERSHIP AND ATTESTATION OF MILEAGE AND IDENTITY FOR THE TRANSFER OF OWNERSHIP OF A VEHICLE OR WATERCRAFT TO OR FROM A MOTOR VEHICLE OR WATERCRAFT DEALER LICENSED BY CHAPTERS 4517/1547 PURSUANT TO OHIO REVISED CODE 4505.0323/1548.032 AND APPLICATION FOR CERTIFICATE OF TITLE.

ASSIGNMENT OF OWNERSHIP

I (we) certify the vehicle or watercraft or outboard motor described in this statement was delivered on 03/28/23 for the price of \$ 47907.00 to: CITY OF MACEDONIA Is Seller a Minor? Yes No

TRANSFEREE'S / BUYER'S PRINTED NAME: CITY OF MACEDONIA TRANSFEREE'S / BUYER'S PRINTED ADDRESS: 9691 VALLEY VIEW MACEDONIA, OH 44056

Warning to transferor and transferee (seller and buyer). You are required by law to state the true selling price. A false statement is in violation of section 2921.13 of the Ohio Revised Code and is punishable by six months imprisonment and a fine of up to one thousand dollars or both. All transfers are audited by the Department of Taxation. The seller and buyer must provide any information requested by the Department of Taxation. The buyer may be assessed any additional tax found to be due.

PICTURE ID ISSUED FROM STATE OF		OPERATOR LICENSE NUMBER OR ID NUMBER		CURRENT TITLED OWNER(S) NAME <u>STATEWIDE FORD INC</u>	
CONTROL NUMBER	YEAR <u>2023</u>	MAKE <u>FORD</u>	MODEL <u>EXPLORER POLICE</u>	BODY TYPE <u>WAGON 4 DOOR</u>	LENGTH
TITLE NUMBER	HP	CURRENT TITLE TYPE <input type="checkbox"/> REGULAR <input type="checkbox"/> SALVAGE <input type="checkbox"/> OFF ROAD		THIS VEHICLE WAS A (IF APPLICABLE) <input type="checkbox"/> FORMER LAW ENFORCEMENT <input type="checkbox"/> FORMER TAXI <input type="checkbox"/> FLOOD VEHICLE	
VIN/WIN/MIN <u>1FM5K8AC4PGA63994</u>					

Federal and State laws require that you state the mileage in connection with transfer of ownership. Failure to complete or providing false information may result in fines and/or imprisonment.

I (we) certify to the best of my (our) knowledge that the odometer now reads , NO TENTHS MILES and is the actual mileage of the vehicle unless one of the following statements is checked.
 The mileage stated is in excess of the mechanical limits. The odometer reading is not the actual mileage. WARNING-ODOMETER DISCREPANCY

APPLICATION FOR CERTIFICATE OF TITLE (Type or Print in Ink) Fee of \$5.00 for failure to apply for title within 30 days of assignment.

CHECK TYPE OF APPLICATION(S):
 MOTOR VEHICLE MEMORANDUM WATERCRAFT DUPLICATE (Check One)
 OUTBOARD MOTOR SALVAGE REPLACEMENT Lost Stolen Destroyed

APPLICANT'S PRINTED NAME: CITY OF MACEDONIA SSN/EIN: 346801760

APPLICANT'S PRINTED STREET ADDRESS: 9691 VALLEY VIEW CITY: MACEDONIA ZIP CODE: 44056 COUNTY: SUMMIT

PURCHASE PRICE: \$ 47907.00 TRADE IN ALLOWANCE: \$ NA GROSS TAX DUE: \$ NA VENDOR'S DISCOUNT: \$ NA

TAX PAID: \$ NA TAX EXEMPTION: YES REASON: ND002138 DEALER'S PERMIT NUMBER: ND002138

VENDOR'S NUMBER: 81-012006 CONDITION OF VEHICLE OR WATERCRAFT OR OUTBOARD MOTOR (CHECK ONLY ONE):
 GOOD FAIR POOR WRECKED

LIEN INFORMATION: If no lien, state "none". If more than one lien, attach statement of all additional liens.

LIENHOLDER PRINTED NAME/E CODE #: NONE ADDRESS: _____ CITY: _____ STATE: _____ ZIP CODE: _____

I (we) state that all information contained in this application is true and correct. IS APPLICANT A MINOR? YES NO
 APPLICANT'S SIGNATURE: X PRINTED NON PRINTED

TRANSFEREE'S / BUYER'S ACKNOWLEDGEMENT OF ABOVE ODOMETER CERTIFICATION AND/OR DUPLICATE TRANSACTIONS

TRANSFEREE'S / BUYER'S OR APPLICANT'S PRINTED NAME: CITY OF MACEDONIA TRANSFEREE'S / BUYER'S SIGNATURE: X

I/We, the current titled owner or applicant, appoint STATEWIDE FORD INC as my true and lawful attorney-in-fact to execute any and all application for assignment of Certificate of Title for the motor vehicle listed above. I attest to the above odometer reading. I warrant the title to be free of all liens.

TRANSFEROR'S / SELLER'S PRINTED NAME: STATEWIDE FORD INC TRANSFEROR'S / SELLER'S SIGNATURE: X

TRANSFEROR'S / SELLER'S PRINTED ADDRESS: 1108 W MAIN ST CITY: VAN WERT STATE: OH ZIP CODE: 45891

NOTE: All blank spaces above must be completed before acknowledgement. If not applicable, insert NA or NONE in the space provided.

Sworn to and subscribed in my presence by _____ this 28 day of March yr 2023
 My commission expires _____ year _____
 (seal) X _____ X _____
 CLERK, DEPUTY CLERK OF COURTS NOTARY WITNESS BY DEALER OR SALESPERSON

STATEWIDE FORD

1108 W. Main St. **VAN WERT, OHIO 45891**

Phone (419) 238-0125 Fax (419) 238-6889

Email: sales@statewidedford.com

DEAL#: 0007622

CUST#: 46348

03/28/2023

DATE

PLEASE ENTER MY ORDER FOR THE FOLLOWING				STOCK NO. 31129	TO BE DELIVERED ON OR ABOUT 03/28/2023
<input type="checkbox"/> NEW OR <input type="checkbox"/> USED <input type="checkbox"/> CAR OR <input type="checkbox"/> TRUCK <input type="checkbox"/> DEMO <input type="checkbox"/> OTHER				MR. MRS. MISS	
YEAR 2022	MAKE FORD	MODEL EXPLORER POLICE WAGON 4 D	TYPE	CITY OF MACEDONIA	
MILEAGE	SERIAL NO.	COLOR BLACK	TRIM	PURCHASER'S NAME 9691 VALLEY VIEW	
SALESMAN'S SIGNATURE				STREET ADDRESS MACEDONIA, OH 44056	
CASH PRICE OF VEHICLE 47907.00				CITY 330-468-1234	STATE OH ZIP 44056
				COUNTY	BUS. PHONE RES. PHONE
*INVOICE# #:			IF PURCHASE OF VEHICLE IS TO BE FINANCED, DISCLOSURE OF THE FINANCE AND RELATED CHARGES WILL BE CONTAINED IN THE RETAIL INSTALLMENT CONTRACT - SECURITY AGREEMENT BETWEEN THE CUSTOMER AND THE LENDING INSTITUTION.		
THIS IS THE ONLY INVOICE YOU WILL RECEIVE			ALL WARRANTIES, IF ANY, BY A MANUFACTURER OR SUPPLIER OTHER THAN DEALER ARE THEIRS, NOT DEALER'S, AND ONLY SUCH MANUFACTURER OR OTHER SUPPLIER SHALL BE LIABLE FOR PERFORMANCE UNDER SUCH WARRANTIES. UNLESS DEALER FURNISHES BUYER WITH A SEPARATE WRITTEN WARRANTY MADE BY DEALER ON ITS OWN BEHALF, DEALER HEREBY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE: (A) ON ALL GOODS AND SERVICES SOLD BY DEALER, AND (B) ON ALL USED VEHICLES WHICH ARE HEREBY SOLD "AS-IS-NOT EXPRESSLY WARRANTED OR GUARANTEED". IN THE EVENT THAT ANY SERVICE CONTRACT IS SOLD, ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE IS LIMITED IN DURATION TO THE TERM OF THE SERVICE CONTRACT.		
			The Purchaser warrants that any used vehicle delivered to the Dealer is properly titled to the Purchaser, has never been a salvage vehicle, and that the Purchaser has the right to sell or otherwise convey such vehicle and that such vehicle is free and clear of liens or encumbrances.		
			PURCHASER'S SIGNATURE		
			X		
			SOURCE OF FUNDS <input type="checkbox"/> CUSTOMER <input type="checkbox"/> LENDING INSTITUTION		
			NAME ADDRESS		
			USED VEHICLE TRADE-IN		
NEGATIVE EQUITY			MAKE OF TRADE-IN ACV NA		
CASH PRICE OF VEHICLE HAS BEEN RAISED \$ TO COVER NEGATIVE EQUITY IN TRADE-IN VEHICLE. PURCHASER'S SIGNATURE			YEAR MODEL BODY		
X			MVI NO. MILEAGE		
ODOMETER MILEAGE STATEMENT			BALANCE OWED TO		
THE ODOMETER OF THE ABOVE DESCRIBED VEHICLE NOW READS 1 MILES/KILOMETERS.			ADDRESS		
<input checked="" type="checkbox"/> Odometer Mileage is Accurate <input type="checkbox"/> Odometer Mileage is not Accurate			INSURANCE AGENT		
REFER TO THE FEDERAL MILEAGE STATEMENT FOR FULL DISCLOSURE			ALL REPAIRS PROMISED AT TIME OF SALE BY SALESMAN MUST APPEAR ON THIS ORDER		
DOCUMENT PREPARATION & RECORDING 250.00			REMARKS		
TOTAL 47907.00					
TAX					
Cash Price (Including Any Accessories, Services and Taxes imposed on cash sale.) 1. 47907.00					
TITLE & RELATED FEES 2. \$			The front and back of this Order comprise the entire agreement affecting this purchase and no other agreement or understanding of any nature concerning same has been made or entered into, or will be recognized. If this agreement is for a used vehicle see contractual disclosure statement below. I hereby certify that no credit has been extended to me for the purchase of this motor vehicle except as it appears in writing on the face of this agreement. I have read the matter printed on the back hereof and agree to it as a part of this order the same as if it were printed above my signature. I certify that I am of legal age, and hereby acknowledge the receipt of a copy of this order.		
SELLING PRICE OF UNIT TOTAL 3. \$ 47907.00			CONTRACTUAL DISCLOSURE STATEMENT (USED VEHICLES ONLY) THE INFORMATION YOU SEE ON THE WINDOW FORM FOR THIS VEHICLE IS PART OF THIS CONTRACT. INFORMATION ON THE WINDOW FORM OVERRIDES ANY CONTRARY PROVISIONS IN THE CONTRACT OF SALE.		
USED TRADE-IN ALLOWANCE 4. \$			ACCEPTED BY PURCHASER		
PAYOFF (GOOD UNTIL) 5. \$			X PURCHASER'S SIGNATURE DATE 03/28/2023		
EQUITY ON USED TRADE-IN (4-5) 6. \$			X CO-PURCHASER'S SIGNATURE DATE		
MANUFACTURERS REBATE 7. \$			THIS ORDER IS NOT VALID UNLESS SIGNED AND ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE		
DEPOSIT (REC. #) 8. \$			APPROVED: DEALER OR AUTHORIZED REPRESENTATIVE		
CASH ON DELIVERY (REC. #) 9. \$					
DOWN PAYMENT (6+7+8+9) 10. \$					
AMOUNT UNPAID ON THE CASH PRICE 11. \$ 47907.00					

			Reference Number		222244SR									
Statewide Ford Lincoln 1108 W. Main Street Van Wert, Ohio 45891			Revision Level		Revision 1		Sales Rep Name		<input type="checkbox"/> SFL Vehicle Build		Location Of Job			
			Date		9/15/2022		Steve Rick				<input type="checkbox"/> Cust. Vehicle Build		<input type="checkbox"/> SEP Location	
			Vehicle		2023		Utility		Purchase Order Number		Estimated Time		<input type="checkbox"/> Cust. Location	
			Status		Quote Valid 30 Days								<input type="checkbox"/> Other	
R e v i s e d	Customer Billing Information				Contact Information				Customer Shipping Information					
	Purchaser Name		Macedonia Police Department		Email		ccostello@macedonia.oh.us		Drop Ship Company					
	Contact Name		Sgt. Christian Costello		Phone		330-468-1234		Delivery Attention					
	Mailing Address		9691 Valley View Road		Fax				Delivery Address					
	City, State & Zip		Macedonia, Ohio 44056		Package #				City, State & Zip					
Notes Section:		REV1 Removed Computer Equipment												
<input type="checkbox"/>	QTY	Manufacturer	Part Number	Part Description	Unit Price	Extended Price	Cost of Options							
<input type="checkbox"/>	6	SEP	MCLX	Marked Car Legacy Package Includes:	\$ 6,213.00	\$ 37,278.00								
<input type="checkbox"/>				Vehicle Specific Console With Armrest and Cupholder		\$ -								
<input type="checkbox"/>				Single Color 4 Corners		\$ -								
<input type="checkbox"/>				Single Color Grille Lights		\$ -								
<input checked="" type="checkbox"/>				Whelen 100 Watt Speaker		\$ -								
<input type="checkbox"/>				Whelen Core Siren System		\$ -								
<input type="checkbox"/>	6	Whelen	LEGDX	Upgrade To Dual Color Legacy Lightbar	\$ 391.00	\$ 2,346.00								
<input type="checkbox"/>	6	Whelen	CV2V	Sync	\$ 222.00	\$ 1,332.00								
<input type="checkbox"/>	6	Whelen	CEXAMP	Dual Tone Upgrade With Additional Speaker And Bracket	\$ 553.00	\$ 3,318.00								
<input type="checkbox"/>	6	Whelen	MBL	Whelen Mirror Beams	\$ 529.00	\$ 3,174.00								
<input type="checkbox"/>	12	Whelen	Upgrade MBL	Dual Color Upgrade For Mirror Beams	\$ 20.00	\$ 240.00								
<input type="checkbox"/>	6	Whelen	RND	Expansion Modules For Dual Color	\$ 286.00	\$ 1,716.00								
<input type="checkbox"/>	6	Soundoff Signal	EMPS2STS5RBW	4" Stud Mount mPowers For Spoiler	\$ 607.00	\$ 3,642.00								
<input type="checkbox"/>	12	Soundoff Signal	PMP2WSSSB	Shrouds For Rear Window	\$ -	\$ -								
<input type="checkbox"/>	6	Soundoff Signal	LPLT	Tri Color License Plate Lights	\$ 607.00	\$ 3,642.00								
<input type="checkbox"/>	6	Soundoff Signal	NLINEJ	Dual Color nLines For Rocker Area	\$ 1,346.00	\$ 8,076.00								
<input type="checkbox"/>	6	Setina	PT2185ITU20TM	Transfer Kit For Front Cage	\$ 245.00	\$ 1,470.00								
<input type="checkbox"/>	6	Setina	12VSPC	Poly Window Rear Cage	\$ 799.00	\$ 4,794.00								
<input type="checkbox"/>	6	Setina	SEATOSB	Replacement Seat With Outboard Seatbelts	\$ 1,291.00	\$ 7,746.00								
<input type="checkbox"/>	6	Setina	FPBLEDT	Tri Color Lit Push Bumper With 4 Lights	\$ 1,561.00	\$ 9,366.00								

ORIGINATOR: FINANCE DEPARTMENT

SPONSOR: Finley

**CITY OF MACEDONIA
ORDINANCE NO. 45 – 2023**

**AN EMERGENCY ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
HUNTINGTON PUBLIC CAPITAL CORPORATION TO FINANCE THE PURCHASE
OF NEW EQUIPMENT FOR THE POLICE DEPARTMENT**

WHEREAS, City Council has previously authorized the purchase of five (5) Ford Explorer (Interceptor) Vehicles and outfitting for Police vehicles (collectively, “Equipment”) without the need for competitive bidding based on that finding of an emergency; and

WHEREAS, based on the foregoing, the City of Macedonia has obtained quotes to finance the Equipment, and upon recommendation of the Mayor and Director of Finance, Council desires to declare an emergency and authorize the Mayor to enter into an agreement with Huntington Public Capital Corporation to secure financing for the Equipment as the best quote received; and

WHEREAS, Council deems it in the best interest of the health, safety and welfare of its residents to secure appropriate financing to provide the Police Department with the new Equipment based on the real and present emergency which currently exists due to widespread shortages in vehicles, delays in production, and other supply-chain issues due to the COVID-19 pandemic.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the Mayor is authorized and directed to enter into a Lease-Purchase Agreement with Huntington Public Capital Corporation to finance the procurement of the Equipment, for a five-year term at the fixed rate of 4.400%, with payments to be made on an annual basis and in the total amount of Three Hundred Ninety-Eight Thousand Three Hundred Sixteen Dollars and 35/100 (\$398,316.35) pursuant to the terms and conditions as set forth in the document attached hereto as Exhibit “A” and incorporated herein by reference.

Section 2. That the Mayor and Director of Finance are further authorized to undertake any and all actions to finalize such financing agreement, including placing any financed funds into a Huntington escrow account until such time as payments are ready to be made on the Equipment.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. Wherefore, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Macedonia and the inhabitants thereof, for the reason that it provides for the daily operation of a municipal department, and provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council

**EQUIPMENT SCHEDULE No. 007
BETWEEN CITY OF MACEDONIA, OHIO, AS LESSEE
AND HUNTINGTON PUBLIC CAPITAL CORPORATION, AS LESSOR**

DATED AS OF APRIL ____, 2023

Lessor and Lessee hereby acknowledge that the Items of Equipment described in this Schedule have been delivered to, and are now in the possession of, and have been unconditionally accepted by Lessee for all purposes of the Master Lease Agreement No. **12072** dated **September 23, 2016** (the "Agreement") and that the following is a description of said items, the cost thereof, deferred interest to, termination date, the expiration date of the Lease Term with respect thereto, the Lease Payments therefor and the location thereof.

1. Equipment Description: **See attached Exhibit A.**

2. Amount Financed and Lease Payments:

a. Equipment Cost: **\$350,000.00**

b. Total Lease Payments: **\$398,316.35**

Lessee shall pay Lessor **five (5)** annual lease payments in **arrears** (the "Lease Payments"), as follows (with the schedule of amortization as set forth in Exhibit B attached hereto):

No(s).	Amount	Commencing
5	\$79,663.27	May 1, 2024

3. Lease Commencement Date: **April ____, 2023**

4. Lease Termination Date: **May 1, 2028**

5. Equipment Location: **9691 Valley View Road
Macedonia, OH 44056**

6. Legal Name of Lessee: **City of Macedonia, Ohio**

7. The Agreement is incorporated into this Equipment Schedule by reference and made a part hereof.

8. Other Provisions: N/A

9. Lessee acknowledges that (i) this Schedule is designated as a qualified tax-exempt obligation for purposes of Section 265(b)(3) of the Code, (ii) including this Schedule, Lessee has not designated more than \$10,000,000 of obligations issued during the calendar year in which the Lease Commencement Date occurs as qualified tax obligations, and (iii) Lessee reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by Lessee or by an entity controlled by Lessee or by another entity the proceeds of which are loaned to or allocated to Lessee for purposes of section 265(b) of the Code during the calendar year in which the Lease Commencement Date occurs will not exceed \$10,000,000.]

[The next page is the signature page of this Equipment Schedule.]

ACCEPTED AND APPROVED as of the date stated above as a Schedule to and made a part of the Master Lease Agreement.

LESSOR:

LESSEE:

HUNTINGTON PUBLIC CAPITAL CORPORATION

CITY OF MACEDONIA, OHIO

By: _____

By: _____

Title: _____

Title: _____

EXHIBIT A TO
EQUIPMENT SCHEDULE No. 007
BETWEEN CITY OF MACEDONIA, OHIO, AS LESSEE
AND HUNTINGTON PUBLIC CAPITAL CORPORATION, AS LESSOR

DESCRIPTION OF EQUIPMENT

Five (5) 2023 Ford Interceptors, Six (6) Upfitting Packages

EXHIBIT B TO
EQUIPMENT SCHEDULE No. 007
BETWEEN CITY OF MACEDONIA, OHIO, AS LESSEE
AND HUNTINGTON PUBLIC CAPITAL CORPORATION, AS LESSOR

PAYMENT SCHEDULE

Lessee's Fiscal Period: January 1st to December 31st

The following Lease Payments are computed on the basis of interest at the rate of **4.400%** per annum with interest computed on the basis of a 360-day year and twelve 30-day months:

Lease Payment Dates	Lease Payments	Interest Portion	Principal Portion	Concluding Payment*
5/ 1/24	\$79,663.27	\$16,127.23	\$63,536.04	\$286,463.96
5/ 1/25	\$79,663.27	\$12,604.42	\$67,058.85	\$219,405.11
5/ 1/26	\$79,663.27	\$9,653.83	\$70,009.44	\$149,395.67
5/ 1/27	\$79,663.27	\$6,573.41	\$73,089.86	\$76,305.81
5/ 1/28	\$79,663.27	\$3,357.46	\$76,305.81	\$0.00
Total:	\$398,316.35	\$48,316.35	\$350,000.00	

*The Concluding Payment does not include any Prepayment Premium that may be applicable according to the terms set forth in the Master Lease Agreement.

ORIGINATOR: PARKS & RECREATION DEPARTMENT

SPONSOR: Brandt

**CITY OF MACEDONIA
ORDINANCE NO. 46 - 2023**

**AN ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT
WITH L. CATICCHIO & SON, INC. FOR THE “LONGWOOD PARK
MULTIPURPOSE FIELD EXPANSION” PROJECT**

WHEREAS, it has already been deemed necessary and in the best interest of the health, safety and welfare of all the City and its residents to create two new multi-purpose sports fields in the City-owned Longwood Park (South); and

WHEREAS, pursuant to the authorization set forth within Resolution 30-2023, the City previously advertised for bids for the creation of two new multi-purpose sports fields in the City-owned Longwood Park (South); and

WHEREAS, pursuant to law, bids were received and opened by the City in accordance with the published schedule, and the Director of Parks and Recreation has reviewed and recommended that the bid received from L. Caticchio & Son, Inc. be accepted as the lowest and best bid; and

WHEREAS, it is found and determined that the bid of L. Caticchio & Son, Inc. is the lowest and best bid with regard to the creation of two new multi-purpose sports fields in the City-owned Longwood Park, and Council therefore wishes to authorize the Mayor to enter into a contract with L. Caticchio & Son, Inc. for such project as the lowest and best bid.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the Mayor is authorized to accept the bid as set forth in the document attached hereto and incorporated by reference as Exhibit “A,” of L. Caticchio & Son, Inc. as the lowest and best bid for the creation of two new multi-purpose sports fields in the City-owned Longwood Park, and to enter into a contract with L. Caticchio & Son, Inc. to accomplish the same.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance was adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. This Ordinance shall take effect upon adoption by Council and signature of the Mayor or after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council

**City of Macedonia
Parks and Recreation Department
Res 30-2023 Multipurpose Field Project**

EXHIBIT A

Company	Representatives Name	Met Requirements	All Documents	Similar Experience	Bid Amount
Advanced Exavating Company	No rep present	Yes	No	Yes	\$58,850
Eclipse Co. LLC	Hunter Vargo	Yes	Yes	Yes	\$90,500
L. Caticchio & Son Inc.	Mario Cribari	Yes	Yes	Yes	\$65,000

ORIGINATOR: FIRE DEPARTMENT

SPONSOR: Tulley

**CITY OF MACEDONIA
ORDINANCE NO. 47 – 2023**

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR THE
PURCHASE AND INSTALLATION OF A FIRE ALARM SYSTEM FOR CITY HALL
IN AN AMOUNT NOT TO EXCEED \$150,000**

WHEREAS, the City of Macedonia’s current fire alarm system for Macedonia City Hall is outdated and experiencing various operational issues and is therefore in need of replacement; and

WHEREAS, the City desires to purchase a new fire alarm system for City Hall, together with installation, at the anticipated cost of \$143,500.00, by contracting with Graybar Electric Company, Inc through the Omnia Partners cooperative purchasing program (a portion of which was the governmental cooperative purchasing program formerly known as U.S. Communities), Contract #EV2370 (miscellaneous and services), at the recommendation of the Fire Chief; and

WHEREAS, it is deemed necessary and in the best interest of the health, safety and welfare of all City residents to purchase a new fire alarm system for City Hall through the Omnia Partners cooperative purchasing program and, as such, competitive bidding for this purchase need not be undertaken; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, Summit County, State of Ohio:

Section 1. That Council of the City of Macedonia hereby authorizes and directs the Mayor to enter into a purchase agreement with Graybar Electric Company, Inc. through the Omnia Partners cooperative purchasing program, Contract #EV2370, under “miscellaneous and services,” for the purchase and installation of a new fire alarm system as set forth on the document attached hereto as Exhibit “A” and incorporated herein by reference, in an amount not to exceed \$150,000.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. Wherefore, this Ordinance shall become effective upon its adoption by Council and signature by the Mayor or as may otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council



6161 HALLE DR
VALLEY VIEW OH 44125-4613
Phone: 216-573-6100
Fax: 216-573-6150

To: CITY OF MACEDONIA
9691 VALLEY VIEW ROAD
MACEDONIA OH 44056
Attn: Bryan Schumann
Phone: 330-468-8300
Fax: 330-468-8395
Email: IAN.PAWLOWSKI@GRAYBAR.COM

Date: 03/22/2023
Proj Name: FIRE ALARM UPGRADE
GB Quote #: 0242989309
Release Nbr:
Purchase Order Nbr:
Additional Ref#
Valid From: 03/22/2023
Valid To: 04/21/2023
Contact: Ian Pawlowski
Email: ian.pawlowski@graybar.com

Proposal

We Appreciate Your Request and Take Pleasure in Responding As Follows

Notes: QUOTED VIA OMNIA CONTRACT # EV2370 UNDER MISC AND SERVICES

Table with 9 columns: Item, Item/Type, Quantity, Supplier, Catalog Nbr, Description, Price, Unit, Ext.Price. Row 1: 100, 1 EA, NORTHWEST OHIO SECUR, NORTHWEST OHIO SECURITY & ELECTRONIC, \$71,000.00, 1, \$71,000.00

Item Note: NEOSSES will provide the listed materials, drawings, programming, training, and testing of a new addressable fire alarm system to replace the existing Simplex system. All existing cable and device locations will be reused. The EC will be responsible for pulling the permit, installing the devices, and assisting NEOSSES with testing.

NEOSSES will provide materials based on the completed design.

THIS QUOTATION INCLUDES ONLY THOSE ITEMS DENOTED BY "[X]":

- [X] Equipment as noted is an estimate and subject to change upon design completion
[] Demolition
[] OH State Sales and/or Use Tax
[X] Freight (F.O.B. shipping point)
[X] Shop Drawings/As-Built
[X] NICET Level IV Stamped Drawings
[X] Panel terminations
[] Field Terminations
[] Installation
[] Fire Watch
[] Fire Stopping
[] Patch and Paint
[X] Equipment Data Sheets
[] Lift for access above 12 feet
[X] Technical installation support including programming
[] Permit/Fees
[] Payment/Performance Bonds
[] Inspection Fees for one (1) inspection # Multiple inspections for phased acceptance is not included
[] Prevailing Wage

This equipment and associated installation charges may be financed for a low monthly payment through Graybar Financial Services (subject to credit approval). For more information call 1-800-241-7408 to speak with a leasing specialist.

To learn more about Graybar, visit our website at www.graybar.com 24-Hour Emergency Phone#: 1-800-GRAYBAR

This Graybar quote is based on the terms of sale in the EV2370 Master Agreement which can be found by clicking the link found at https://www.omniapartners.com/hubfs/PUBLIC%20SECTOR/Supplier%20Information/Graybar/EV2370_Graybar_MAD_2017_12_20.pdf

To: CITY OF MACEDONIA
9691 VALLEY VIEW ROAD
MACEDONIA OH 44056
Attn: Bryan Schumann

Date: 03/22/2023
Proj Name: FIRE ALARM UPGRADE
GB Quote #: 0242989309

Proposal

We Appreciate Your Request and Take Pleasure in Responding As Follows

- Certified Payroll
- 1 functional system certification test
- 1 AHJ test
- NFPA certification documentation
- One-year standard warranty
- Central Station Monitoring by NEOSSES
- Training at time of commissioning
- 1 Set of O&M Manuals. Electronic O&M Manuals available upon request
- The scope of work for this project includes re-using existing wiring/devices for the new Fire Alarm. If any problems are exposed or identified in the existing wiring or devices, it is the customer's responsibility to address these issues.

200	1 EA	VENDOR PROVIDED SERVICE (LABOR)	\$72,500.00	1	\$72,500.00
-----	------	--	-------------	---	-------------

Item Note:

INCLUDED:

1. LABOR TO SYSTEMATICALLY REPLACE THE FIRE ALARM AT THE CITY HALL
2. REPLACE EXISTING DEVICES ONLY WITH REUSING THE EXISTING WIRE AND BACK BOXES.
3. APPROXIMATELY 150 SMOKES, 5 DUCT SMOKES, 15 IAMs, 6 RELAYS AND 64 ACCUNCIATION DEVICES.
4. REPLACEMENT OF THE PANEL GUTS FOR THE PANELS AND JAIL CELL CONTROLS TO BE JOINTLY WITH NEOSSES.
5. FIRE WATCH TO BE BY CITY OF MACEDONIA.

TAX IS NOT INCLUDED
INSTALLATION QUOTE IS FOR NORMAL WORKING HOURS.

Total in USD (Tax not included): **\$143,500.00**

This equipment and associated installation charges may be financed for a low monthly payment through Graybar Financial Services (subject to credit approval). For more information call 1-800-241-7408 to speak with a leasing specialist.

To learn more about Graybar, visit our website at www.graybar.com

24-Hour Emergency Phone#: 1-800-GRAYBAR

This Graybar quote is based on the terms of sale in the EV2370 Master Agreement which can be found by clicking the link found at https://www.omniapartners.com/hubfs/PUBLIC%20SECTOR/Supplier%20Information/Graybar/EV2370_Graybar_MAD_2017_12_20.pdf

To: CITY OF MACEDONIA
9691 VALLEY VIEW ROAD
MACEDONIA OH 44056
Attn: Bryan Schumann

Date: 03/22/2023
Proj Name: FIRE ALARM UPGRADE
GB Quote #: 0242989309

Proposal

We Appreciate Your Request and Take Pleasure in Responding As Follows

Signed: _____

This equipment and associated installation charges may be financed for a low monthly payment through Graybar Financial Services (subject to credit approval). For more information call 1-800-241-7408 to speak with a leasing specialist.

To learn more about Graybar, visit our website at www.graybar.com

24-Hour Emergency Phone#: 1-800-GRAYBAR

This Graybar quote is based on the terms of sale in the EV2370 Master Agreement which can be found by clicking the link found at https://www.omniapartners.com/hubfs/PUBLIC%20SECTOR/Supplier%20Information/Graybar/EV2370_Graybar_MAD_2017_12_20.pdf

ORIGINATOR: SERVICE DEPARTMENT

SPONSOR: Ventura

**CITY OF MACEDONIA
ORDINANCE NO. 48 - 2023**

**AN EMERGENCY ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO PARTICIPATE IN THE
ODOT ROAD SALT CONTRACTS AWARDED IN 2023**

WHEREAS, the City wishes to enter in an agreement to purchase 3,000 tons of salt for the 2023-2024 year through salt contract 018-24; and

WHEREAS, the City of Macedonia, Ohio (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (“ODOT”) annual road salt bid in accordance with Ohio Revised Code § 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and

b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and

c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the road salt contract; and

d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be in the amount of 3,000 tons that the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract’s effective period; and

f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, **May 1, by 5:00 p.m.** The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That Council hereby authorizes the Mayor to enter into the participation agreement for the ODOT road salt contract 018-24 for the purchase of 3,000 tons of salt for the 2023-2024 year, and the same is hereby approved, funding has been authorized, and the City agrees to the above terms and conditions regarding participation in the ODOT salt contract.

Section 2. That the Mayor and Director of Service are further authorized to undertake any and all necessary procedures to finalize this ODOT road salt program contract.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. Wherefore, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Macedonia and the inhabitants thereof, for the reason that it provides for the daily operation of municipal departments, and provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

ORIGINATOR: POLICE DEPARTMENT

SPONSOR: Finley

**CITY OF MACEDONIA
RESOLUTION NO. 49 - 2023**

A RESOLUTION

AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY THE CITY OF MACEDONIA POLICE DEPARTMENT IN ACCORDANCE WITH CITY OF MACEDONIA CODIFIED ORDINANCE § 121.05 AND OHIO REVISED CODE § 721.15

WHEREAS, the Police Department of the City of Macedonia is in possession of the police fleet cruisers listed below, and that are no longer needed for public use, or are obsolete or unfit for the use for which they were acquired:

DB1 2013 Dodge Charger 5.7 Hemi Mil: 106,347 VIN: 2C3CDXAT7DH694985
DB2 2014 Ford Interceptor SUV Mil: 100,240 VIN: 1FM5K8AR1EGA28850
SRO 2012 Smart Car VIN: WMEEJ3BA4CK544585; and

WHEREAS, City Codified Ordinance § 121.05 as well as Ohio Revised Code § 721.15 provide for the disposition of personal municipal property, including obsolete, or unfit equipment no longer needed for public use, or for the use for which the property was acquired, including the disposition of such property via internet auction to be authorized by the legislative authority of the municipal corporation; and

WHEREAS, Council desires to dispose of such municipal property by way of internet auction pursuant to City Codified Ordinance § 121.05 as well as Ohio Revised Code § 721.15; and

WHEREAS, Council deems it necessary and in the best interest to the health, safety and welfare of all City residents to dispose of such municipal property by internet auction.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Macedonia, Summit County and State of Ohio:

Section 1. That the Chief of Police for the City of Macedonia has recommended that the 2013 Dodge Charger 5.7 Hemi bearing VIN No. 2C3CDXAT7DH694985, 2014 Ford Interceptor SUV bearing VIN No. 1FM5K8AR1EGA2885, and 2012 Smart Car bearing VIN No. WMEEJ3BA4CK544585 that are currently in the possession of the City of Macedonia Police Department, be disposed of by internet auction after having determined that such property is no longer needed for public use, or is obsolete or unfit for the use for which it was acquired.

Section 2. That upon review of the information provided by the City Police Department and its Police Chief, Council hereby authorizes the sale of the property by internet auction, such property being no longer needed for public use, or is obsolete or unfit for the use for which it was acquired.

Section 3. The sale of the property shall be conducted by the Police Chief through the internet auction site:

GovDeals
100 Capital Commerce Blvd., Suite 110
Montgomery, AL 36117
www.govdeals.com

Section 4. The municipal property sold by internet auction shall be available for public bid for a minimum of fifteen (15) calendar days, including Saturdays, Sundays and legal holidays, allotted for bidding, and the property shall be sold "AS IS" and at a sale value determined by Auction.

Section 5. It is found and determined that all the formal action of this Council concerning and relating to the adoption of the Resolution was adopted in an open meeting of this Council, and that all deliberations of the Council, and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 6. Wherefore, this Resolution shall become effective upon its adoption by Council and signature of the Mayor or as otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

ORIGINATOR: CHARTER REVIEW COMMISSION

SPONSOR: COUNCILOR GARVAS

**CITY OF MACEDONIA
ORDINANCE NO. 50 – 2023**

**AN ORDINANCE
PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF
MACEDONIA A PROPOSED AMENDMENT TO SECTION 11.01 OF THE CHARTER
REGARDING THE COMPOSITION OF THE BOARD OF ZONING AND BUILDING
CODE APPEALS**

WHEREAS, it has become necessary to amend Section 11.01 of the Charter of the City of Macedonia relative to the composition of the City’s Board of Zoning and Building Code Appeals; and

WHEREAS, it has been deemed in the best interest of the health, safety and welfare of City residents to amend Section 11.01 of the Charter as set forth below; and

WHEREAS, Council desires to provide for submission of this proposed amendment to the electors of the Municipality at the November 2023 general election.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the amendment proposed by Council shall be submitted to a vote of the qualified electors of the City of Macedonia at the general election to be held on Tuesday, November 7, 2023. Such amendment shall read as indicated in Exhibit “A” attached hereto and incorporated herein by reference.

Section 2. That in the event the foregoing amendment to the City Charter is approved by a majority of the electors voting thereon, such amendments shall become a part of the Charter of the City of Macedonia and shall become effective as provided therein; and the present existing sections or part sections of said Charter shall thereby be deemed repealed as they are affected.

Section 3. The ballot for the determination of this issue shall read as follows:

Shall the Charter of the City of Macedonia be amended so as to change the composition of the City Board of Zoning and Building Code Appeals by allowing for up to two alternate members to be appointed by the Mayor or his/her designee to serve on the Board in the event a regular member is unavailable?

_____ Yes

_____ No

Section 4. That the Clerk is authorized and instructed to give notice of the proposed amendments in accordance with Ohio Revised Code Section 731.211.

Section 5. That the Clerk is authorized and directed to certify a copy of this Ordinance to the Board of Elections of Summit County, provided it is passed by a two-thirds vote of Council.

Section 6. That this Ordinance be, and hereby is, determined sufficient authority upon filing with the Summit Board of Elections to cause said Board to proceed to place the herein described Charter issue upon the Macedonia City ballot at the November 7, 2023 general election; and that such authority be deemed granted to the Board by its receipt of a certified copy of this Ordinance from the Clerk of Council.

Section 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 8. This Ordinance shall become effective upon its adoption by Council and signature by the Mayor or as may otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

ARTICLE XI
BOARD OF ZONING AND BUILDING CODE APPEALS

Section 11.01 Creation and Duties.

Council shall by ordinance establish a Board of Zoning and Building Code Appeals to hear appeals for exception to and variances from the application of ordinances, resolutions, regulations, measures and orders of administrative officials or agencies governing zoning and building in the Municipality under procedures established by Council. Such Board shall be made up of five (5) electors of the municipality serving as regular members of the Board. There shall be an additional two (2) electors of the municipality serving as alternate members of the Board.; ~~Each member of whom~~ shall serve a term of five (5) years. Alternate members of the Board may serve in the place of a regular member when a regular member is unable to attend, or is otherwise unable to vote, at any meeting of the Board. Alternate members shall only have the powers of a regular member of the Board, including but not limited to the ability to deliberate and vote, when serving in place of a regular Board member.

Such Board shall have such duties and functions as may be provided by ordinance of Council or the Statutes of the State of Ohio. Members of the Board of Zoning and Building Code Appeals shall be appointed by the Mayor subject to confirmation by a majority of the members elected to Council.

The terms of the regular members shall be staggered so that one member's term shall expire each year. The terms of alternate members need not be staggered. The Board shall annually elect its own Chairman and Vice Chairman, and Secretary. The Chairman and Vice Chairman shall be elected from the regular members of the Board, and the Secretary may be a regular member, alternate, or non-member of the Board. The minutes of the Board together with its findings and orders shall be filed in the Municipal offices.

The Board may adopt its own regulations, but the same shall not be inconsistent with the Statutes of the State of Ohio pertaining to municipal Zoning Boards or ordinances of the municipality of Macedonia.

The Board may adopt its own regulations, but the same shall not be inconsistent with the Statutes of the State of Ohio pertaining to municipal Zoning Boards or ordinances of the municipality of Macedonia. A member of the Planning Commission, elected from its own at the first meeting of the year, shall be a non-voting member of the Board of Zoning and Building Code Appeals.



ORIGINATOR: CHARTER REVIEW COMMISSION

SPONSOR: COUNCILOR GARVAS

**CITY OF MACEDONIA
ORDINANCE NO. 51 – 2023**

**AN ORDINANCE
PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF
MACEDONIA A PROPOSED AMENDMENT TO ARTICLE XIII OF THE CHARTER
REGARDING PARKS AND RECREATON**

WHEREAS, it has become necessary to amend Article XIII of the Charter of the City of Macedonia relative to City of Macedonia Parks and Recreation matters, including the operations of the City’s Parks and Recreation Department; and

WHEREAS, it has been deemed in the best interest of the health, safety and welfare of City residents to amend Article XIII of the Charter as set forth below; and

WHEREAS, Council desires to provide for submission of this proposed amendment to the electors of the Municipality at the November 2023 general election.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Macedonia, County of Summit and State of Ohio:

Section 1. That the amendment proposed by Council shall be submitted to a vote of the qualified electors of the City of Macedonia at the general election to be held on Tuesday, November 7, 2023. Such amendment shall read as indicated in Exhibit “A” attached hereto and incorporated herein by reference.

Section 2. That in the event the foregoing amendment to the City Charter is approved by a majority of the electors voting thereon, such amendments shall become a part of the Charter of the City of Macedonia and shall become effective as provided therein; and the present existing sections or part sections of said Charter shall thereby be deemed repealed as they are affected.

Section 3. The ballot for the determination of this issue shall read as follows:

Shall the Charter of the City of Macedonia be amended by reorganizing Article XIII to reflect the current organization and operation of the Parks and Recreation Department and Parks and Recreation Commission?

_____ Yes

_____ No

Section 4. That the Clerk is authorized and instructed to give notice of the proposed amendments in accordance with Ohio Revised Code Section 731.211.

Section 5. That the Clerk is authorized and directed to certify a copy of this Ordinance to the Board of Elections of Summit County, provided it is passed by a two-thirds vote of Council.

Section 6. That this Ordinance be, and hereby is, determined sufficient authority upon filing with the Summit Board of Elections to cause said Board to proceed to place the herein described Charter issue upon the Macedonia City ballot at the November 7, 2023 general election; and that such authority be deemed granted to the Board by its receipt of a certified copy of this Ordinance from the Clerk of Council.

Section 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 8. This Ordinance shall become effective upon its adoption by Council and signature by the Mayor or as may otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

ARTICLE XIII
DEPARTMENT OF PARKS AND RECREATION COMMISSION

~~Section 13.01 Creation.~~

~~When it seems appropriate the Council shall create, by ordinance, a Parks and Recreation Commission, consisting of six (6) electors of the Municipality not holding other municipal office and one member of Council elected by Council annually. The six (6) electors shall be appointed by the Mayor and confirmed by the majority of the members elected to Council, and shall have terms of five (5) years, beginning and ending at such time as Council determines by ordinance or resolution. All seven (7) members of the Parks and Recreation Commission may vote.~~

~~Section 13.01.A Powers and Duties.~~

~~The Parks and Recreation Commission shall have such powers and duties as may be prescribed by ordinance of Council.~~

Section 13.021 Director of Parks and Recreation.

Council may by ordinance provide for the creation of the position of Director of Parks and Recreation, who shall be the head of the Parks and Recreation Department and shall serve under the general supervision of the Mayor. The Director shall be appointed by the Mayor, ~~on the advice of the Parks and Recreation Commission~~ and subject to confirmation of the majority of the members elected to Council.

Section 13.032 Qualifications and Term.

The Director of Parks and Recreation shall have knowledge of municipal park and recreation operations, budgetary and supervision skills. The Director of Parks and Recreation shall serve until removal as provided in Section 13.065 hereof, or upon written resignation.

Section 13.043 Duties in General.

The Director of Parks and Recreation, under the general supervision of the Mayor and, to the extent consistent with this Charter, shall be the Parks and Recreation administrator, and shall:

- (a) Manage, conduct and supervise all programs of the ~~p~~Parks and ~~r~~Recreation ~~d~~Department;
- (b) Be a non-voting member of the Parks and Recreation Commission;
- (c) Manage, conduct and supervise all operations of the Recreation Center; and
- (d) Have such other powers and duties as may be prescribed by ordinance of Council consistent with this Charter.

Section 13.054 Staff of the Parks and Recreation Department.

The Parks and Recreation Department shall include such other positions as are determined necessary by the Council; employees in such positions shall work under general supervision of the Director of the Parks and Recreation Department, and shall be appointed by the Mayor.

Section 13.065 Removal of the Parks and Recreation Director.

The Director of Parks and Recreation can be removed by the Mayor. The Director of Parks and Recreation may appeal the removal to Council. Council shall consider such appeal, shall hold a public hearing concerning the appeal, and may overturn the removal upon four (4) affirmative votes of the members of Council. The Director of Parks and Recreation can be removed by Council by four (4) affirmative votes of the members elected to Council.

Section 13.06 Creation of the Parks and Recreation Commission.

When it seems appropriate, Council shall create, by ordinance, a Parks and Recreation Commission, consisting of six (6) electors of the Municipality not holding other municipal office and one member of Council elected by Council annually. The six (6) electors shall be appointed by the Mayor and confirmed by the majority of the members elected to Council, and shall have terms of five (5) years, beginning and ending at such time as Council determines by ordinance or resolution. All seven (7) members of the Parks and Recreation Commission may vote.

Section 13.07 Powers and Duties of the Parks and Recreation Commission.

The Parks and Recreation Commission shall have such powers and duties as may be prescribed by ordinance of Council.



Section 13.078 Removal of Parks and Recreation Commission Members.

Any member of the Parks and Recreation Commission can be removed by the Mayor if a majority of the members elected to Council approve such removal by vote at a regularly scheduled meeting of Council.

Any member of the Parks and Recreation Commission can be removed by Council by four (4) affirmative vote of the members elected to Council.