



July 23, 2024

TO: Council Members
Mayor Molnar
Directors
Staff
Media

From: Clerk of Council

RE: **AGENDA – Work Session & Regular Meeting: Thursday, July 25, 2024**
“Council Office Hour” 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. **PROCLAMATIONS AND RECOGNITIONS**

- Proclamation celebrating the 100th Birthday of Anne Pustai

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

Thursday, June 13, 2024 – Regular Council Meeting

V. **PUBLIC COMMENTS**

VI. **CORRESPONDENCE**

VII. PENDING AND/OR NEW LEGISLATION

ORD.NO. 43 - 2024 [V. VENTURA, J. GARVAS]

AN ORDINANCE AMENDING CHAPTER 505 OF THE CODIFIED ORDINANCES OF THE CITY OF MACEDONIA REGARDING CATS

1st Read
2nd Read
3rd Read

ORD.NO. 44 - 2024 [J. TULLEY, J. BRANDT]

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH KIMBLE FOR AUTOMATED RESIDENTIAL SOLID WASTE COLLECTION, DISPOSAL AND RECYCLING SERVICES FOR A FIVE-YEAR PERIOD BEGINNING DECEMBER 1, 2024

1st Read
2nd Read
3rd Read

ORD.NO. 45 - 2024 [J. BRANDT, J. TULLEY]

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH OHIO PAVING & CONSTRUCTION CO., INC. FOR THE “LONGWOOD PARK DRIVEWAY IMPROVEMENTS” PROJECT IN THE CITY OF MACEDONIA

1st Read
2nd Read
3rd Read

ORD.NO. 46 - 2024 [J. GARVAS, V. VENTURA]

AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE A NEW AMBULANCE FROM HORTON EMERGENCY VEHICLES FOR THE CITY OF MACEDONIA FIRE DEPARTMENT

1st Read
2nd Read
3rd Read

ORD.NO. 47 - 2024 [V. VENTURA, J. GARVAS]

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH SIGNARAMA, INC. FOR PHASE II OF THE CITY-WIDE SIGNAGE PROJECT

1st Read
2nd Read
3rd Read

ORD.NO. 48 - 2024 [J. TULLEY, J. BRANDT]

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH SPECIALIZED CONSTRUCTION, INC. FOR THE WALTERS ROAD RESURFACING PROJECT

1st Read
2nd Read
3rd Read

RES.NO. 49 - 2024 [J. BRANDT, J. TULLEY]

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE KROGER SETTLEMENT AS PART OF THE NATIONAL OPIOID LITIGATION SETTLEMENTS, PURSUANT TO THE “ONEOHIO MEMORANDUM OF UNDERSTANDING” AND CONSISTENT WITH THE MATERIAL TERMS OF THE JULY 12, 2021 PROPOSED NATIONAL OPIOID SETTLEMENT AGREEMENT

1st Read
2nd Read
3rd Read

RES.NO. 50 - 2024 [J. GARVAS, V. VENTURA]

A RESOLUTION AUTHORIZING THE MAYOR TO COMPLETE THE FORM PRELIMINARY PARTICIPATION LEGISLATION AS REQUIRED BY ODOT GIVING CONSENT FOR ODOT’S CERTAIN INTERSECTION IMPROVEMENTS FOR PROJECT SUM HIGHLAND/VALLEY VIEW RD – PID NO. 113161

1st Read
2nd Read
3rd Read

RES.NO. 51 - 2024 [V. VENTURA, J. GARVAS]

A EMERGENCY RESOLUTION ADOPTING THE 2024 SUMMIT COUNTY MULTI-HAZARD MITIGATION PLAN

1st Read
2nd Read
3rd Read

RES.NO. 52 - 2024 [J. BRANDT, J. TULLEY]

A RESOLUTION AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO PREPARE PLANS, BIDS AND SPECIFICATIONS, AND FURTHER AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS, FOR THE “RECREATION CENTER RENOVATION AND IMPROVEMENT PROJECT”

1st Read
2nd Read
3rd Read

RES.NO. 53 - 2024 [J. TULLEY, J. BRANDT]

AN EMERGENCY RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE FOR STREET PURPOSES CERTAIN FEE SIMPLE INTERESTS IN AND TO VARIOUS PREMISES ALONG VALLEY VIEW ROAD AND HIGHLAND ROAD TO FACILITATE ITS WIDENING, AND RESTRUCTURING, INCLUDING DRAINAGE IMPROVEMENTS, ADDITIONAL TRAFFIC CONTROL LANES, AND TRAFFIC CONTROL SIGNALS AT THE INTERSECTION THEREOF, FURTHER IDENTIFIED AS P.I.D. NO. 113161 WITH THE COUNTY/ROUTE/SECTION NO. SUM-HIGHLAND/VALLEY VIEW ROAD

1st Read
2nd Read
3rd Read

RES.NO. 54 - 2024 [J. GARVAS, V. VENTURA]

AN EMERGENCY RESOLUTION APPROVING THE PETITION FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECTS UNDER OHIO REVISED CODE CHAPTER 1710 AND APPROVING THE NECESSITY OF ACQUIRING, INSTALLING, EQUIPPING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT

1st Read
2nd Read
3rd Read

ORD.NO. 55 - 2024 [V. VENTURA, J. GARVAS]

AN EMERGENCY ORDINANCE DETERMINING TO PROCEED WITH THE ACQUISITION, INSTALLATION, EQUIPMENT, AND IMPROVEMENT OF CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT

1st Read
2nd Read
3rd Read

ORD.NO. 56 - 2024 [J. TULLEY, J. BRANDT]

AN EMERGENCY ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE PURPOSE OF ACQUIRING, INSTALLING, EQUIPPING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT; AND APPROVING AN ENERGY PROJECT COOPERATIVE AGREEMENT, A SPECIAL ASSESSMENT AGREEMENT, AND A SUPPLEMENT TO A STANDING PAYMENT AGREEMENT IN CONNECTION WITH SUCH IMPROVEMENTS AND SPECIAL ASSESSMENTS

1st Read
2nd Read
3rd Read

RES.NO. 57 - 2024 [J. GARVAS, V. VENTURA]

A RESOLUTION IN SUPPORT OF THE NATURAL AREAS LAND CONSERVANCY'S APPLICATION EFFORTS TO SECURE GREEN SPACE CONSERVATION FUNDING THROUGH THE CLEAN OHIO FUND TO PURCHASE AND PERMANENTLY PROTECT THE BRANDYWINE MARSH PRESERVE PROPERTY LOCATED IN MACEDONIA, OHIO

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
IT Department:	Director Kyle Collins
Building Department:	Commissioner Nino Monaco
Human Resources Department:	Director Annette Smith
Fire Department:	Chief Brian Ripley
Police Department:	Chief Vince Yakopovich
Law Department:	Director Mark Guidetti

XII. UNFINISHED BUSINESS

XIII. NEW BUSINESS

XIV. ADJOURNMENT [J. BRANDT, J. TULLEY]

August

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

*Public Comment for those not able to attend in-person at the July 25th 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 July 24th, 2024 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

August 2024						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
28	29	30	31	1 Mayor’s Court	2	3
4	5	6	7	8 Mayor’s Court CANCELLED – City Council Work Session + Meeting	9	10
11	12	13	14	15 Mayor’s Court	16	17
18	19 Planning Commission	20	21 Parks & Rec BZA	22 Mayor’s Court City Council Work Session + Meeting	23	24
25	26	27	28	29 Mayor’s Court	30	31

ORIGINATOR: COUNCILMAN VENTURA

SPONSOR: Ventura

**CITY OF MACEDONIA
ORDINANCE NO. 43 - 2024**

**AN ORDINANCE
AMENDING CHAPTER 505 OF THE CODIFIED ORDINANCES OF THE CITY OF
MACEDONIA REGARDING CATS**

WHEREAS, cats roaming at large, and the feeding of feral cats and certain other animals, create nuisance conditions for residents and others within the City of Macedonia, Ohio; and

WHEREAS, it is hereby determined to be necessary and in the best interest of the health, safety and welfare of the City and its residents to amend Chapter 505 of the Codified Ordinances of the City of Macedonia, Ohio regarding the regulation of cats located within the City;

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

Section 1. That Sections 505.01, 505.02, and 505.08 of the Codified Ordinances of the City of Macedonia shall be amended to read as follows:

* * *

505.01 DOGS, CATS, AND OTHER ANIMALS RUNNING AT LARGE.

- (a) No person being the owner or having charge of horses, mules, cattle, bison, sheep, goats, swine, llamas, alpacas, geese, ducks, turkeys, chickens or other fowl or animals shall permit them to run at large upon any public place, or upon any unenclosed lands, or upon the premises of another.
- (b) No person being the owner of or having charge of any cat or dog, whether wearing a registration tag or not, shall permit it to run at large upon any public place or upon the premises of another. No owner, keeper or harbinger of any female dog shall permit such dog to go beyond the premises of such owner or keeper at any time such dog is in heat, unless such dog is properly on leash. The owner or keeper or every dog shall at all times keep such dog either confined upon the premises of the owner or keeper, or under reasonable control of some person.
- (c) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section.
- (d) Whoever violates this section is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for each subsequent offense.

505.02 IMPOUNDING AND DISPOSITION; RECORDS.

(a) A police officer or animal warden may impound every animal, cat or dog found in violation of Section 505.01. If the owner of the cat is not reasonably determined, or if the dog is not wearing a valid registration tag and the owner is not otherwise reasonably determined, notice shall be posted in the pound or animal shelter both describing the cat or dog and the place where seized and advising the unknown owner that unless the cat or dog is redeemed within three days, it may thereafter be sold or destroyed according to law. If the dog is wearing a valid registration tag or the identity of the owner, keeper or harbinger is otherwise reasonably determined, notice shall be given by certified mail to such owner, keeper or harbinger that the dog has been impounded and unless redeemed within fourteen days of the date of notice, it may thereafter be sold or destroyed according to law. Any cat or dog seized and impounded may be redeemed by its owner, keeper or harbinger at any time prior to the applicable redemption period upon payment of all lawful costs assessed against the animal and upon providing the dog with a valid registration tag if it has none.

(b) A record of all cats and dogs impounded, the disposition of the same, the owner's name and address where known, and a statement of any costs assessed against the cat or dog shall be kept by any poundkeeper.

(c) The animal warden shall not release such cat, dog, fowl or other domestic animal to the owner except upon payment by the owner of an impoundment fee to the City in the sum of ten dollars (\$10.00). In addition, the owner shall pay an additional impoundment fee of five dollars (\$5.00) for each day or part of a day beyond the first twenty-four hours plus any actual costs. After seventy-two hours impoundment in Macedonia, the animal warden shall deliver such animal to the County Dog Catcher and/or other appropriate agency.

(d) Such impoundment fee shall be in addition to any fine or other cost, fixed by any other ordinance of the City or State statute wherein a criminal penalty is involved by reason of the owner or members of his household causing, suffering and permitting such cat, dog, fowl or other domestic animal to run at large.

* * *

505.08 NUISANCE CONDITIONS PROHIBITED.

(a) No person shall keep or harbor any animal or fowl in the Municipality so as to create noxious, or offensive odors or unsanitary conditions which are a menace to the health, comfort or safety of the public.

(b) No person shall provide food for feral cats, coyotes, raccoons, or skunks by setting such food out on any public property, or within a 100 yard radius of any private residence or public right-of-way. A feral cat is any cat that is wild, strayed or that does not have a known owner. A feral cat cannot does not constitute a pet by reason of an individual feeding it. A domestic cat turned wild shall be considered feral.

(bc) Whoever violates this section is guilty of a minor misdemeanor for the first offense, a fourth degree misdemeanor for a second offense within one year of a prior conviction,

and a third-degree misdemeanor for a third or subsequent offense within one year of a prior conviction.

* * *

Section 2. That the remainder of the Codified Ordinances of the City of Macedonia shall not be amended unless inconsistent with this Ordinance.

Section 3. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the Codifier of the City of Macedonia.

Section 4. 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 5. Wherefore, this Ordinance 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: ADMINISTRATION/DIRECTOR OF PUBLIC SERVICE

SPONSOR: Tulley

**CITY OF MACEDONIA
ORDINANCE NO. 44 - 2024**

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH KIMBLE FOR AUTOMATED RESIDENTIAL SOLID WASTE COLLECTION,
DISPOSAL AND RECYCLING SERVICES FOR A FIVE-YEAR PERIOD
BEGINNING DECEMBER 1, 2024**

WHEREAS, based upon recommendation of the Director of Public Service for the City of Macedonia, it has been deemed in the best interest of the health, safety and welfare of all City residents and inhabitants to continue to provide for the City’s residential rubbish collection, disposal, and recycling services; and

WHEREAS, Council previously authorized the Mayor to advertise for proposals for such a contract; and

WHEREAS, pursuant to law, bids were received and opened by the City in accordance with the published schedule, and the Director of Public Service has reviewed said bids and recommended that the bid received from Kimble Recycling and Disposal, Inc. be accepted 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 of Kimble Recycling and Disposal, Inc. as the lowest and best bid in regard to the City of Macedonia’s automated residential rubbish collection, disposal, and recycling services, and to enter into a contract with Kimble Recycling and Disposal, Inc., for a 5-year term beginning December 1, 2024 through November 30, 2029, consistent with the document 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. 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

EXHIBIT "A"

2025-2025 Trash/Recycle Bid Summary		
Year	Waste Management*	Kimble
2025	\$ 21.80	\$ 18.95
2026	\$ 22.65	\$ 19.69
2027	\$ 23.60	\$ 20.44
2028	\$ 24.50	\$ 21.19
2029	\$ 25.50	\$ 21.96
2030	6-10 To be agreed upon	\$ 22.73
2031		\$ 23.53
2032		\$ 24.35
2033		\$ 25.20
2034		\$ 26.08
6 YD Dumpsters	\$ 245.00	\$ 279.00
8 YD Dumpsters	\$ 327.00	\$ 333.00

*Note in the bid. WM is not unlimited service. They offered an alternate contract.

7/1/2024

12:02pm

Dan Wilson, Public Service Director

Laura Butto, Public Service Admin. Assist.

Trash Public Bid Opening for the City of Macedonia, OH

For the years 2025-2029

Two bidders: Kimble

Waste Management

Kimble:

2025 \$18.95

2026 \$19.69

2027 \$20.44

2028 \$21.19

2029 \$21.96

Roll off: 1-6 yd \$279

1-8 yd \$333

Solid Waste 95/65 provided

Waste Management: ***NOT Unlimited*** (Unlimited was crossed out)

2025 \$21.80

2026 \$22.65

2027 \$23.60

2028 \$24.50

2029 \$25.50

Solid Waste 95/65 provided

Bid will be presented at next council meeting.

ORIGINATOR: ADMINISTRATION/CITY ENGINEER

SPONSOR: Brandt

**CITY OF MACEDONIA
ORDINANCE NO. 45 - 2024**

**AN ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT
WITH OHIO PAVING & CONSTRUCTION CO., INC. FOR THE “LONGWOOD PARK
DRIVEWAY IMPROVEMENTS” PROJECT IN THE CITY OF MACEDONIA**

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 improve drainage and resurface the driveway for Longwood Park; and

WHEREAS, pursuant to Council authorization, the City previously advertised for bids for a contract for the drainage improvements along and the resurfacing of the Longwood Park driveway; and

WHEREAS, pursuant to law, bids were received and opened by the City in accordance with the published schedule, and the City Engineer has reviewed said bids and recommended that the bid received from Ohio Paving & Constructions Co., Inc. be accepted as the lowest and best bid; and

WHEREAS, it is found and determined that the bid of Ohio Paving & Construction Co., Inc. is the lowest and best bid with regard to the Longwood Park Driveway Improvements project, and Council therefore wishes to authorize the Mayor to enter into a contract with Ohio Paving & Construction Co., Inc. for such resurfacing and drainage improvements 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 of Ohio Paving & Construction Co., Inc. as the lowest and best bid in regard to the Longwood Park Driveway Improvements, and to enter into a contract with Ohio Paving & Construction Co., Inc., to include drainage improvements and resurfacing, as set forth in the documents attached hereto and incorporated by reference as Exhibit “A” 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

Exhibit "A"

Legend

- Feature 1
- Longwood Soccer Fields 4-7
- Longwood Branch YMCA
- Longwood Manor
- Momentum Christian Church
- Golf Center Aurora Rd

Asphalt Resurfacing Area

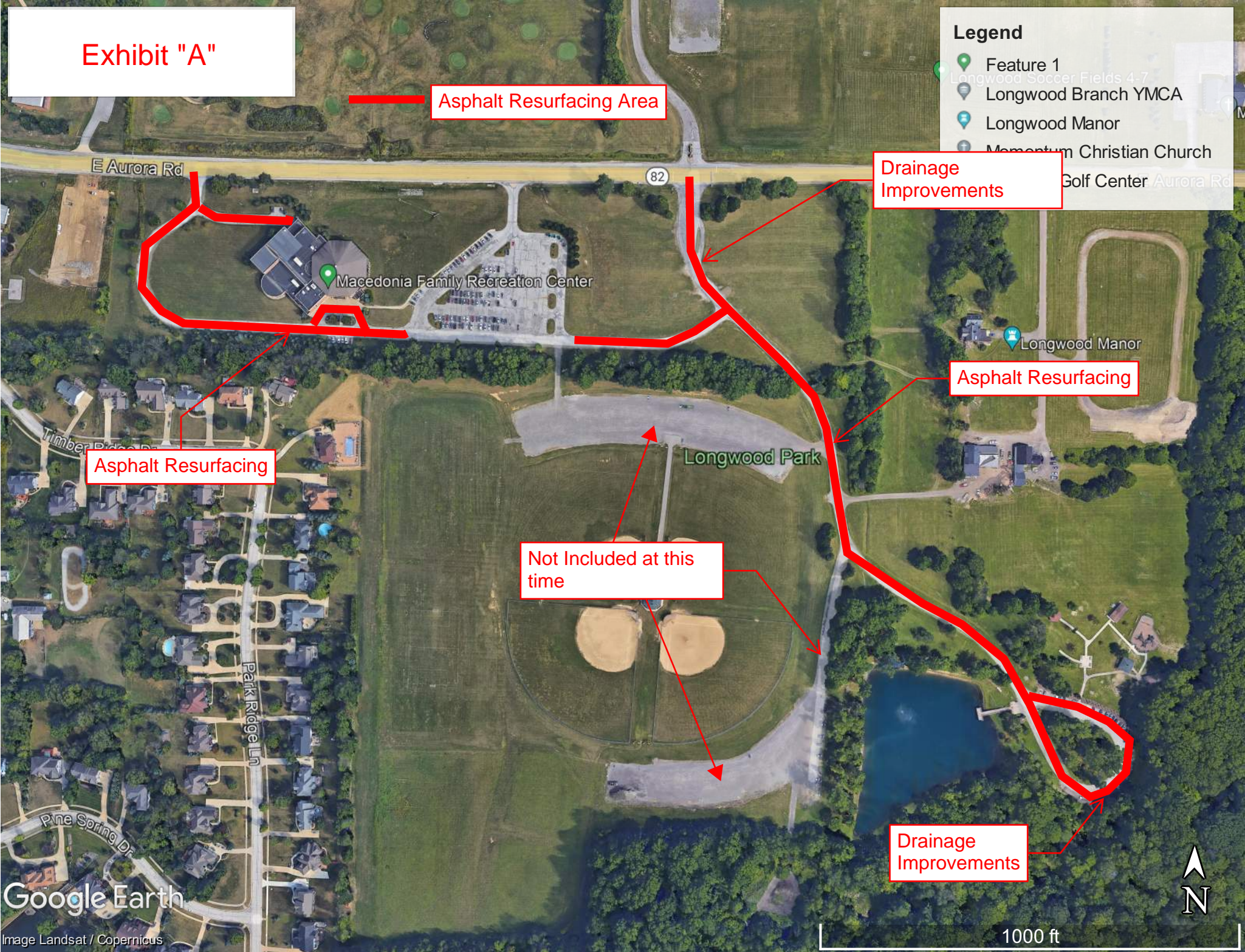
Drainage Improvements

Asphalt Resurfacing

Asphalt Resurfacing

Not Included at this time

Drainage Improvements



City of Macedonia
9691 Valley View Road
Macedonia, Ohio 44056
Attention: Nicholas Molnar, Mayor

June 17, 2024

Re: Longwood Park Driveway Improvements

Dear Mayor Molnar,

The City has received six (6) bid proposals for the project known as the Longwood Park Driveway Improvements. I have reviewed the bid proposals and have identified the lowest and best bid proposal as that being submitted by Ohio Paving & Construction Co., Inc., in the amount of \$459,380.50. Previously, this contractor has successfully completed similar work in the City of Macedonia. I am therefore recommending that Ohio Paving & Construction Co., Inc. be awarded the contract for the Longwood Park Driveway Improvements.

Respectfully Submitted,



Joseph L. Gigliotti, City Engineer
Chagrin Valley Engineering, Ltd.

Cc: Members of Council
Law Director Guidetti
Finance Director Veres

attachments

BID TABULATION
LONGWOOD PARK DRIVEWAY
CITY OF MACEDONIA
DATE: JUNE 7, 2024

CVE JOB NO. 23364 Engineer's Estimate \$570,000

ITEM	DESCRIPTION	UNIT	QTY.	OHIO PAVING & CONSTRUCTION CO., INC.		PERRIN ASPHALT COMPANY	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	PAVEMENT PLANING, FULL WIDTH	SY	12,850	\$2.25	\$28,912.50	\$2.30	\$29,555.00
2	PAVEMENT REMOVAL	LUMP	1	\$4,455.00	\$4,455.00	\$6,500.00	\$6,500.00
3	FULL DEPTH ASPHALT BASE REPAIR	SY	300	\$58.60	\$17,580.00	\$65.00	\$19,500.00
4	SUBGRADE REMOVAL AND REPLACEMENT	CY	100	\$124.63	\$12,463.00	\$150.00	\$15,000.00
5	PROPOSED FULL DEPTH ASPHALT SECTION	SY	140	\$44.00	\$6,160.00	\$55.00	\$7,700.00
6	PARTIAL DEPTH ASPHALT BASE REPAIRS	SY	670	\$21.50	\$14,405.00	\$24.00	\$16,080.00
7	CHIP SEAL, TYPE A (ODOT 422)	SY	12850	\$2.57	\$33,024.50	\$2.50	\$32,125.00
8	1.75" ODOT 441 ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE2,(448)PG 64-22	CY	650	\$163.73	\$106,424.50	\$175.00	\$113,750.00
9	1.25" ODOT 441 ASPHALT CONCRETE SURFACE COURSE,TYPE 1,(448) PG64-22	CY	450	\$214.00	\$96,300.00	\$210.00	\$94,500.00
10	ASPHALT DRIVE APRON	SF	1900	\$6.70	\$12,730.00	\$10.00	\$19,000.00
11	PAVEMENT MARKINGS	LUMP	1	\$920.00	\$920.00	\$3,500.00	\$3,500.00
12	CONCRETE CURB REMOVE AND REPLACE	LF	100	\$63.90	\$6,390.00	\$75.00	\$7,500.00
13	MANHOLE OR CATCH BASIN ADJUSTED TO GRADE	EACH	5	\$850.00	\$4,250.00	\$850.00	\$4,250.00
14	VALVE/MONUMENT BOX ADJUST TO GRADE	EACH	1	\$300.00	\$300.00	\$350.00	\$350.00
15	CATCH BASIN OR MANHOLE RECONSTRUCT TO GRADE	EACH	1	\$1,000.00	\$1,000.00	\$3,500.00	\$3,500.00
16	RECYCLED ASPHALT SHOULDER	CY	50	\$160.00	\$8,000.00	\$100.00	\$5,000.00
17	2-2A CATCH BASIN	EACH	1	\$2,000.00	\$2,000.00	\$6,500.00	\$6,500.00
18	6" STORM SEWER	LF	195	\$74.00	\$14,430.00	\$40.00	\$7,800.00
19	12" STORM SEWER	LF	0		\$0.00	\$0.00	\$0.00
20	ROADSIDE LINEAR GRADING	LF	200	\$7.19	\$1,438.00	\$15.00	\$3,000.00
21	SOUTH PARKING AREA LINEAR GRADING	LUMP	1	\$2,000.00	\$2,000.00	\$2,500.00	\$2,500.00
22	NORTH LONGWOOD PARK DRIVE GRADING	LUMP	1	\$12,000.00	\$12,000.00	\$3,500.00	\$3,500.00
23	HANDICAP SIGN AND SUPPORT	EACH	2	\$460.00	\$920.00	\$350.00	\$700.00
24	MISCELLANEOUS METAL	LBS	500	\$2.30	\$1,150.00	\$3.00	\$1,500.00
25	2" PVC CONDUIT	LF	70	\$30.40	\$2,128.00	\$70.00	\$4,900.00
26	PROJECT CONTINGENCY	LUMP	1	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00
27	INSPECTION FEE ALLOWANCE	LUMP	1	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00
TOTAL PROJECT COST				TOTAL	\$459,380.50		\$478,210.00
NUMBER OF DAYS TO COMPLETE: 14						NUMBER OF DAYS TO COMPLETE: 45	
EARLIEST STARTING DATE: 8/19/24						EARLIEST STARTING DATE: August 1	

ITEM	DESCRIPTION	UNIT	QTY.	PHILLIPS PAVING, LLC.		KARVO COMPANIES, INC.	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	PAVEMENT PLANING, FULL WIDTH	SY	12,850	\$3.80	\$48,830.00	\$4.31	\$55,383.50
2	PAVEMENT REMOVAL	LUMP	1	\$9,400.00	\$9,400.00	\$6,011.50	\$6,011.50
3	FULL DEPTH ASPHALT BASE REPAIR	SY	300	\$75.00	\$22,500.00	\$75.00	\$22,500.00
4	SUBGRADE REMOVAL AND REPLACEMENT	CY	100	\$50.00	\$5,000.00	\$95.00	\$9,500.00
5	PROPOSED FULL DEPTH ASPHALT SECTION	SY	140	\$50.00	\$7,000.00	\$70.00	\$9,800.00
6	PARTIAL DEPTH ASPHALT BASE REPAIRS	SY	670	\$25.00	\$16,750.00	\$35.00	\$23,450.00
7	CHIP SEAL, TYPE A (ODOT 422)	SY	12850	\$3.00	\$38,550.00	\$3.30	\$42,405.00
8	1.75" ODOT 441 ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE2,(448)PG 64-22	CY	650	\$185.00	\$120,250.00	\$175.00	\$113,750.00
9	1.25" ODOT 441 ASPHALT CONCRETE SURFACE COURSE,TYPE 1,(448) PG64-22	CY	450	\$220.00	\$99,000.00	\$215.00	\$96,750.00
10	ASPHALT DRIVE APRON	SF	1900	\$6.50	\$12,350.00	\$9.50	\$18,050.00
11	PAVEMENT MARKINGS	LUMP	1	\$5,000.00	\$5,000.00	\$3,000.00	\$3,000.00
12	CONCRETE CURB REMOVE AND REPLACE	LF	100	\$100.00	\$10,000.00	\$125.00	\$12,500.00
13	MANHOLE OR CATCH BASIN ADJUSTED TO GRADE	EACH	5	\$1,500.00	\$7,500.00	\$1,000.00	\$5,000.00
14	VALVE/MONUMENT BOX ADJUST TO GRADE	EACH	1	\$1,000.00	\$1,000.00	\$100.00	\$100.00
15	CATCH BASIN OR MANHOLE RECONSTRUCT TO GRADE	EACH	1	\$2,500.00	\$2,500.00	\$1,375.00	\$1,375.00
16	RECYCLED ASPHALT SHOULDER	CY	50	\$150.00	\$7,500.00	\$170.00	\$8,500.00
17	2-2A CATCH BASIN	EACH	1	\$5,000.00	\$5,000.00	\$2,750.00	\$2,750.00
18	6" STORM SEWER	LF	195	\$90.00	\$17,550.00	\$135.00	\$26,325.00
19	12" STORM SEWER	LF	0	\$0.00	\$0.00	\$0.00	\$0.00
20	ROADSIDE LINEAR GRADING	LF	200	\$10.00	\$2,000.00	\$5.00	\$1,000.00
21	SOUTH PARKING AREA LINEAR GRADING	LUMP	1	\$5,000.00	\$5,000.00	\$2,500.00	\$2,500.00
22	NORTH LONGWOOD PARK DRIVE GRADING	LUMP	1	\$7,500.00	\$7,500.00	\$2,500.00	\$2,500.00
23	HANDICAP SIGN AND SUPPORT	EACH	2	\$1,000.00	\$2,000.00	\$800.00	\$1,600.00
24	MISCELLANEOUS METAL	LBS	500	\$3.00	\$1,500.00	\$1.00	\$500.00
25	2" PVC CONDUIT	LF	70	\$50.00	\$3,500.00	\$125.00	\$8,750.00
26	PROJECT CONTINGENCY	LUMP	1	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00
27	INSPECTION FEE ALLOWANCE	LUMP	1	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00
TOTAL PROJECT COST				TOTAL	\$527,180.00		\$544,000.00
				NUMBER OF DAYS TO COMPLETE: 09-20-24		NUMBER OF DAYS TO COMPLETE: 25 days	
				EARLIEST STARTING DATE: 08-19-24		EARLIEST STARTING DATE: August 20, 2024	

ITEM	DESCRIPTION	UNIT	QTY.	BARBICAS PAVING, LLC		SPECIALIZED CONSTRUCTION, INC.	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	PAVEMENT PLANING, FULL WIDTH	SY	12,850	\$7.00	\$89,950.00	\$51,400.00	\$660,490,000.00 *
2	PAVEMENT REMOVAL	LUMP	1	\$5,000.00	\$5,000.00	\$9,000.00	\$9,000.00
3	FULL DEPTH ASPHALT BASE REPAIR	SY	300	\$80.00	\$24,000.00	\$28,500.00	\$8,550,000.00 *
4	SUBGRADE REMOVAL AND REPLACEMENT	CY	100	\$80.00	\$8,000.00	\$10,000.00	\$1,000,000.00 *
5	PROPOSED FULL DEPTH ASPHALT SECTION	SY	140	\$85.00	\$11,900.00	\$13,300.00	\$1,862,000.00 *
6	PARTIAL DEPTH ASPHALT BASE REPAIRS	SY	670	\$30.00	\$20,100.00	\$33,500.00	\$22,445,000.00 *
7	CHIP SEAL, TYPE A (ODOT 422)	SY	12850	\$3.00	\$38,550.00	\$38,550.00	\$495,367,500.00 *
8	1.75" ODOT 441 ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE2,(448)PG 64-22	CY	650	\$250.00	\$162,500.00	\$139,750.00	\$90,837,500.00 *
9	1.25" ODOT 441 ASPHALT CONCRETE SURFACE COURSE,TYPE 1,(448) PG64-22	CY	450	\$350.00	\$157,500.00	\$112,500.00	\$50,625,000.00 *
10	ASPHALT DRIVE APRON	SF	1900	\$9.00	\$17,100.00	\$28,500.00	\$54,150,000.00 *
11	PAVEMENT MARKINGS	LUMP	1	\$5,000.00	\$5,000.00	\$3,200.00	\$3,200.00
12	CONCRETE CURB REMOVE AND REPLACE	LF	100	\$80.00	\$8,000.00	\$7,300.00	\$730,000.00 *
13	MANHOLE OR CATCH BASIN ADJUSTED TO GRADE	EACH	5	\$700.00	\$3,500.00	\$13,000.00	\$65,000.00 *
14	VALVE/MONUMENT BOX ADJUST TO GRADE	EACH	1	\$350.00	\$350.00	\$900.00	\$900.00
15	CATCH BASIN OR MANHOLE RECONSTRUCT TO GRADE	EACH	1	\$1,500.00	\$1,500.00	\$2,700.00	\$2,700.00
16	RECYCLED ASPHALT SHOULDER	CY	50	\$100.00	\$5,000.00	\$9,750.00	\$487,500.00 *
17	2-2A CATCH BASIN	EACH	1	\$2,000.00	\$2,000.00	\$4,650.00	\$4,650.00
18	6" STORM SEWER	LF	195	\$60.00	\$11,700.00	\$15,600.00	\$3,042,000.00 *
19	12" STORM SEWER	LF	0	\$0.00	\$0.00	\$100.00	\$0.00
20	ROADSIDE LINEAR GRADING	LF	200	\$10.00	\$2,000.00	\$2,400.00	\$480,000.00 *
21	SOUTH PARKING AREA LINEAR GRADING	LUMP	1	\$3,000.00	\$3,000.00	\$500.00	\$500.00
22	NORTH LONGWOOD PARK DRIVE GRADING	LUMP	1	\$7,000.00	\$7,000.00	\$500.00	\$500.00
23	HANDICAP SIGN AND SUPPORT	EACH	2	\$1,250.00	\$2,500.00	\$500.00	\$1,000.00
24	MISCELLANEOUS METAL	LBS	500	\$2.00	\$1,000.00	\$1,000.00	\$500,000.00 *
25	2" PVC CONDUIT	LF	70	\$20.00	\$1,400.00	\$3,850.00	\$269,500.00 *
26	PROJECT CONTINGENCY	LUMP	1	\$50,000.00	\$50,000.00	\$50,000.00	\$50,000.00
27	INSPECTION FEE ALLOWANCE	LUMP	1	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00
TOTAL PROJECT COST				TOTAL	\$658,550.00		\$1,390,993,450.00
NUMBER OF DAYS TO COMPLETE: 14						NUMBER OF DAYS TO COMPLETE: 30	
EARLIEST STARTING DATE: August 19, 2024						EARLIEST STARTING DATE: 8/19/24	
* WORDS DO NOT MATCH NUMBERS							

ORIGINATOR: ADMINISTRATION/FIRE DEPARTMENT

SPONSOR: Garvas

**CITY OF MACEDONIA
ORDINANCE NO. 46 – 2024**

**AN ORDINANCE
AUTHORIZING THE MAYOR TO PURCHASE A NEW AMBULANCE FROM
HORTON EMERGENCY VEHICLES FOR THE CITY OF MACEDONIA FIRE
DEPARTMENT**

WHEREAS, the City of Macedonia Fire Department desires to purchase a new ambulance with certain options, total not to exceed the amount of \$450,000.00, through the Sourcewell Cooperative Purchasing Program, Contract No. 110921, at the recommendation of the Fire Chief; and

WHEREAS, the funding for the purchase of the ambulance is to be secured through separate legislative action of Council; 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 ambulance, with specified options, from Horton Emergency Vehicles through Sourcewell Cooperative Purchasing Program, Contract No. 110921 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. The Council of the City of Macedonia hereby authorizes and directs the Mayor, subject to the procurement of appropriate financing, to enter into a purchase agreement with Horton Emergency Vehicles through Sourcewell Cooperative Purchasing Program, Contract No. 110921, for the purchase of a new ambulance, with options, as set forth on the document attached hereto as Exhibit “A” and incorporated herein by reference.

Section 2. The Director of Finance is authorized to arrange for appropriate Financing for such purchase.

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 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

EXHIBIT "A"



SALES AGREEMENT PROPOSAL

3800 McDowell Road
Grove City, Ohio 43123
www.hortonemergencyvehicles.com

Phone 614-539-8181
Fax
E-mail

Horton Emergency Vehicles is Pleased to offer
this Custom Vehicle Quotation for Your Consideration

DATE: 6/27/2024

Contact Name		Rob Lewis
Department Name		Macedonia Fire
Street Address		9691 Valley View Road
City, ST ZIP		Macedonia, OH 44066
Res Ph#	Cell#	
Bus Ph# 330-468-1234	Fax#	

STANDARD EQUIPMENT

See Specifications and Drawings for Details

QTY	MAKE	CHASSIS MODEL	COLOR	HORTON MODEL	VIN	HORTON JOB NUMBER	GWV
1	FORD	F550 4x4 DIESEL		623	TBD		
						Base Unit Cost:	\$286,161.00
						Chassis Cost	\$68,420.00
LINE ITEM	QTY	DESCRIPTION			UNIT PRICE	AMOUNT	
1	1	QUOTE 9381			\$354,581.00	\$354,581.00	
2	1	Sourcewell contract			-1,200.00	(\$1,200.00)	
Trade (if applicable)					N/A	N/A	
Discounts/Rebates (if applicable)					N/A	N/A	
Delivery					N/A	N/A	
Terms: FOB Grove City, Ohio							
TOTAL						\$353,381.00	

Make all checks payable to Horton Emergency Vehicles
If you have any questions, please feel free to contact us.

THANK YOU FOR YOUR BUSINESS!

The proposed vehicle(s) will be delivery ready within 853-913 calendar days after receipt of approved production order subject to the terms and conditions outlined in section D below.

NOTE: All customers to register their vehicles with their respective local Department of Motor Vehicles and pay any applicable sales tax at that time. Vehicle(s) will be delivered with Certificates of Origin and an odometer statement.

WARRANTY:

Contract includes all published warranties in force at the date this proposal is accepted.

TERMS AND CONDITIONS:

A. LABOR AND MATERIALS: Horton Ambulance shall furnish the Ambulance listed as specified, with the price and delivery quoted herein, are based on materials which were in our inventory and in the inventory of our suppliers at the time of this proposal and are subject to prior sale. Delivery quotes are contingent on timely confirmation from Customer. Any variations to material listed will result in a cost change.

Change Order Fees may apply

B. ARBITRATION: If any controversy or dispute arises under, out of, or in relation to any of the provisions hereof which cannot be settled by the parties within 15 days after the same shall arise, such controversy or dispute shall be submitted for arbitration in the State of Ohio in accordance with the rules of the American Arbitration Association. Such arbitrator(s) in accordance with such rules shall determine any dispute or controversy submitted to arbitration in accordance with the provisions of the section.

The arbitrator(s) may award any relief which he or she shall deem proper in the circumstances, without regard to the relief which would otherwise be available to any party hereto in a court of law or equity including, without limitation, an award of money damages, specific performance, injunctive relief and/or declaratory relief. The award and findings of the arbitrators shall be conclusive and binding upon all the parties hereto, whether or not all parties hereto participate in the arbitration proceeding, and judgment upon the award may be entered in any court of competent jurisdiction upon the application of any party.

Any party may initiate an arbitration proceeding hereunder, all costs of which (including filing fees, fees payable to arbitrators, court reporters' fees, transcript costs and counsel fees) shall be recovered by the prevailing party. No party hereto shall commence any arbitration proceeding hereunder other than in good faith, or take any action other than in good faith which requires another party hereto to commence such arbitration hearing and, in the event any party is determined in arbitration to have so acted other than in good faith, he or it shall bear all costs of the such proceeding.

C. REPRESENTATION OF SOLVENCY: Buyer represents that buyer is solvent and has assets sufficient to meet all of its financial obligations, and that it is current on all of its financial obligations. Buyer further represents that it can and will meet all its financial obligations to seller on time. Buyer understands seller relies on this promise and that any breach is material and substantial and to the essence of the contract.

D. FORCE MAJEURE: Seller shall not be responsible for delay, nondelivery, failure to complete installation or construction, or default in shipment or other performance, in whole or in part if occasioned by strike, war, riot, or revolutions, or for any delay in transportation due to demands or embargoes of the United States government or any other government, or nondelivery or delays through fire, floods, droughts, accidents, insurrections, lockouts, breakdown of machinery, commandeering of vessels carrying goods, or for loss or damage in transit, or detention of or delay in vessels resulting directly or indirectly from acts of God, perils of the sea, stoppage of labor, shortage of carriers, or refusal of any necessary license of government restrictions considered as "force majeure," or any other unavoidable cause other than seller's own negligence. In no case shall seller be responsible after delivery of goods in good order or conditioning to the carrier or carriers at the point of shipment.

E. CUSTOM ORDERS: Buyer understands that a custom-ordered vehicle is specific to Buyers needs. Any deposit received for a custom order is non-refundable once Engineering has begun, material has been purchased or the vehicle begins production.

YOU MAY CONSIDER THE PRICE QUOTED FIRM FOR WRITTEN ACCEPTANCE WITHIN 30 DAYS OF THE DATE OF OUR PROPOSAL.

Thank you for your interest in having Horton Ambulance provide you with our quotation for this purchase. If you have any questions or comments regarding this sales agreement please contact us.

Sincerely,

Debbie Ludewig
Horton Ambulance

ACCEPTANCE OF PROPOSAL:

I have read, understand and agree to the terms, conditions and specifications described herein and authorize Horton Emergency Vehicles to go forward with this order.

By: _____
Customer Signature

_____ **Date**

ORIGINATOR: ADMINISTRATION/CITY ENGINEER

SPONSOR: Ventura

**CITY OF MACEDONIA
ORDINANCE NO. 47 - 2024**

**AN ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO
A CONTRACT WITH SIGNARAMA, INC.
FOR PHASE II OF THE CITY-WIDE SIGNAGE 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 complete a project known as the “City-Wide Signage Project,” the purpose of which is to update City of Macedonia “welcome” signs which are located throughout the City; and

WHEREAS, pursuant to Council authorization, the City previously advertised for bids for a contract to carry out Phase II of the Project; and

WHEREAS, pursuant to law, bids were received and opened by the City in accordance with the published schedule, and the City Engineer has reviewed said bids and recommended that the bid received from Signarama, Inc. be accepted as the lowest and best bid; and

WHEREAS, it is found and determined that the bid of Signarama, Inc. is the lowest and best bid with regard to Phase II of the City-Wide Signage Project, and Council therefore wishes to authorize the Mayor to enter into a contract with Signarama, Inc. for such resurfacing 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 of Signarama, Inc. as the lowest and best bid in regard to Phase II of the City-Wide Signage Project, and to enter into a contract with Signarama, Inc., as set forth in the documents attached hereto and incorporated by reference as Exhibit “A” 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

Sign Location Map



Macedonia Sign - Rendering and Elevations

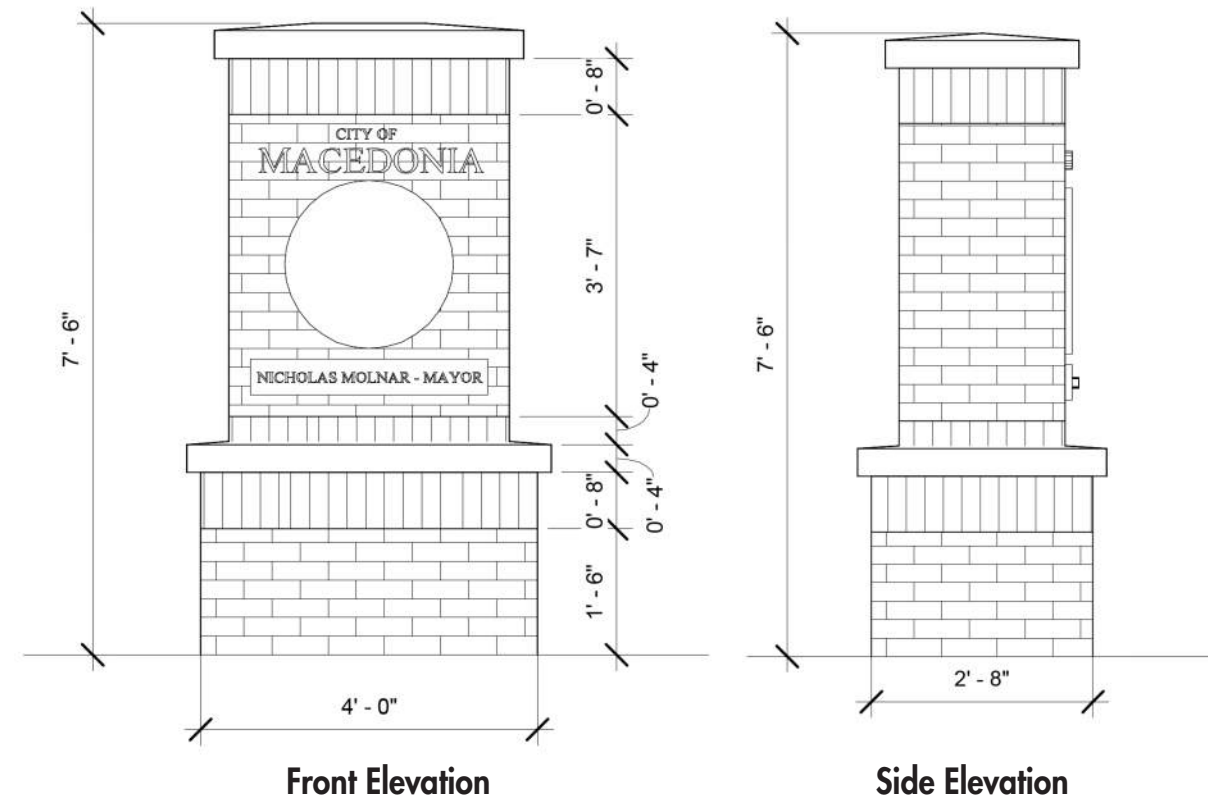


EXHIBIT "A"

Longwood Manor



Longwood Manor Sign Inspiration



Longwood Manor Sign Design Elevation



Left side
Backlit Lettering

Front

Right side
Backlit Lettering

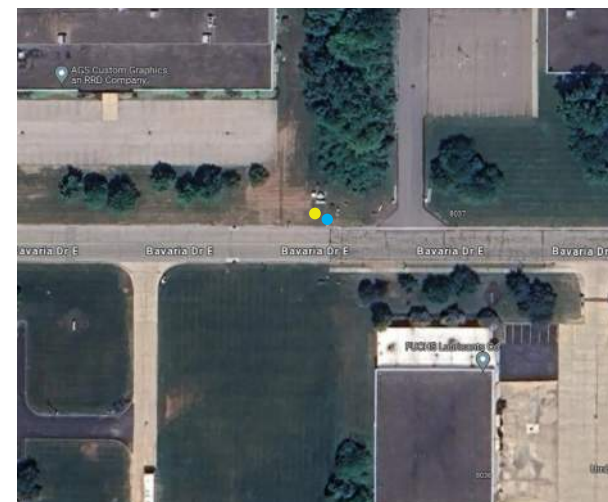
EXHIBIT "A"

1. Route 82 East - Macedonia/ Twinsburg Line



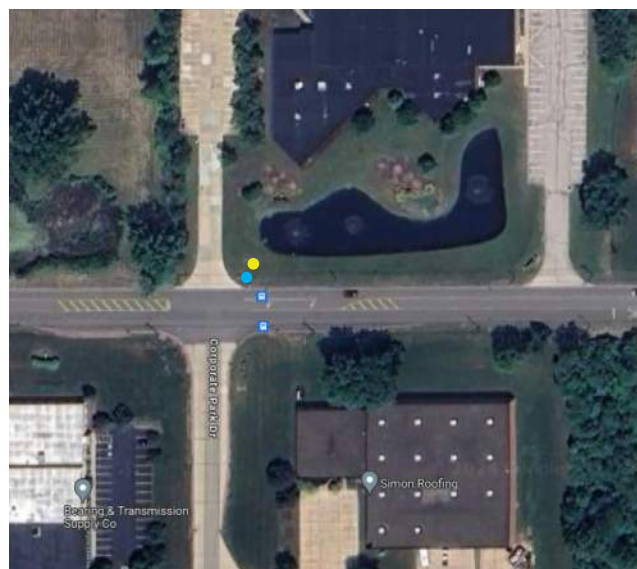
- Existing sign location
- Proposed sign location

10. 8123 - 8147 Bavaria Road



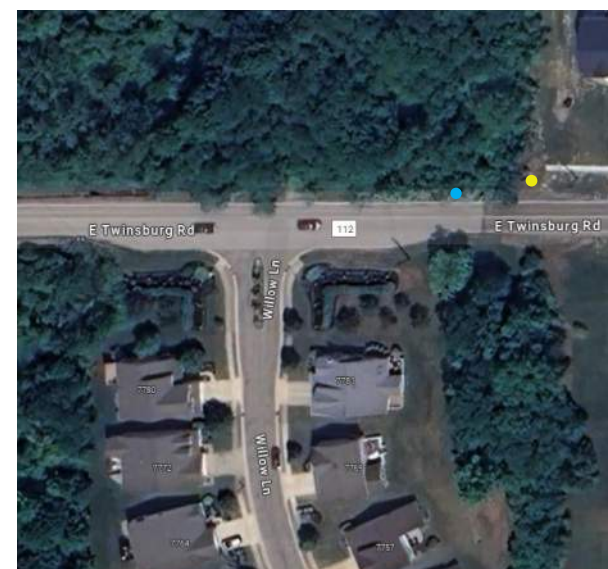
- Existing sign location
- Proposed sign location

6. 1301-1313 Highland Road going East from Route 8



- Existing sign location
- Proposed sign location

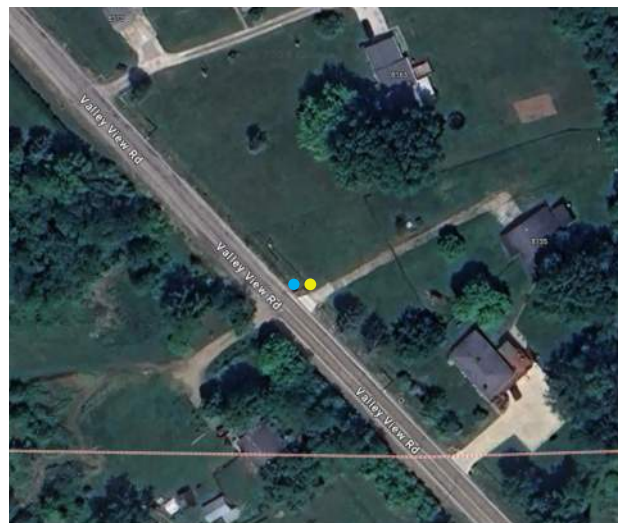
8. Twinsburg Road East of Valley View



- Existing sign location
- Proposed sign location

EXHIBIT "A"

9. Valley View South near Hudson



- Existing sign location
- Proposed sign location



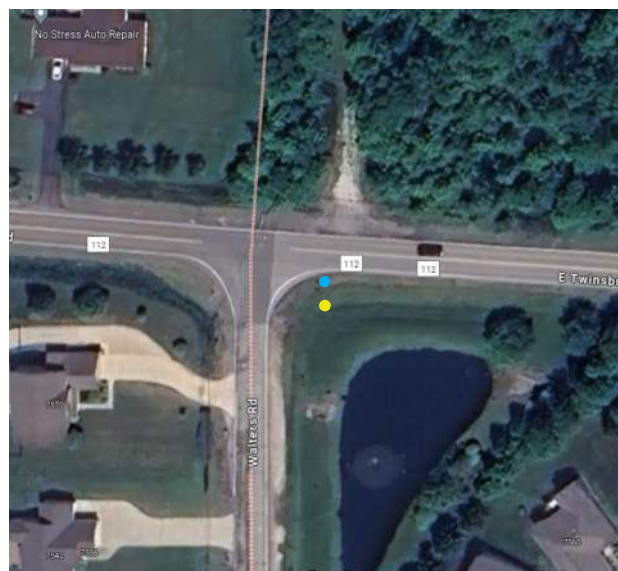
5. 134-192 Highland Rd. going West from Route 8



- Existing sign location
- Proposed sign location



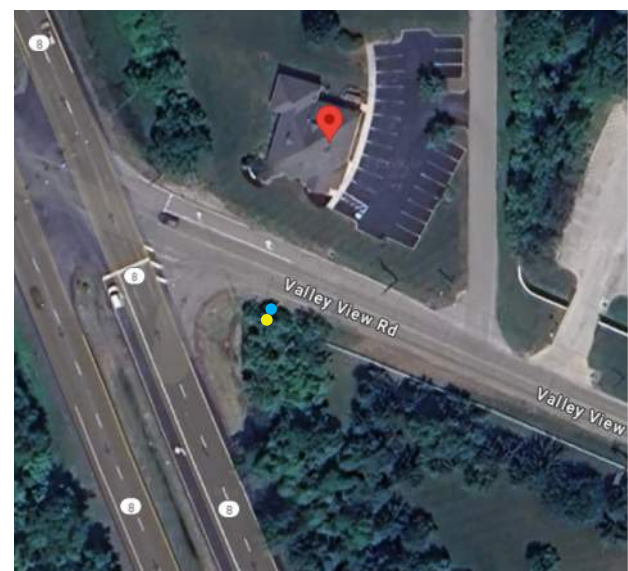
7. Twinsburg Rd. West of Valley View



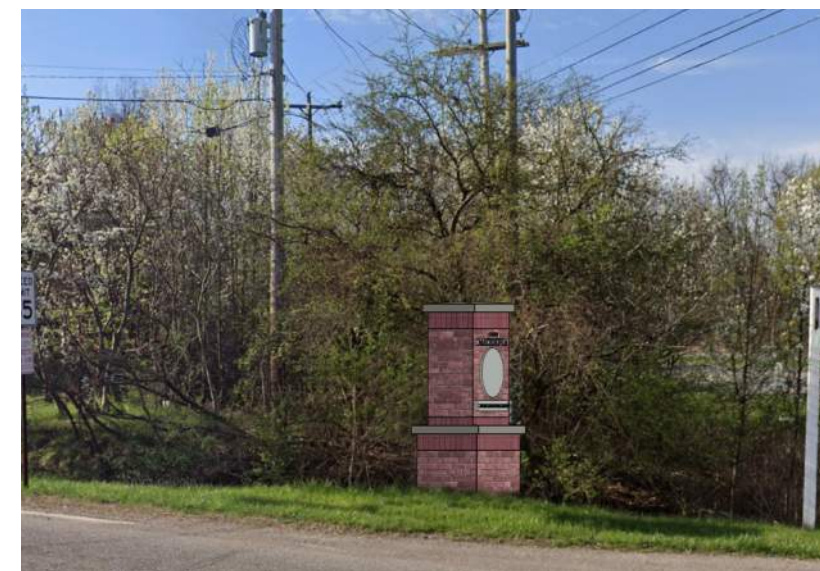
- Existing sign location
- Proposed sign location



15. 10441 Valley View Rd. off of Route 8



- Existing sign location
- Proposed sign location



14. 67 Ledge Rd.

EXHIBIT "A"



- Existing sign location
- Proposed sign location



City of Macedonia
9691 Valley View Road
Macedonia, Ohio 44056
Attention: Nicholas Molnar, Mayor

June 26, 2024

Re: City-Wide Signage, Phase II

Dear, Mayor Molnar,

The City has received two (2) bid proposals for the project known as City-Wide Signage Phase II. I have reviewed the bid proposals and have identified the lowest and best bid proposal as that being submitted by Signarama, Inc, in the amount of \$149,950.00. This contractor has previously and successfully completed similar work for the City of Macedonia in the past. I am therefore recommending that Signarama, Inc. be awarded the contract for the City-Wide Signage Phase II.

Respectfully Submitted,



Joseph L. Gigliotti, City Engineer
Chagrin Valley Engineering, Ltd.

Cc: Members of Council
Law Director Guidetti
Finance Director Veres

attachments

ORIGINATOR: ADMINISTRATION/CITY ENGINEER

SPONSOR: Tulley

**CITY OF MACEDONIA
ORDINANCE NO. 48 - 2024**

**AN ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO
A CONTRACT WITH SPECIALIZED CONSTRUCTION, INC.
FOR THE WALTERS ROAD RESURFACING 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 accomplish the resurfacing of Walters Road, a portion of which is located within the City of Macedonia, and a portion of which is located within Northfield Center Township; and

WHEREAS, the City has previously entered into a cooperation agreement with Northfield Center Township for the City to administer the project, and each jurisdiction has agreed to pay their respective portion of the project costs;

WHEREAS, pursuant to Council authorization, the City previously advertised for bids for a contract for the resurfacing of Walters Road; and

WHEREAS, pursuant to law, bids were received and opened by the City in accordance with the published schedule, and the City Engineer has reviewed said bids and recommended that the bid received from Specialized Construction, Inc. be accepted as the lowest and best bid; and

WHEREAS, it is found and determined that the bid of Specialized Construction, Inc. is the lowest and best bid with regard to the Walters Road Asphalt Resurfacing project, and Council therefore wishes to authorize the Mayor to enter into a contract with Specialized Construction, Inc. for such resurfacing 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 of Specialized Construction, Inc. as the lowest and best bid in regard to the Walters Road Asphalt Resurfacing project, and to enter into a contract with Specialized Construction, Inc., to include asphalt resurfacing, as set forth in the documents attached hereto and incorporated by reference as Exhibit "A" 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



22999 Forbes Road, Suite B • Cleveland, Ohio 44146-5667 • Phone: 440.439.1999 • Fax: 440.439.1969 • www.cve.limited.com

City of Macedonia
9691 Valley View Road
Macedonia, Ohio 44056
Attention: Nicholas Molnar, Mayor

June 25, 2024

Re: Walters Road Asphalt Resurfacing

Dear, Mayor Molnar,

The City has received one (1) bid proposal for the project known as the Walters Road Asphalt Resurfacing. I have reviewed the bid proposals and have identified the lowest and best bid proposal as that being submitted by Specialized Construction, Inc, in the amount of \$238,662.50. References have been successfully checked. I am therefore recommending that Specialized Construction, Inc. be awarded the contract for the Walters Road Asphalt Resurfacing.

Respectfully Submitted,

A handwritten signature in blue ink that reads 'Joseph L. Gigliotti'. The signature is fluid and cursive.

Joseph L. Gigliotti, City Engineer
Chagrin Valley Engineering, Ltd.

Cc: Members of Council
Law Director Guidetti
Finance Director Veres

attachments

ORIGINATOR: ADMINISTRATION/LAW DEPARTMENT

SPONSOR: Brandt

**CITY OF MACEDONIA
RESOLUTION NO. 49 - 2024**

**AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO APPROVE THE
KROGER SETTLEMENT AS PART OF THE NATIONAL OPIOID LITIGATION
SETTLEMENTS, PURSUANT TO THE “ONEOHIO MEMORANDUM OF
UNDERSTANDING” AND CONSISTENT WITH THE MATERIAL TERMS OF THE
JULY 21, 2021 PROPOSED NATIONAL OPIOID SETTLEMENT AGREEMENT**

WHEREAS, the City of Macedonia, Ohio is a chartered municipality formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments, share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance of the Opioid Pharmaceutical Companies throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties’ agreements, have drafted and the City of Macedonia has adopted, and hereby reaffirms its participation in, a “OneOhio” Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described therein, and as further set forth herein; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, consistent with the previously entered settlements involving Johnson & Johnson/Janssen, Walgreens, Walmart, Teva, CVS and Allergan, proceeds from any settlement entered in to with Kroger will be allocated and distributed in accordance with the OneOhio MOU; and

WHEREAS, a settlement proposal is being presented to the State of Ohio and Local Governments by Kroger to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement available at <https://nationalopioidsettlement.com/>; and

WHEREAS, Council for the City of Macedonia wishes to authorize the Mayor to take all necessary action, in order to agree to the material terms of the proposed New National Opioid Settlements with Kroger.

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

Section 1. That the Mayor is hereby authorized to take all necessary action to accept and enter into the Proposed Kroger Settlement on behalf of the City of Macedonia.

Section 2. That it is found and determined that all formal actions of the Council relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and 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 Resolution 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 assists in ensuring the prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio, and provided this Resolution 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: ADMINISTRATION/CITY ENGINEER

SPONSOR: Garvas

**CITY OF MACEDONIA
RESOLUTION NO. 50 - 2024**

**A RESOLUTION
AUTHORIZING THE MAYOR TO COMPLETE THE FORM PRELIMINARY
PARTICIPATION LEGISLATION AS REQUIRED BY ODOT GIVING CONSENT FOR
ODOT'S CERTAIN INTERSECTION IMPROVEMENTS FOR PROJECT SUM
HIGHLAND/VALLEY VIEW RD – PID NO. 113161**

WHEREAS, the State of Ohio has identified, and the City of Macedonia recognizes, the need for improvements at the intersection of Highland Road and Valley View Road within the City of Macedonia; and

WHEREAS, the Ohio Department of Transportation (“ODOT”) requires that, pursuant to Ohio Revised Code § 5521.01, a Preliminary Participation Legislation form and a Certificate of Copy be executed and returned pursuant to the instruction in the legislation confirming the City’s consent to said project; and

WHEREAS, Council deems it necessary and in the best interest of the health, safety and welfare of all City residents to give consent to the Director of Transportation in order to complete improvements at the intersection of Highland Road and Valley View Road in accordance with the project parameters.

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

Section 1. The Mayor is hereby authorized and directed to oversee the completion and execution of the Preliminary Participation Legislation form, attached hereto as Exhibit “A” and incorporated herein by reference, regarding Project SUM Highland/Valley View Rd – PID No. 113161, giving the City’s consent for the project as the local public agency (“LPA”), and to otherwise cooperate with the Director of Transportation in the above-described project pursuant to the terms set forth in Exhibit “A.”

Section 2. That the Clerk of Council of the City of Macedonia is authorized and directed to complete the Certificate of Copy attached hereto as Exhibit “B,” and forward the requisite documents to ODOT upon completion of the same.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution 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 4. This Resolution 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

PRELIMINARY PARTICIPATORY LEGISLATION

RC 5521.01

Ordinance/Resolution#	_____
PID No.	<u>113161</u>
County/Route/Section	<u>SUM Highland/Valley View Rd</u>

The following is _____ enacted by the _____ City of Macedonia _____ of _____ Summit
(An Ordinance/a Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

Intersection improvements at Highland Rd and Valley View Rd in the City of Macedonia.

NOW, THEREFORE, be it ordained by the _____ City of Macedonia _____ of _____ Summit _____ County, Ohio.
(LPA)

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to participate in the cost of construction within the city limits at 20% (twenty percent) total costs.

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

(Optional-if required) The LPA further agrees to pay One Hundred Percent (100%) of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION V - Authority to Sign

The _____ of said _____ City of Macedonia _____ is hereby empowered on
(Contractual Agent) (LPA)
behalf of the _____ City of Macedonia _____ to enter into contracts with ODOT pre-qualified consultants
(LPA)
for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation necessary to complete the above described project.

Upon the request of ODOT, the _____ is also empowered to assign all rights,
(Contractual Agent)
title, and interests of the _____ City of Macedonia _____ to ODOT arising from any agreement with its
(LPA)
consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the LPA agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Passed: _____, 20____
(Date)

Attested: _____
(Clerk) (Officer of LPA - title)

Attested: _____
(Title) (President of Council)

This _____ is hereby declared to be an emergency measure to
(Ordinance/Resolution)
expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

EXHIBIT "B"

City of Macedonia of Summit County, Ohio,
(LPA)

_____, as Clerk of the City of Macedonia
(LPA)

of Summit County, Ohio, do hereby certify that the forgoing is a true and
correct copy of _____ adopted by the legislative Authority of the said
(Ordinance/Resolution)

City of Macedonia on the _____ day of _____, 20____
(LPA)

that the publication of such _____ has been made and certified of
(Ordinance/Resolution)

record according to law; that no proceedings looking to a referendum upon such
_____ have been taken; and that such _____

(Ordinance/Resolution) _____ (Ordinance/Resolution)

and certificate of publication thereof are of record in _____ Page _____
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if
applicable, this _____ day of _____, 20____

CITY SEAL

Clerk

City of Macedonia of Summit County, Ohio
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No
Seal is required to accompany the executed legislation.)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Macedonia of Summit County, Ohio
(LPA)

Attest: _____, Date _____

For the State of Ohio

Attest: _____, Date _____

Director, Ohio Department of Transportation

ORIGINATOR: ADMINISTRATION

SPONSOR: Ventura

**CITY OF MACEDONIA
RESOLUTION NO. 51 - 2024**

**AN EMERGENCY RESOLUTION
ADOPTING THE 2024 SUMMIT COUNTY MULTI-HAZARD MITIGATION PLAN**

WHEREAS, the City of Macedonia, Summit County, Ohio, like all political subdivisions of the State, is vulnerable to natural and human-made hazards which may result in loss of life and property, economic hardship, and threats to public health and safety; and

WHEREAS, as established by the Federal Emergency Management Agency (“FEMA”), and pursuant to Section 322 of the Disaster Mitigation Act of 2000 (“DMA 2000”) state and local governments are required to develop and submit for approval to the President a mitigation plan (“Plan”) that outlines processes for identifying their respective natural hazards, risks, and vulnerabilities; and

WHEREAS, the City of Macedonia acknowledges the requirements of Section 322 of DMA 2000 to have an approved Hazard Mitigation Plan as a prerequisite to receiving post-disaster Hazard Mitigation Grant Program funds; and

WHEREAS, the Summit County Emergency Management Agency (“SCEMA”) is responsible to update the Plan every five years, and has updated the same; and

WHEREAS, the updated Plan was subsequently approved by the Ohio Emergency Management Agency (“OEMA”) and FEMA; and

WHEREAS, Council deems it in the best interest of the health, safety and welfare of all City residents and inhabitants to adopt the updated Plan.

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

Section 1. The 2024 Summit County Multi-Hazard Mitigation Plan is hereby adopted as the official Hazard Mitigation Plan of the City of Macedonia.

Section 2. The respective officials and agencies identified in the implementation strategy of the Plan are hereby directed to implement the recommended activities assigned to them.

Section 3. The Clerk of Council is authorized and directed to forward a certified copy of this Resolution to the Summit County Emergency Management Agency upon its passage.

Section 4. 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 5. Wherefore, this Resolution 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 three (3) 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: ADMINISTRATION/PARKS & RECREATION

SPONSOR: Brandt

**CITY OF MACEDONIA
RESOLUTION NO. 52 - 2024**

**A RESOLUTION
AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO PREPARE
PLANS, BIDS AND SPECIFICATIONS, AND FURTHER AUTHORIZING
THE MAYOR TO ADVERTISE FOR BIDS, FOR THE “RECREATION CENTER
RENOVATION AND IMPROVEMENT PROJECT”**

WHEREAS, based upon recommendation of the City’s Director of Parks and Recreation, it has been deemed in the best interest of the health, safety and welfare of all City residents and inhabitants to convert the old women’s locker room into a family changing room and to remove the second floor front desk in order to expand staff offices at the City of Macedonia Recreation Center; and

WHEREAS, Council therefore wishes to authorize the City’s Director of Parks and Recreation to prepare plans, bids and specifications, and thereafter authorize the Mayor to advertise for bids, to procure a contractor for the renovation and improvement project at the City’s Recreation Center.

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

Section 1. That the City’s Director of Parks and Recreation is authorized to prepare plans, bids and specifications, and thereafter that the Mayor is authorized to advertise for bids, to procure a contractor to perform the requisite work necessary to convert the old women’s locker room into a family changing room and to remove the second floor front desk in order to expand staff offices at the City of Macedonia Recreation Center.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 Resolution 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/CITY ENGINEER

SPONSOR: Tulley

**CITY OF MACEDONIA
RESOLUTION NO. 53 - 2024**

AN EMERGENCY RESOLUTION DECLARING THE NECESSITY AND INTENTION TO APPROPRIATE FOR STREET PURPOSES CERTAIN FEE SIMPLE INTERESTS IN AND TO VARIOUS PREMISES ALONG VALLEY VIEW ROAD AND HIGHLAND ROAD TO FACILITATE ITS WIDENING, AND RESTRUCTURING, INCLUDING DRAINAGE IMPROVEMENTS, ADDITIONAL TRAFFIC CONTROL LANES, AND TRAFFIC CONTROL SIGNALS AT THE INTERSECTION THEREOF, FURTHER IDENTIFIED AS P.I.D. NO. 113161 WITH THE COUNTY/ROUTE/SECTION NO. SUM-HIGHLAND/VALLEY VIEW ROAD

WHEREAS, in promotion of the public interest of the residents of the City of Macedonia, it is necessary for the City to appropriate for street purposes certain fee simple interests in and to various premises along Valley View Road and Highland Road within the City of Macedonia in order to facilitate the widening and restructuring, including drainage improvements, additional traffic control lanes, and traffic control signals at the intersection thereof, further identified as P.I.D. No. 113161 with the County/Route/Section No. SUM Highland/Valley View Road, and as depicted in the document attached hereto as Exhibit “A” and incorporated herein by reference, including the need for appropriation regarding Parcel Nos. 6, 14, 15 & 17 as described thereon; and

WHEREAS, in accordance with Ohio Revised Code Section 719.05, only one reading of this Resolution shall be required.

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

Section 1. This Council deems it necessary and declares its intention to appropriate for street purposes certain fee simple interests and easements in various premises more fully described in Exhibit “A” attached hereto and incorporated herein by reference as if fully rewritten herein.

Section 2. The Mayor is hereby and herein authorized and directed to cause written notice of the passage of this Resolution along with a statutory notice required by Ohio Revised Code Section 163.041, to be given to the owners or persons in possession or having an interest of record in the various premises, and that such notice shall be served and returned according to law.

Section 3. 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 4. Wherefore, this Resolution 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 three (3) 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

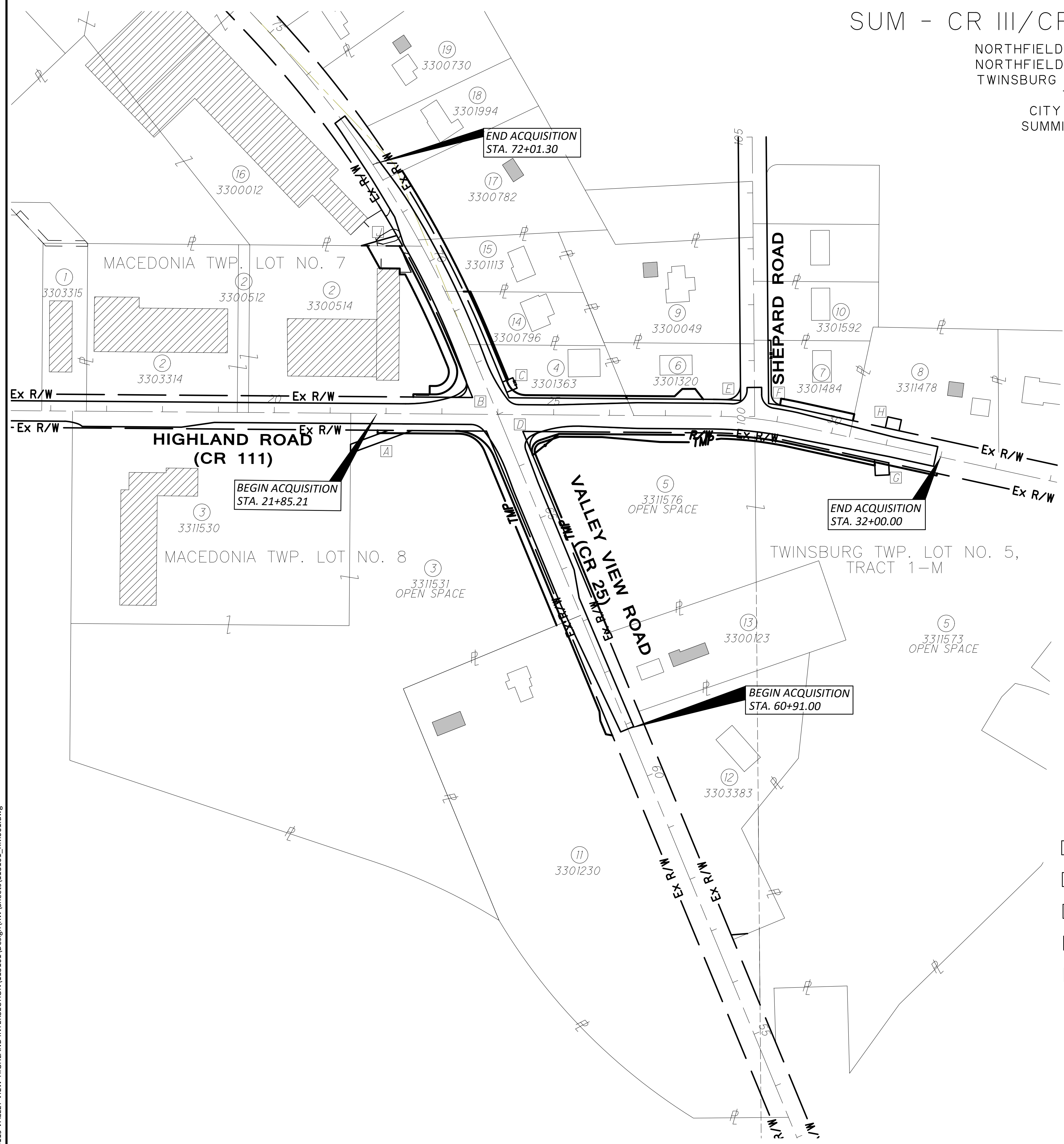
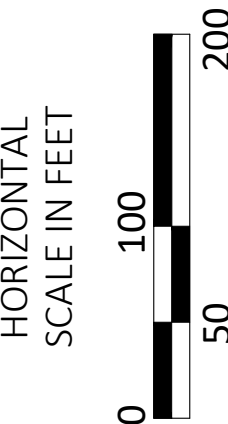
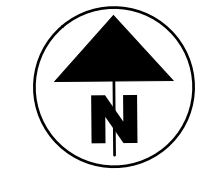
SUM-CR 111/CR 25-4.33/4.10

MODEL: RM001 DATE: 9/18/2023 TIME: 2:03:47 PM USER: Jennifer Sample
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SUM - CR III/CR 25-4.33/4.10

NORTHFIELD TOWNSHIP LOT NO. 7
 NORTHFIELD TOWNSHIP LOT NO. 8
 TWINSBURG TOWNSHIP LOT NO. 5,
 TRACT I-M
 CITY OF MACEDONIA
 SUMMIT COUNTY, OHIO

EXHIBIT A



OWNERSHIP NAME AND NUMBER

- ① TIME WARNER CABLE MIDWEST, LLC
- ② VERVILLE PROPERTIES, LLC
- ③ VALLEY HIGH PROPERTY, LTD
- ④ THOMAS J. & GRETCHEN A. WEAVER
- ⑤ VILLA LAGO HOMEOWNERS ASSOCIATION
- ⑥ DAVID A. & ASHLEY M. WEILAND
- ⑦ LAUREL K. BUTLER
- ⑧ JOY L. ZIEGLER, TRUSTEE
- ⑨ DENNIS W. BERRY
- ⑩ MARY L. MUHAMMAD
- ⑪ CHARLES D. MACZKO
- ⑫ VALERIE E. HEMMING
- ⑬ ELLEN M. & STEPHANIE L. BALOCHKO
- ⑭ BRUCE C. & JACQUELYN ROXBURY
- ⑮ JAMES LEWIS, JR.
- ⑯ THE CITY OF MACEDONIA, OHIO
- ⑰ DAN C. & BARBARA A. HAVLICEK
- ⑱ CLINTON L. & KAREN ANDERSON
- ⑲ JAMES E. & CHRISTINA BAUMGARTNER

RIGHT OF WAY PROPERTY MAP

EASEMENTS

- A** 15' WIDE SANITARY SEWER EASEMENT
DOCUMENT NO. 54168930 ON 07-22-1998
- B** EASEMENT FOR HIGHWAY PURPOSES
PPN 33-00514 DEED: VOL. 5030, PAGE 552
- C** UTILITY EASEMENT
DOCUMENT NO. 54352305
- D** EASEMENT FOR HIGHWAY PURPOSES
PARCEL 63 - PPN 33-11576 DOC. 54978540
- E** EASEMENT FOR HIGHWAY PURPOSES
PARCEL 64 - PPN 33-01320 DOC. 54870356
- F** EASEMENT FOR HIGHWAY PURPOSES
PARCEL 64 - PPN 33-01484 VOL. 4600 PG. 610
- G** SEWER EASEMENT
PARCEL 66S - PPN 33-11573 DOC. 54978539
- H** SEWER EASEMENT
PARCEL 66S - PPN 33-0478 DOC. 54863587
- J** ACCESS EASEMENT AGREEMENT
RECORDED IN VOL. 6298, PG. 176, JULY 17, 1979

STRUCTURE KEY

- RESIDENTIAL
- COMMERCIAL
- OUT-BUILDING

DESIGNER	XXX	
REVIEWER	XXX XX/XX/XX	
PROJECT ID	113161	
REV. BY	DATE	DESCRIPTION
DATE COMPLETED	SEPTEMBER 18, 2023	
SHEET	TOTAL	
XX	XX	

RW DES.	RW REV.
BAS	DFS
SHEET	TOTAL
3	15
DESIGN AGENCY	
CHAGRIN VALLEY ENGINEERING, LTD. 22999 FORBES ROAD, UNIT B CLEVELAND, OHIO 44146 PHONE: (440) 439-1999 FAX: (440) 439-1969	

TOTAL NUMBER OF :
 11 OWNERSHIPS 0 TOTAL TAKES
 19 PARCELS 0 OWNERSHIPS W/STRUCTURES INVOLVED

NET RESIDUE = RECORD AREA - TOTAL PRO - NET TAKE
 NET TAKE = GROSS TAKE - PRO IN TAKE
 * DENOTES RIGHT OF WAY ENCROACHMENT
 ** NET TAKES OVERLAP EXISTING EASEMENTS
ALL AREAS IN ACRES

GRANTEE:
 ALL RIGHT OF WAY ACQUIRED IN THE NAME OF
 THE CITY OF MACEDONIA, OHIO UNLESS OTHERWISE SHOWN.

PARCEL NO.	OWNER	SHEET NO.	OWNERS RECORD		AUDITOR'S		TOTAL P.R.O.	GROSS TAKE	P.R.O. IN TAKE	NET TAKE	STRUC-TURE	NET RESIDUE		REMARKS COLUMN
			O.R.	PAGE	PARCEL NUMBER	RECORD AREA						LEFT	RIGHT	
1	TIME WARNER CABLE MIDWEST LLC			55932065	33-03315	0.429 (A)								NO TAKE
2	VERVILLE PROPERTIES LLC	15		56555873	33-03314	1.623 (A)								NO TAKE
2		15			33-00512	0.121 (A)								NO TAKE
2-WD		15			33-00514	2.049 (A)	0.513	0.060	0.000	0.060		1.476		PAVEMENT WIDENING CONSTRUCTION, WALK CONSTRUCTION, DRAINAGE CONSTRUCTION, HYDRANT RELOCATION, DRIVEWAY CONSTRUCTION, UTILITY POLE RELOCATION, TREES (3) REMOVAL, GRADING, DRIVEWAY REMOVAL
2-T		15					0.000	0.146	0.000	0.146				DRIVEWAY CONSTRUCTION, GRADING
3	VALLEY HIGH PROPERTY LTD.			54168930	33-11530	4.001 (A)								NO TAKE
3-WD		13			33-11531	7.513 (A)	0.435	0.052	0.000	0.052		7.025		PAVEMENT WIDENING CONSTRUCTION, WALK CONSTRUCTION, DRAINAGE CONSTRUCTION, HYDRANT RELOCATION, UTILITY POLE RELOCATION, GRADING, TREE REMOVAL
3-T		13					0.000	0.118	0.000	0.118				GRADING, TREE REMOVAL
4-WD		7		54425955	33-01363	0.427 (A)	0.239	0.044	0.000	0.044		0.144		WALK CONSTRUCTION, GRADING, DRAINAGE CONSTRUCTION, UTILITY POLE RELOCATION, TRAFFIC SIGNAL CONSTRUCTION
4-T	THOMAS J. & GRETCHEN A. WEAVER	7				0.000	0.005	0.000	0.005					GRADING
5-WD1	VILLA LAGO HOMEOWNERS ASSOCIATION	7		55018118	33-11576	2.396 (A)	0.000	0.046	0.000	0.046		2.350		PAVEMENT WIDENING CONSTRUCTION, WALK CONSTRUCTION, DRAINAGE CONSTRUCTION, GRADING, UTILITY POLE RELOCATION, TRAFFIC SIGNAL CONSTRUCTION, TREE REMOVAL
5-T1		7				0.000	0.115	0.000	0.115					GRADING, TREE REMOVAL
5-A		7					0.000	0.012	0.000	0.012				AERIAL UTILITY
5-WD2		9			33-11573	14.000 (A)	0.000	0.031	0.000	0.031		13.969		WALK CONSTRUCTION, GUARD RAIL CONSTRUCTION, GRADING, POSSIBLE
5-T2		9					0.000	0.030	0.000	0.030				GRADING, POSSIBLE TREE REMOVAL
6-T	DAVID A. & ASHLEY M. WEILAND	7		56560978	33-01320	0.512 (A)	0.216	0.026	0.000	0.026				DRIVEWAY CONSTRUCTION, GRADING, SHRUB REMOVAL (1)
7-T	LAUREL K. BUTLER	9		55757274	33-01484	0.492 (A)	0.200	0.037	0.000	0.037				DRIVEWAY CONSTRUCTION, TREE REMOVAL (2), SHRUB REMOVAL (1), GRADING

**** NET TAKES OVERLAPS EXISTING EASEMENTS**

**** 3-T (5129.182 SF = 0.118 ACRES)**
 EX. SEWER EASEMENT [A]
 OVERLAP 212.072 SF = 0.005 ACRES

**** 4-WD (1929.121 SF = 0.044 ACRES)**
 EX. UTILITY EASEMENT [C]
 OVERLAP 175.930 SF = 0.004 ACRES

**** 5-T1 (4992.937 SF = 0.115 ACRES)**
 EASEMENT FOR AERIAL ELECTRIC [5-A]
 OVERLAP 50.990 SF = 0.001 ACRES

**** 5-WD2 (1330.927 SF = 0.031 ACRES)**
 EX. SEWER EASEMENT [G]
 OVERLAP 103.520 SF = 0.002 ACRES

R/W FUNDING: 80% FEDERAL/20% LOCAL

PARCEL LEGEND:
 WD = WARRANTY DEED
 U = UTILITY EASEMENT
 S = SEWER EASEMENT
 T = TEMPORARY
 A = AERIAL

RECORD AREA LEGEND:
 A = AUDITOR
 C = CALCULATED ACREAGE FROM SURVEY
 D = DEED

NOTE: UNDER NO CIRCUMSTANCES ARE TEMPORARY EASEMENTS TO BE USED FOR STORAGE OF MATERIAL OR EQUIPMENT BY THE CONTRACTOR UNLESS NOTED OTHERWISE.

NOTE: ALL TEMPORARY PARCELS TO BE OF 24 MONTH DURATION.

SUMMARY OF ADDITIONAL
 RIGHT OF WAY (PARCELS 1-7)

RW DES.	RW REV.	BAS / DFS
SHEET	TOTAL	4 / 15
DESIGN AGENCY		
CHAGRIN VALLEY ENGINEERING, LTD. 22999 FORBES ROAD, UNIT B CLEVELAND, OHIO 44146 PHONE: (440) 439-1999 FAX: (440) 439-1969		
DESIGNER	REVIEWER	PROJECT ID
###	###/###/###	113161
REV. BY	DATE	DESCRIPTION
	SEPTEMBER 18, 2023	
SHEET	TOTAL	XX XX

SUM-CR 111/CR 25-4.33/4.10

MODEL: R5001 DATE: 9/18/2023 TIME: 2:03:54 PM USER: Jennifer Sample P:\16119 VALLEY VIEW-HIGHLAND INTERSECTION\113161\Design\RW\Sheets\113161_RS001.dwg

SUM-CR 111/CR 25-4.33/4.10

MODEL: R5001A DATE: 9/18/2023 TIME: 2:03:56 PM USER: Jennifer Sample
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NET RESIDUE = RECORD AREA - TOTAL PRO - NET TAKE
 NET TAKE = GROSS TAKE - PRO IN TAKE
 * DENOTES RIGHT OF WAY ENCROACHMENT
 ** NET TAKES OVERLAP EXISTING EASEMENTS
ALL AREAS IN ACRES

GRANTEE:
 ALL RIGHT OF WAY ACQUIRED IN THE NAME OF
 THE CITY OF MACEDONIA, OHIO UNLESS OTHERWISE SHOWN.

PARCEL NO.	OWNER	SHEET NO.	OWNERS RECORD		AUDITOR'S RECORD		TOTAL P.R.O.	GROSS TAKE	P.R.O. IN TAKE	NET TAKE	STRUC-TURE	NET RESIDUE		REMARKS COLUMN
			O.R.	PAGE	PARCEL NUMBER	RECORD AREA						LEFT	RIGHT	
8	JOY L. ZIEGLER TRUSTEE	9	56479884		33-11478	1.086 (A)								NO TAKE
9	DENNIS W. BERRY		54543704		33-00049	1.217 (A)								NO TAKE
10	MARY L. MUHAMMAD		56530847		33-01592	0.503 (A)								NO TAKE
11-T	CHARLES D. MACZKO	11	54707565		33-01230	5.394 (A)	0.665	0.029	0.000	0.029				DRIVEWAY CONSTRUCTION, GRADING
12	VALERIE E. HEMMING	11	56084522		33-03383	1.933 (A)								NO TAKE
13	ELLEN M. BALOCHKO STEPHANIE L. BALOCHKO	11	54586971		33-00123	1.437 (A)								NO TAKE
14-WD	BRUCE C. & JACQUELYN ROXBURY	15	146	713	33-00796	0.458 (A)	0.071	0.019	0.000	0.019		0.368		GRADING, DRAINAGE CONSTRUCTION, DRIVEWAY CONSTRUCTION
14-T		15					0.000	0.007	0.000	0.007				GRADING, FENCE REMOVAL (50 L.F.)
15-T	JAMES LEWIS, JR	15	55863685		33-01113	0.480 (A)	0.072	0.019	0.000	0.019				DRIVEWAY CONSTRUCTION, GRADING, *BRICK PILLAR
16	CITY OF MACEDONIA, OHIO	15	56826937		33-00012	2.127 (A)								NO TAKE
17-T	DAN C. & BARBARA A. HAVLICEK	15	5376	64	33-00782	1.214 (A)	0.090	0.026	0.000	0.026				GRADING, SHRUB REMOVAL TREE REMOVAL
18	CLINTON L. & KAREN ANDERSON	15	56479881		33-01994	0.638 (A)								NO TAKE
19	JAMES E. & CHRISTINA BAUMGARTNER		56509538		33-00730	0.952 (A)								NO TAKE

SUMMARY OF ADDITIONAL
 RIGHT OF WAY (PARCELS 8-19)

** NET TAKES OVERLAPS EXISTING EASEMENTS

** 16-T (3811.970 SF = 0.087 ACRES)
 EX. ACCESS EASEMENT [J]
 OVERLAP 676.70 SF = 0.016 ACRES

R/W FUNDING: 80% FEDERAL/20% LOCAL

PARCEL LEGEND:
 WD = WARRANTY DEED
 U = UTILITY EASEMENT
 S = SEWER EASEMENT
 T = TEMPORARY

RECORD AREA LEGEND:
 A = AUDITOR
 C = CALCULATED ACREAGE FROM SURVEY
 D = DEED

NOTE: UNDER NO CIRCUMSTANCES ARE TEMPORARY EASEMENTS
 TO BE USED FOR STORAGE OF MATERIAL OR EQUIPMENT BY
 THE CONTRACTOR UNLESS NOTED OTHERWISE.

NOTE: ALL TEMPORARY PARCELS
 TO BE OF 24 MONTH DURATION.

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REV. BY	DATE	DESCRIPTION
DATE COMPLETED SEPTEMBER 18, 2023		

RW DES.	RW REV.
BAS	DFS
SHEET	TOTAL
5	15
DESIGN AGENCY	
 CHAGRIN VALLEY ENGINEERING, LTD. 22999 FORBES ROAD, UNIT B CLEVELAND, OHIO 44146 PHONE: (440) 439-1999 FAX: (440) 439-1969	
DESIGNER	
###	
REVIEWER	
### ##/##/##	
PROJECT ID	
113161	
SHEET	TOTAL
XX	XX

ORIGINATOR: ADMINISTRATION/FINANCE DEPARTMENT

SPONSOR: Garvas

**CITY OF MACEDONIA
RESOLUTION NO. 54 - 2024**

AN EMERGENCY RESOLUTION APPROVING THE PETITION FOR SPECIAL ASSESSMENTS FOR SPECIAL ENERGY IMPROVEMENT PROJECTS UNDER OHIO REVISED CODE CHAPTER 1710 AND APPROVING THE NECESSITY OF ACQUIRING, INSTALLING, EQUIPPING, AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT

WHEREAS, DDR HD & C LLC (the “Owner”), as the owner of certain real property located within the City of Macedonia, Ohio (the “City”), has identified certain real property located at 8161 Macedonia Commons Boulevard, Macedonia, Ohio, 44056 with Summit County Fiscal Officer Parcel ID Nos. 33-11666 and 33-12306 (the “Property”), as an appropriate property for a special energy improvement project pursuant to Ohio Revised Code Chapter 1710; and

WHEREAS, the Akron-Summit County Energy Special Improvement District (the “District”) was created under Ohio Revised Code Chapters 1702 and 1710 as an energy special improvement district and is governed by Akron Energy Special Improvement District Project Plan (as amended and supplemented from time to time, the “Project Plan”) was adopted as a plan for public improvements and public services under Ohio Revised Code Section 1710.02(F), which plan allows for additional properties within the City and within any municipal corporation or township which is adjacent to any other municipal corporation or township in which a portion of the District’s territory is located to be added to the territory of the District; and

WHEREAS, the Owner has determined to submit to the Mayor and the City Council (the “Council”) of the City, a *Petition For Special Assessments for Special Energy Improvement Projects* (the “Petition”) and the *Articles of Incorporation of the Akron Energy Special Improvement District, Inc.* (the “Articles of Incorporation”), all in accordance with Ohio Revised Code Section 1710.02, each of which are now on file with the Clerk of this Council; and

WHEREAS, the Petition, which is on file with the Clerk of Council, has been signed by the Owner, as the owner of one hundred percent (100%) of the Property (as further described in Exhibit A to the Petition), and proposes the necessity of the Project and financing the Project through the cooperation of the District; and

WHEREAS, the Petition requests that the Property be added to the District and that the City levy special assessments on the Property to pay the costs of a special energy improvement project to be provided on the Property, all as described more particularly in the Petition (the “Project”); and

WHEREAS, the Petition is for the purpose of developing and implementing special energy improvement projects in furtherance of the purposes set forth in Section 20 of Article VIII of the Ohio Constitution, including, without limitation, the Project, and further, the Petition identifies the amount and length of the special assessments to be imposed with respect to the Project; and

WHEREAS, by the Petition, the Owner requests that the Project be paid for by special assessments assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which is estimated to be \$1,311,769.80, including the costs identified in Section 5 of this Resolution, and requests that the Project be undertaken cooperatively by the City, the District, and such other parties as the City may deem necessary or appropriate; and

WHEREAS, in furtherance of the future addition of any real property in any municipal corporation or township contiguous to the municipal corporations or townships in which a portion of the territory of the District is located, it is necessary, and this Council has determined, to approve the addition of such real property to the territory of the District, all in accordance with Ohio Revised Code Chapter 1710; and

WHEREAS, to the extent the City is deemed an Owner, then this Council, pursuant to Ohio Revised Code Section 1710.02(G)(4), has accordingly determined that the energy special improvement project to be constructed and implemented on the Project Site is not required to be owned exclusively by the City for its purposes, for uses determined by this Council, as the legislative authority of the City as those that will promote the welfare of the people of the City; to improve the quality of life and the general and economic well-being of the people of City; to better ensure the public health, safety, and welfare; to protect water and other natural resources; to provide for the conservation and preservation of natural and open areas and farmlands, including by making urban areas more desirable or suitable for development and revitalization; to control, prevent, minimize, clean up, or mediate certain contamination of or pollution from lands in the state and water contamination or pollution; or to provide for safe and natural areas and resources; and

WHEREAS, Ohio Revised Code Section 1710.02(F) provides that a political subdivision which has approved a petition for special assessments for public improvements in an energy special improvement district and a plan pursuant to Ohio Revised Code Sections 1710.02(F) and 1710.06 shall levy the requested special assessments pursuant to Ohio Revised Code Chapter 727; and

WHEREAS, this Council, as mandated by Ohio Revised Code Chapter 1710, must approve or disapprove the Petition within 60 days of the submission of the Petition; and

WHEREAS, this Council has determined to approve the Petition, the Program Plan, and the Articles of Incorporation.

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

Section 1. That each capitalized term not otherwise defined in this Resolution or by reference to another document shall have the meaning assigned to it in the Petition.

Section 2. That this Council approves the Petition, the Project Plan, and the Articles of Incorporation now on file with the Clerk of Council.

Section 3. That pursuant to Ohio Revised Code Section 1710.02(G)(4), to the extent that the City is deemed an Owner, then this Council accordingly determines that the Project is not required to be owned exclusively by the City for its purposes, for uses determined by this Council, as the legislative authority of the City, as those that will promote the welfare of the people of such participating political subdivision; to improve the quality of life and the general and economic well-being of the people of the City; to better ensure the public health, safety, and welfare; to protect water and other natural resources; to provide for the conservation and preservation of natural and open areas and farmlands, including by making urban areas more desirable or suitable for development and revitalization; to control, prevent, minimize, clean up, or mediate certain contamination of or pollution from lands in the state and water contamination or pollution; or to provide for safe and natural areas and resources. This Council accordingly authorizes the Board of Directors of the District (the "Board") to act as its agent to sell, transfer, lease, or convey the Project. The consideration the Board must obtain from any sale, transfer, lease, or conveyance of the special energy improvement project on the Project Site is any consideration greater than or equal to One Dollar and Zero Cents (\$1.00).

Section 4. That this Council declares necessary, and a vital and essential public purpose of the City, to improve the Property, by providing for the acquisition, installation, equipment, and improvement of the Project by the Owner, as set forth in the Petition, and providing for the payment of the costs of the Project, including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Project and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Owner or otherwise to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated

as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District or the Development Finance Authority of Summit County as its conduit financing entity to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District or the Development Finance Authority of Summit County as its conduit financing entity to pay the costs of the Project; together with all other necessary expenditures, all as more fully described in the Petition, and profiles, specifications, and estimates of cost of the Project, all of which are on file with the Finance Director and open to the inspection of all persons interested.

Section 5. That this Council determines that the Project's elements are so situated in relation to each other that in order to complete the Project's elements in the most practical and economical manner, they should be acquired, installed, equipped, and improved at the same time, with the same kind of materials, and in the same manner; and that the Project's elements shall be treated as a single improvement, pursuant to Ohio Revised Code Section 727.09, and the Project's elements shall be treated as a joint improvement to be undertaken cooperatively by the City and the District pursuant to Ohio Revised Code Section 9.482 and Ohio Revised Code Chapter 1710.

Section 6. That the plans and specifications and total cost of the Project now on file in the office of the Clerk of Council are approved, subject to changes as permitted by Ohio Revised Code Chapter 727. The Project shall be made in accordance with the plans, specifications, profiles, and estimate of costs for the Project.

Section 7. That this Council determines and declares that the Project is an essential and vital public, governmental purpose of the City as a Special Energy Improvement Project, as defined in Ohio Revised Code Section 1710.01(I); and that in order to fulfill that essential and vital public purpose of the City, it is necessary and proper to provide, in cooperation with the District, for the acquisition, installation, equipment, and improvement of the Project in the manner contemplated by the Petition. This Council determines and declares that the Project is conducive to the public peace, health, safety and welfare of the City and the inhabitants of the City.

Section 8. That pursuant to and subject to the provisions of a valid Petition signed by the owners of one hundred percent (100%) of the Property, the entire cost of the Project shall be paid by the Special Assessments levied against the Property, which is the benefited property. The provisions of the Petition and the Program Plan are ratified, adopted, approved and incorporated into this Resolution as if set forth in full in this Resolution. The portion of the costs of the Project allocable to the City will be zero percent (0%). The City does not intend to issue securities in anticipation of the levy or the collection of the Special Assessments.

Section 9. That the method of levying the Special Assessments shall be in proportion to the benefits received, allocated among the parcels constituting the Property as set forth in the Petition and the Program Plan.

Section 10. That the lots or parcels of land to be assessed for the Project shall be the Property, described in Exhibit A to the Petition, all of which lots and lands are determined to be specially benefited by the Project.

Section 11. That the Special Assessments shall be levied and paid in 56 semi-annual installments pursuant to the list of estimated Special Assessments set forth in the Petition (which list is incorporated herein by reference), and the Owner has waived its option to pay the Special Assessment in cash within 30 days after the first publication of the notice of the assessing resolution or ordinance.

The aggregate amount of Special Assessments estimated to be necessary to pay the costs of the Project is \$1,311,769.80. Each semi-annual Special Assessment payment represents payment of a portion of the principal of and interest on obligations issued or incurred to pay the costs of the Project and of administrative expenses. The interest portion of the Special Assessments, if any, together with amounts used to pay administrative expenses, shall be treated as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds had notes or bonds been issued by the City or another issuer of notes or bonds to pay the costs of the Project. In addition to the Special Assessments, the County Fiscal Officer of Summit County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount will be added to the Special Assessments by the County Fiscal Officer of Summit County, Ohio.

Section 12. That the Finance Director is authorized and directed to prepare and file in the office of the Clerk of Council the estimated Special Assessments for the cost of the Project in accordance with the method of assessment set forth in the Petition and this Resolution, showing the amount of the assessment against each lot or parcel of land to be assessed.

Section 13. That the Owner has waived the requirement that notice of the adoption of this Resolution and the filing of the estimated Special Assessments upon the Owner to be assessed as provided in Ohio Revised Code Section 727.13 be delivered promptly following adoption of this Resolution.

Section 14. That the Finance Director is authorized, pursuant to Ohio Revised Code Section 727.12, to cause the Special Assessments to be levied and collected at the earliest possible time including, if applicable, prior to the completion of the Project.

Section 15. That the Special Assessments will be used by the City to pay the costs of the Project in cooperation with the District in any manner, including assigning the Special Assessments actually received by the City to the District or to another party the City deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 16. That this Council accepts and approves the waiver of all further notices, hearings, claims for damages, rights to appeal and other rights of property owners

under the law, including but not limited to those specified in the Ohio Constitution, Ohio Revised Code Chapter 727, Ohio Revised Code Chapter 1710, and the Charter of the City of Macedonia, Ohio, and consents to the immediate imposition of the Special Assessments upon the Property. This waiver encompasses, but is not limited to, waivers by the Owner, as the owner of the Property, of the following rights:

- (i) The right to notice of the adoption of the Resolution of Necessity under Ohio Revised Code Sections 727.13 and 727.14;
- (ii) The right to limit the amount of the Special Assessments under Ohio Revised Code Sections 727.03 and 727.06;
- (iii) The right to file an objection to the Special Assessments under Ohio Revised Code Section 727.15;
- (iv) The right to the establishment of, and any proceedings by and any notice from an Assessment Equalization Board under Ohio Revised Code Sections 727.16 and 727.17;
- (v) The right to file any claim for damages under Ohio Revised Code Sections 727.18 through 727.22 and Ohio Revised Code Section 727.43;
- (vi) The right to notice that bids or quotations for the Project may exceed estimates by 15%;
- (vii) The right to seek a deferral of payments of Special Assessments under Ohio Revised Code Section 727.251;
- (viii) The right to notice of the passage of the assessing resolution or ordinance under Ohio Revised Code Section 727.26; and
- (ix) Any and all procedural defects, errors, or omissions in the Special Assessment process.

Section 17. That the City is authorized to enter into agreements by and among the City, the District, and such other parties as the City may deem necessary or appropriate in order to carry out the Project, and that the Mayor is authorized to execute, on the City's behalf, such agreements.

Section 18. 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 19. Wherefore, this Resolution 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 three (3) 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: ADMINISTRATION/FINANCE DEPARTMENT

SPONSOR: Ventura

**CITY OF MACEDONIA
ORDINANCE NO. 55 - 2024**

**AN EMERGENCY ORDINANCE DETERMINING TO PROCEED WITH THE
ACQUISITION, INSTALLATION, EQUIPMENT, AND IMPROVEMENT OF
CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO
IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY
SPECIAL IMPROVEMENT DISTRICT**

WHEREAS, the Council duly adopted Resolution ____-2024 on July 25, 2024 (the “Resolution of Necessity”), (i) declaring the necessity of acquiring, installing, equipping, and improving energy efficiency improvements, including, without limitation, roofing improvements, projector systems, and related improvements (the “Project,” as more fully described in the Petition referenced in this Resolution) located on real property owned by DDR HD & C LLC, a Delaware limited liability company (the “Owner”), at 8161 Macedonia Commons Boulevard, Macedonia, Ohio, 44056 with Summit County Fiscal Officer Parcel ID Nos. 33-11666 and 33-12306. within the City of Macedonia, Ohio (the “City”) (the “Property”, as more fully described in Exhibit A to the Petition); (ii) providing for the acquisition, installation, equipment, and improvement of the Project by the Owner, as set forth in the Owner’s *Petition For Special Assessments for Special Energy Improvement Projects* (the “Petition”), including by levying and collecting special assessments to be assessed upon the Property (the “Special Assessments”) in an amount sufficient to pay the costs of the Project, which was estimated to be \$1,311,769.80 in the Petition, including other related costs of financing the Project, which may include, without limitation, the payment of principal of and interest on nonprofit corporate obligations issued to pay the costs of the Project and other interest, financing, credit enhancement, and issuance expenses and ongoing trustee fees and Akron-Summit County Energy Special Improvement District (“District”) administrative fees and expenses; and (iii) determining that the Project will be treated as a special energy improvement project to be undertaken cooperatively by the City and the District; and

WHEREAS, the claims for damages alleged to result from, and objections to, the Project have been waived by the Owner as the owner of one hundred percent (100%) of the Property, and no claims for damages alleged to result from, or objections to, the Project have been filed within the times prescribed by Ohio Revised Code Sections 727.15 and 727.18.

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

Section 1. That each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. That this Council declares that its intention is to proceed or to cooperate with the District to proceed with the acquisition, installation, equipment, and improvement of the Project described in the Petition and the Resolution of Necessity. The Project shall be made in accordance with the provisions of the Resolution of Necessity and with the plans, specifications, profiles, and estimates of cost previously approved and now on file with the Finance Director and the Clerk of this Council.

Section 3. That the Special Assessments to pay costs of the Project, which are estimated to be \$1,311,769.80 including any and all architectural, engineering, legal, insurance, consulting, energy auditing, planning, acquisition, installation, construction, surveying, testing, and inspection costs; the amount of any damages resulting from the Project and the interest on such damages; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing and otherwise acquiring any real estate or interests in real estate; expenses of legal services; costs of labor and material; trustee fees and other financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued or incurred to provide a loan or to secure an advance of funds to the Owner or otherwise to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued or incurred, including any credit enhancement fees, trustee fees, program administration fees, financing servicing fees, and District administrative fees and expenses; an amount to reflect interest on unpaid Special Assessments which shall be treated as part of the cost of the Project for which the Special Assessments are made at an interest rate which shall be determined by the District to be substantially equivalent to the fair market rate that would have been borne by notes or bonds if notes or bonds had been issued by the District or another issuer of notes or bonds to pay the costs of the Project; together with all other necessary expenditures, shall be assessed against the Property in the manner and in the number of semi-annual installments provided in the Petition and the Resolution of Necessity. Each semi-annual Special Assessment payment represents the payment of a portion of any principal repayment and interest and administrative fees payable with respect to the Project. The Special Assessments shall be assessed against the Property commencing in tax year 2024 for collection in 2025 and shall continue through tax year 2038 for collection in 2039; provided, however, if the proceedings relating to the Special Assessments are completed at such time that the County Fiscal Officer of Summit County, Ohio determines that collections shall not commence in 2025, then the collection schedule may be deferred by one year. In addition to the Special Assessments, the County Fiscal Officer of Summit County, Ohio may impose a special assessment collection fee with respect to each semi-annual payment, which amount, if imposed, will be added to the Special Assessments by the County Fiscal Officer of Summit County, Ohio.

Section 4. That the estimated Special Assessments for costs of the Project prepared and filed in the office of the Clerk of this Council and in the office of the Finance Director, in accordance with the Resolution of Necessity, are adopted.

Section 5. That in compliance with Ohio Revised Code Section 319.61, the Clerk of Council is directed to deliver a certified copy of this Ordinance to the County Fiscal Officer of Summit County, Ohio within 15 days after the date of its passage.

Section 6. That all contracts for the construction of the Project will be let in accordance with the Petition and the Program Plan, and the costs of the Project shall be financed as provided in the Resolution of Necessity.

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. 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 three (3) 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

CERTIFICATE

The undersigned Clerk of this Council hereby certifies that the foregoing is a true copy of Ordinance _____-2024 duly adopted by the Council of the City of Macedonia, Ohio on July 25, 2024, and that a true copy of such Ordinance was certified to the County Fiscal Officer of Summit County, Ohio within 15 days after its passage.

Clerk of the Council

RECEIPT OF COUNTY FISCAL OFFICER FOR
LEGISLATION DETERMINING TO
PROCEED WITH ACQUISITION, INSTALLATION,
EQUIPMENT, AND IMPROVEMENT OF CERTAIN PUBLIC
IMPROVEMENTS IN THE CITY OF MACEDONIA, OHIO
IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL
IMPROVEMENT DISTRICT

I, Kristen M. Scalise, the duly elected, qualified, and acting Fiscal Officer in and for Summit County, Ohio hereby certify that a certified copy of Ordinance No. _____ duly passed by the Council of the City of Macedonia, Ohio on _____, 2024, determining to proceed with the acquisition, installation, equipping, and improvement of certain public improvements in the City of Macedonia, Ohio in cooperation with the Akron-Summit County Energy Special Improvement District, was filed in this office on _____, 2024.

WITNESS my hand and official seal at Akron, Ohio on _____, 2024.

[SEAL]

County Fiscal Officer
Summit County, Ohio

ORIGINATOR: ADMINISTRATION/FINANCE

SPONSOR: Tulley

**CITY OF MACEDONIA
ORDINANCE NO. 56 - 2024**

**AN EMERGENCY ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR
THE PURPOSE OF ACQUIRING, INSTALLING, EQUIPPING, AND
IMPROVING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY OF
MACEDONIA, OHIO IN COOPERATION WITH THE AKRON-SUMMIT
COUNTY ENERGY SPECIAL IMPROVEMENT DISTRICT; AND APPROVING
AN ENERGY PROJECT COOPERATIVE AGREEMENT, A SPECIAL
ASSESSMENT AGREEMENT, AND A SUPPLEMENT TO A STANDING
PAYMENT AGREEMENT IN CONNECTION WITH SUCH IMPROVEMENTS
AND SPECIAL ASSESSMENTS**

WHEREAS, DDR HD & C LLC, a Delaware limited liability company (the “Owner”) has submitted its *Petition For Special Assessments for Special Energy Improvement Projects* (the “Petition”) in order to provide for the completion of a special energy improvement project on real property owned by the Owner in the City of Macedonia, Ohio (the “City”); and

WHEREAS, this Council duly passed Resolution No. _____-2024 on July 25, 2024 (the “Resolution of Necessity”), which approved the Petition and added the Owner’s property subject to the Petition to the Akron-Summit County Energy Special Improvement District (the “District”) and declared the necessity of acquiring, installing, equipping, and improving energy efficiency improvements, including, without limitation, roofing improvements, projection systems, and related improvements (the “Project”), as described in the Resolution of Necessity and as set forth in the Petition requesting those improvements; and

WHEREAS, this Council duly adopted Ordinance No. _____-2024 on July 25, 2024 and determined to proceed with the Project and adopted the estimated Special Assessments (as defined in the Resolution of Necessity) filed with the Clerk of this Council and the Finance Director pursuant to the Resolution of Necessity; and

WHEREAS, the actual costs of the Project have been ascertained and have been certified to the City in the Petition for the Project.

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

Section 1. That each capitalized term not otherwise defined in this Ordinance or by reference to another document shall have the meaning assigned to it in the Resolution of Necessity.

Section 2. That the list of Special Assessments to be levied and assessed on the Property (as further described on Exhibit A) in an amount sufficient to pay the costs of the Project, which is \$1,311,769.80, including other related financing costs incurred in connection with the issuance, sale, and servicing of securities, nonprofit corporate obligations, or other obligations issued to pay costs of the Project in anticipation of the receipt of the Special Assessments, capitalized interest on, and financing reserve funds for, such securities, nonprofit corporate obligations, or other obligations so issued, including any credit enhancement fees, trustee fees, and District administrative fees and expenses, which costs were set forth in the Petition and previously reported to this Council and are now on file in the offices of the Clerk of Council and the Finance Director, is adopted and confirmed, and that the Special Assessments are levied and assessed on the Property.

The Special Assessments are assessed against the Property commencing in tax year 2024 for collection in 2025 and shall continue through tax year 2038 for collection in 2039; provided, however, if the proceedings relating to the Special Assessments are completed at such time that the County Fiscal Officer of Summit County, Ohio determines that collections shall not commence in 2025, then the collection schedule may be deferred by one year. The semi-annual installment of the Special Assessments shall be collected in each calendar year equal to a maximum semi-annual amount of Special Assessments as shown in Exhibit A, attached hereto and incorporated into this Resolution.

All Special Assessments shall be certified by the Finance Director to the County Fiscal Officer pursuant to the Petition and Ohio Revised Code Chapter 727.33 to be placed on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

The Special Assessments shall be allocated among the parcels constituting the Property as set forth in the Petition and the List of Special Assessments attached hereto as Exhibit A and incorporated herein.

Section 3. That this Council finds and determines that the Special Assessments are in proportion to the special benefits received by the Property as set forth in the Petition and are not in excess of any applicable statutory limitation.

Section 4. That the Owner has waived its right to pay the Special Assessments in cash, and all Special Assessments and installments of the Special Assessments shall be certified by the Finance Director to the County Fiscal Officer of Summit County, Ohio as provided by the Petition and Ohio Revised Code Section 727.33 to be placed by him or her on the tax list and duplicate and collected with and in the same manner as real property taxes are collected and as set forth in the Petition.

Section 5. That the Special Assessments will be used by the City to pay the cost of the Project in cooperation with the District in any manner, including assigning the Special Assessments actually received by the City to the District or to another party the City deems appropriate, and the Special Assessments are appropriated for such purposes.

Section 6. That the Finance Director shall keep the Special Assessments on file in the Office of the Finance Director.

Section 7. That this Council hereby approves the Energy Project Cooperative Agreement, a copy of which is on file with the Clerk of Council. The Mayor shall sign and deliver, in the name and on behalf of the City, the Energy Project Cooperative Agreement, in substantially the form as is now on file with the Clerk of this Council. The Energy Project Cooperative Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved the Mayor on behalf of the City, all of which shall be conclusively evidenced by the signing of the Energy Project Cooperative Agreement or amendments to the Energy Project Cooperative Agreement.

Section 8. That this Council hereby approves the Special Assessment Agreement a copy of which is on file in the office of the Clerk of Council. The Mayor shall sign and deliver, in the name and on behalf of the City, the Special Assessment Agreement, in substantially the form as is now on file with the Clerk of this Council. The Special Assessment Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor, on behalf of the City, all of which shall be conclusively evidenced by the signing of the Special Assessment Agreement or amendments to the Special Assessment Agreement.

Section 9. That this Council hereby approves the Supplement to a Standing Payment Agreement, a copy of which is on file in the office of the Clerk of Council. The Mayor shall sign and deliver, in the name and on behalf of the City, the Supplement to a Standing Payment Agreement, in substantially the form as is now on file with the Clerk of this Council. The Supplement to a Standing Payment Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor, on behalf of the City, all of which shall be conclusively evidenced by the signing of the Supplement to a Standing Payment Agreement or amendments to the Supplement to a Standing Payment Agreement.

Section 10. That the City is hereby authorized to enter into such agreements that are not inconsistent with the Resolution of Necessity and this Ordinance and that are approved by the Mayor on behalf of the City, all of which shall be conclusively evidenced by the signing of such agreements or any amendments to such agreements.

Section 11. That in compliance with Ohio Revised Code Section 319.61, the Clerk of this Council is directed to deliver a certified copy of this Resolution to the County Fiscal Officer of Summit County, Ohio within 20 days after its passage.

Section 12. 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 13. 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 three (3) 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

CERTIFICATE

The undersigned Clerk of this Council hereby certifies that the foregoing is a true copy of Ordinance _____-2024 duly adopted by the Council of the City of Macedonia, Ohio on July 25, 2024, and that a true copy of such Ordinance was certified to the County Fiscal Officer of Summit County, Ohio within 20 days after its passage.

Clerk of the Council

J:\2024\MACEDONIA\Legislation\Ordinances\NOPEC.Levying.Assessments.docx

EXHIBIT A

**LIST OF SPECIAL ASSESSMENTS AND
SCHEDULE OF SPECIAL ASSESSMENTS**

LIST OF SPECIAL ASSESSMENTS

<u>Name</u>	<u>Assessed Properties Description</u>	<u>Portion of Benefit and Special Assessment</u>	<u>Amount of Special Assessments</u>
DDR HD & C LLC	Summit Co. Parcel No.: 33-11666	58.03%	\$761,220.00
DDR HD & C LLC	Summit Co. Parcel No.: 33-13490	41.97%	\$550,549.80

SCHEDULE OF SPECIAL ASSESSMENTS
FOR SUMMIT COUNTY PARCEL NOS.:

33-11666*

The following schedule of Special Assessment charges shall be certified for collection in 30 semi-annual installments to be collected with real property taxes in calendar years 2025 through 2039:

Special Assessment Payment Date**	Special Assessment Installment Amount***
January 31, 2025	\$25,374.00
July 31, 2025	25,374.00
January 31, 2026	25,374.00
July 31, 2026	25,374.00
January 31, 2027	25,374.00
July 31, 2027	25,374.00
January 31, 2028	25,374.00
July 31, 2028	25,374.00
January 31, 2029	25,374.00
July 31, 2029	25,374.00
January 31, 2030	25,374.00
July 31, 2030	25,374.00
January 31, 2031	25,374.00
July 31, 2031	25,374.00
January 31, 2032	25,374.00
July 31, 2032	25,374.00
January 31, 2033	25,374.00
July 31, 2033	25,374.00
January 31, 2034	25,374.00
July 31, 2034	25,374.00
January 31, 2035	25,374.00
July 31, 2035	25,374.00
January 31, 2036	25,374.00
July 31, 2036	25,374.00
January 31, 2037	25,374.00
July 31, 2037	25,374.00
January 31, 2038	25,374.00
July 31, 2038	25,374.00
January 31, 2039	25,374.00
July 31, 2039	25,374.00

* As identified in the records of the County Fiscal Officer of Summit County, Ohio, as of June 27, 2024.

** Pursuant to Ohio Revised Code Chapter 323, the Special Assessment Payment Dates identified in this Schedule of Special Assessments are subject to adjustment by the County Fiscal Officer of Summit County, Ohio, under certain conditions.

*** The County Fiscal Officer of Summit County, Ohio, may impose a special assessment collection fee with respect to each semi-annual Special Assessment payment. If imposed, this special assessment collection fee will be added by the County Fiscal Officer of Summit County, Ohio, to each semi-annual Special Assessment payment.

SCHEDULE OF SPECIAL ASSESSMENTS
FOR SUMMIT COUNTY PARCEL NOS.:

33-13490*

The following schedule of Special Assessment charges shall be certified for collection in 30 semi-annual installments to be collected with real property taxes in calendar years 2025 through 2039:

Special Assessment Payment Date**	Special Assessment Installment Amount***
January 31, 2025	\$18,351.66
July 31, 2025	18,351.66
January 31, 2026	18,351.66
July 31, 2026	18,351.66
January 31, 2027	18,351.66
July 31, 2027	18,351.66
January 31, 2028	18,351.66
July 31, 2028	18,351.66
January 31, 2029	18,351.66
July 31, 2029	18,351.66
January 31, 2030	18,351.66
July 31, 2030	18,351.66
January 31, 2031	18,351.66
July 31, 2031	18,351.66
January 31, 2032	18,351.66
July 31, 2032	18,351.66
January 31, 2033	18,351.66
July 31, 2033	18,351.66
January 31, 2034	18,351.66
July 31, 2034	18,351.66
January 31, 2035	18,351.66
July 31, 2035	18,351.66
January 31, 2036	18,351.66
July 31, 2036	18,351.66
January 31, 2037	18,351.66
July 31, 2037	18,351.66
January 31, 2038	18,351.66
July 31, 2038	18,351.66
January 31, 2039	18,351.66
July 31, 2039	18,351.66

* As identified in the records of the County Fiscal Officer of Summit County, Ohio, as of June 27, 2024.

** Pursuant to Ohio Revised Code Chapter 323, the Special Assessment Payment Dates identified in this Schedule of Special Assessments are subject to adjustment by the County Fiscal Officer of Summit County, Ohio, under certain conditions.

*** The County Fiscal Officer of Summit County, Ohio, may impose a special assessment collection fee with respect to each semi-annual Special Assessment payment. If imposed, this special assessment collection fee will be added by the County Fiscal Officer of Summit County, Ohio, to each semi-annual Special Assessment payment.

RECEIPT OF COUNTY FISCAL OFFICER FOR
LEGISLATION LEVYING SPECIAL ASSESSMENTS
FOR THE PURPOSE OF ACQUIRING, INSTALLING, EQUIPPING,
AND IMPROVING CERTAIN PUBLIC IMPROVEMENTS
IN THE CITY OF MACEDONIA, OHIO
IN COOPERATION WITH THE AKRON-SUMMIT COUNTY ENERGY SPECIAL
IMPROVEMENT DISTRICT

I, Kristen M. Scalise, the duly elected, qualified, and acting Fiscal Officer in and for Summit County, Ohio hereby certify that a certified copy of Ordinance _____, duly adopted by the Council of the City of Macedonia, Ohio on _____, 2024 levying special assessments for the purpose of acquiring, installing, equipping, and improving certain public improvements in the City of Macedonia, Ohio in cooperation with the Akron-Summit County Energy Special Improvement District, including the List of Special Assessments and Schedule of Special Assessments, which Special Assessment charges shall be certified for collection in 30 semi-annual installments to be collected with first-half and second-half real property taxes in calendar years 2025 to 2039, was filed in this office on _____, 2024.

WITNESS my hand and official seal at Akron, Ohio on _____, 2024.

[SEAL]

County Fiscal Officer
Summit County, Ohio

ORIGINATOR: ADMINISTRATION

SPONSOR: Garvas

**CITY OF MACEDONIA
RESOLUTION NO. 57 - 2024**

A RESOLUTION

**IN SUPPORT OF THE NATURAL AREAS LAND CONSERVANCY'S APPLICATION
EFFORTS TO SECURE GREEN SPACE CONSERVATION FUNDING THROUGH
THE CLEAN OHIO FUND TO PURCHASE AND PERMANENTLY PROTECT THE
BRANDYWINE MARSH PRESERVE PROPERTY LOCATED IN MACEDONIA, OHIO**

WHEREAS, the State of Ohio, through the Ohio Public Works Commission, administers financial assistance for the acquisition and related development of open spaces through the Clean Ohio Conservation Fund; and

WHEREAS, Natural Areas Land Conservancy ("Conservancy") desires financial assistance under the Clean Ohio Program to purchase and protect in perpetuity the approximately 115.7-acre Brandywine Marsh Preserve property located in within the City of Macedonia, Summit County, Ohio; and

WHEREAS, preservation of the Brandywine Marsh Preserve property protects significant parcels that impact Brandywine Creek; and

WHEREAS, fee-simple acquisition and permanent protection of the Brandywine Marsh Preserve property will protect significant water resources and benefit water quality of the region; and

WHEREAS, the acquisition that will be funded with Clean Ohio Green Space Conservation Program grant funds will protect and manage the property and its natural resources in perpetuity.

WHEREAS, Council therefore wishes to express its support for the Conservancy's efforts to obtain funding for the acquisition of said property.

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

Section 1. That Council of the City Council of Macedonia hereby expresses its support of efforts by the Conservancy to obtain funding through the Clean Ohio Conservation Fund to acquire Preserve property.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 Resolution 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