



November 12, 2024

TO: Council Members  
Mayor Molnar  
Directors  
Staff  
Media

From: Clerk of Council

RE: **AGENDA – Work Session & Regular Meeting: Thursday, November 14, 2024**  
**“Council Office Hour” with Councilor Finley: 6:30pm**  
**Work Session: 7:00pm**  
**Council Meeting: 7:30pm**

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**I. ROLL CALL**

**II. PLEDGE OF ALLEGIANCE BY MAYOR NICHOLAS MOLNAR**

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

Thursday, October 24, 2024 – Regular Council Meeting

**IV. PUBLIC COMMENTS**

**V. CORRESPONDENCE**

**VI. PENDING AND/OR NEW LEGISLATION**

**ORD.NO. 70 - 2024 [J. TULLEY, J. BRANDT]**

AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE WHICH DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A B&B MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY

1<sup>st</sup> Read 10-24-24  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**ORD.NO. 74 - 2024 [V. VENTURA, J. BRANDT]**  
AN ORDINANCE PROVIDING FOR THE 2025 ANNUAL APPROPRIATIONS FOR THE CITY OF MACEDONIA, OHIO

1<sup>st</sup> Read 10-24-24  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**ORD.NO. 76 - 2024 [J. BRANDT, J. GARVAS]**  
AN ORDINANCE CREATING CHAPTER 798 OF THE CITY OF MACEDONIA'S CODIFIED ORDINANCES RELATIVE TO ENACTING REGULATIONS FOR ADULT USE MARIJUANA CULTIVATORS, PROCESSING CENTERS, AND DISPENSARIES

1<sup>st</sup> Read 10-24-24  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**ORD.NO. 78 - 2024 [D. FINLEY, J. TULLEY]**  
AN ORDINANCE ESTABLISHING THE CURRENT COMPENSATION SCHEDULE FOR THE NON-UNION EMPLOYEES OF THE CITY OF MACEDONIA, OHIO

1<sup>st</sup> Read  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**RES.NO. 79 - 2024 [J. GARVAS, V. VENTURA]**  
A RESOLUTION CONFIRMING THE REAPPOINTMENT BY THE MAYOR OF DR. KENNETH D. VARIAN AS THE REPRESENTATIVE OF THE CITY OF MACEDONIA TO THE SUMMIT COUNTY BOARD OF HEALTH

1<sup>st</sup> Read  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**ORD.NO. 80 - 2024 [V. VENTURA, D. FINLEY]**  
AN ORDINANCE AMENDING PORTIONS OF CHAPTERS 1133 & 1171 OF THE CODIFIED ORDINANCES OF THE CITY OF MACEDONIA RELATIVE TO FENCES

1<sup>st</sup> Read  
2<sup>nd</sup> Read  
3<sup>rd</sup> Read

**VII. MOTIONS/OTHER LEGISLATIVE ACTION**

**VIII. MAYOR'S REPORT**

**IX. COMMITTEE REPORTS**

**X. 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

**XI. UNFINISHED BUSINESS**

**XII. NEW BUSINESS**

**XIII. ADJOURNMENT [J. BRANDT, D. FINLEY]**

# November

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

**\*Public Comment for those not able to attend in-person at the November 14th Council Meeting should be sent to Clerk of Council Jon Hoover at [jhoover@macedonia.oh.us](mailto:jhoover@macedonia.oh.us) . Public comment must be received no later than the close of business on November 13th, 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](http://www.macedonia.oh.us)



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

Record of Proceedings  
Regular Council Meeting  
October 24th, 2024

1 Presiding Officer, Mayor Nicholas Molnar called the October 24th, 2024 regular Council meeting to order  
2 at 7:30p.m.  
3

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

6 **Absent:** Council member Dave Finley  
7

8 **INVOCATION & PLEDGE OF ALLEGIANCE**  
9

10 **APPROVAL OF MINUTES:**  
11

12 Ms. Brandt moved, second by Mr. Garvas, to **approve the minutes of the public hearing and regular**  
13 **meeting of October 10, 2024 as received from the Clerk of Council.** The motion carried by a  
14 unanimous voice vote.  
15

16 **PUBLIC COMMENTS:**  
17

18 ~ **Ellen Bertel, 319 W Highland Rd., Northfield Center Township**, spoke on behalf of the Palmer  
19 House and Historical Society of Olde Northfield. Ms. Bertel reported the \$500 donation from Macedonia  
20 was going to be put towards a down payment on new windows at the Palmer House. An attempt is being  
21 made to put together a historic house tour. Grant opportunities may arise from the American 250 project.  
22

23 ~ **Shelly Robaszekiewicz, 9371 North Bedord Rd.**, spoke on behalf of Nordonia Together advocating for  
24 school funding through Issue 30 on the November 5<sup>th</sup> ballot. Ms. Robaszekiewicz referenced  
25 nordoniatgether.com as a resource for information and addressing disinformation regarding the levy.  
26 She further stated on average this levy would cost taxpayers \$1.50 per day, and the current funding level  
27 from 2019 is not keeping up with inflation. She urged residents to vote 'yes' on Issue 30.  
28

29 ~ **Jason Tidmore, 1010 Chinaberry Circle South**, spoke as a resident and parent and urged passage of  
30 Issue 30, stating the schools cannot afford to wait until the next round of levies. If the levy does not pass,  
31 the schools risk increasing class size. Mr. Tidmore stated he would like the Nordonia region to remain a  
32 destination for people and urged voters to do what is right for the kids and vote 'yes' on Issue 30.  
33

34 Ms. Tulley expressed appreciation to those who came to speak and inform the residents on Issue 30.  
35

36 **CORRESPONDENCE:**

37 The Clerk of Council read a note from Macedonia resident Ed Spehar (9829 Firestone Ln) opposing  
38 adult-use marijuana dispensaries within the City and suggested the topic be put to the voters.  
39

40 A note was also read from Barbara Holzer (624 Windsor Lane in Sagamore Hills) thanking the meal  
41 delivery program and its volunteers for being a bright spot in her day.  
42

43 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**  
44

45 **ORDINANCE NO. 70-2024**

46 AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL  
47 PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE  
48 MADE WHICH DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE  
49 IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES,  
50 ESTABLISHING A B&B MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT  
51 EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO  
52 REVISED CODE SECTION 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY  
53 was offered by Ms. Tulley for its **first reading by title only.**

Record of Proceedings  
Regular Council Meeting  
October 24th, 2024

54

55 Dir. Veres stated TIFs allow the community to capture property tax dollars that would have went to the  
56 County and utilize them for public infrastructure improvements in and around the area. B&B currently  
57 has a tax abatement for the first 12 years, so this would not begin until year 13 of property tax payments.

58

59 **ORDINANCE NO. 71-2024**

60 AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$370,000  
61 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING  
62 THE COSTS OF RESURFACING AND OTHERWISE IMPROVING LEDGE ROAD BETWEEN  
63 NORTH BEDFORD ROAD AND SHEPARD ROAD IN THE CITY, TOGETHER WITH ALL  
64 NECESSARY APPURTENANCES AND RELATED IMPROVEMENTS, AND DECLARING AN  
65 EMERGENCY was offered by Mr. Garvas for its **first, second and third readings by title only**.  
66 Seconded by Mr. Ventura. The motion carried unanimously by a voice vote.

67

68 The Clerk of Council stated he has been presented with the executed Fiscal Officer Certificates that  
69 accompany both this ordinance and the next item on the agenda.

70

71 The Mayor shared that between this and some grant funds received Ledge Road will be repaved.

72

73 Mr. Garvas moved, second by Mr. Ventura, to **adopt ORD.NO. 71-2024 and post the same according**  
74 **to law**. Motion carried by a unanimous voice vote. **ORD.NO. 71-2024 declared and adopted**.

75

76 **ORDINANCE NO. 72-2024**

77 AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT TO EXCEED  
78 \$2,335,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE  
79 OF PAYING THE COSTS OF CONSTRUCTING, RECONSTRUCTING, AND OTHERWISE  
80 IMPROVING VARIOUS STREETS AND SIDEWALKS IN THE CITY, TOGETHER WITH ALL  
81 NECESSARY APPURTENANCES AND RELATED IMPROVEMENTS, AND DECLARING AN  
82 EMERGENCY was offered by Ms. Brandt for its **first, second and third readings by title only**.  
83 Seconded by Ms. Tulley. The motion carried unanimously by a voice vote.

84

85 Dir. Gigliotti stated this is for the Highland/Valley View intersection widening scheduled for construction  
86 in the summer of 2025, the SR8/Highland intersection widening which also includes improvements down  
87 Highland to South Bedford Road, and sidewalk up South Bedford Road to Bluejay Trail.

88

89 Ms. Brandt moved, second by Ms. Tulley, to **adopt ORD.NO. 72-2024 and post the same according to**  
90 **law**. Motion carried by a unanimous voice vote. **ORD.NO. 72-2024 declared and adopted**.

91

92 **ORDINANCE NO. 73-2024**

93 AN ORDINANCE AMENDING ORDINANCE NO. 95-2023 RELATIVE TO CURRENT EXPENSES  
94 AND OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD OF JANUARY  
95 1, 2024 TO DECEMBER 31, 2024 was offered by Mr. Ventura for its **first, second and third readings**  
96 **by title only**. Seconded by Mr. Garvas. The motion carried unanimously by a voice vote.

97

98 Dir. Veres shared this is the 2<sup>nd</sup> amendment to the 2024 appropriations and hopefully the last for the year.  
99 Some changes include accounting for grants received.

100

101 The Mayor thanked Dir. Veres for planning and looking to the future to do what's best for this  
102 community.

103

104 Mr. Ventura moved, second by Mr. Garvas, to **adopt ORD.NO. 73-2024 and post the same according**  
105 **to law**. Motion carried by a unanimous voice vote. **ORD.NO. 73-2024 declared and adopted**.

106

Record of Proceedings  
Regular Council Meeting  
October 24th, 2024

107 **ORDINANCE NO. 74-2024**

108 AN ORDINANCE PROVIDING FOR THE 2025 ANNUAL APPROPRIATIONS FOR THE CITY OF  
109 MACEDONIA, OHIO was offered by Mr. Ventura for its **first reading by title only**.

110  
111 The Mayor stated this is the 2025 budget that has been worked on through several Finance Committee  
112 meetings.

113  
114 Dir. Veres thanked Council for their input and trusting the process.

115

116 **RESOLUTION NO. 75-2024**

117 A RESOLUTION WAIVING THE REQUIREMENT FOR THE CONSTRUCTION OF FULL  
118 SIDEWALKS AND OTHERWISE CONFIRMING THE CONDITIONAL ZONING CERTIFICATE AS  
119 APPROVED BY THE CITY OF MACEDONIA PLANNING COMMISSION IN REGARD TO THE  
120 VALLEY RESERVE SUBDIVISION DEVELOPMENT PROJECT was offered by Ms. Tulley for its  
121 **first, second and third readings by title only**. Seconded by Ms. Garvas. The motion carried  
122 unanimously by a voice vote.

123

124 The Mayor stated this legislation is the result of further discussions with the contractor and Building  
125 Commissioner to get where he felt more comfortable and is now presenting to Council.

126

127 Ms. Tulley moved, second by Ms. Garvas, to **adopt RES.NO. 75-2024 and post the same according to**  
128 **law**. Motion carried by a unanimous voice vote. **RES.NO. 75-2024 declared and adopted**.

129

130 Ms. Brandt moved to **add ORD.NO. 76-2024 to the agenda and waive the 48-hour notice rule of**  
131 **Council and offer its first reading by title only**. Seconded by Mr. Garvas. The motion carried  
132 unanimously by a voice vote.

133

134 **ORDINANCE NO. 76-2024**

135 AN ORDINANCE CREATING CHAPTER 798 OF THE CITY OF MACEDONIA'S CODIFIED  
136 ORDINANCES RELATIVE TO ENACTING REGULATIONS FOR ADULT USE MARIJUANA  
137 CULTIVATORS, PROCESSING CENTERS, AND DISPENSARIES

138

139 Mr. Garvas moved to **add ORD.NO. 77-2024 to the agenda and waive the 48-hour notice rule of**  
140 **Council and offer its first, second and third readings by title only**. Seconded by Mr. Ventura. The  
141 motion carried unanimously by a voice vote.

142

143 **ORDINANCE NO. 77-2024**

144 AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT  
145 WITH ATLANTIC EMERGENCY SOLUTIONS, INC. FOR THE PURCHASE OF A CRITICAL  
146 RESPONSE VEHICLE FOR THE CITY OF MACEDONIA FIRE DEPARTMENT

147

148 Chief Ripley stated this vehicle would be shared by the join Police & Fire drone team and is something  
149 the City had budgeted for next year, but a local sales representative approached him with a fully-equipped  
150 floor model that will serve the department for years to come.

151

152 The Mayor added that Asst. Chief Celinski has been at the forefront to make the City a model to others in  
153 the County. He also stated this vehicle will help best utilize the drone equipment and can serve as an  
154 incident command center.

155

156 Ms. Brandt congratulated the Fire Department for taking this advanced technology by the horns and  
157 providing a real benefit to the residents of Macedonia.

158

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159 Mr. Garvas added he is very supportive of the drone team as well and thought it fortuitous that the City  
160 was looking for such a vehicle and it essentially fell in our lap.

161  
162 Mr. Garvas moved, second by Mr. Ventura, to **adopt ORD.NO. 77-2024 and post the same according**  
163 **to law.** Motion carried by a unanimous voice vote. **ORD.NO. 77-2024 declared and adopted.**

164  
165  
166 **MOTIONS / OTHER LEGISLATIVE ACTION:** None

167  
168 **MAYOR'S REPORT**

169  
170 ~Thanks to Dir. Smith for helping put together the drive for breast cancer awareness and for staff  
171 in raising nearly \$1,500 to donate to the American Breast Cancer Society.  
172 ~The building at 9150 Valley View will be coming down soon. Work will be completed during  
173 the workday hours, Monday through Friday and not on weekends. Much of the brick and  
174 stonework will be recycled to put down as a base for the new Service building.  
175 ~Trick or Treating takes place on Halloween, which is Thursday, October 31<sup>st</sup> from 6-8pm  
176 ~Please don't drive distracted—put down the phone and drive!

177  
178 **COMMITTEE REPORTS**

179  
180 **Parks & Recreation Commission:** Ms. Brandt stated the Commission met last Wednesday and reviewed  
181 progress on projects over the last year. For now, the November meeting is cancelled along with  
182 December, which is typically cancelled.

183  
184 **Finance Committee:** Mr. Ventura stated the Finance Committee will meet prior to the work session on  
185 November 14.

186  
187 **Cemetery Board:** Ms. Tulley reported the cemetery has added a new garage door and is looking into  
188 adding a crematorium.

189  
190  
191 **DEPARTMENT REPORTS**

192  
193 **Service Department:** Director Wilson – Congrats to Mike Reinke for earning his CDL and thanks to  
194 Mark Gullatta for training him. The new work order system through GIS is working great. Leaf season is  
195 in its second week, and information on the pickup schedule can be found online. Holiday lights are  
196 getting hung.

197  
198 **Engineer:** Director Gigliotti – The Valley View/Highland intersection project is scheduled for Summer  
199 2025. Prior to that some utility relocation and other pre-work will take place this Fall.

200  
201 **Parks and Recreation Department:** – Director Chadock – Thanks for the kind words on the NRPA  
202 Gold Medal award. Thanks to staff for the work and planning happening in the background. HVAC  
203 walkthrough will happen tomorrow and after some adjustments to various sensors should be signing off  
204 on that project. Met with the architects over the design for the family changing room and new office area  
205 in the upstairs of the Recreation Center.

206  
207 **Finance Department:** Director Veres – The Finance Department processed some RITA refunds this  
208 week.

209



Record of Proceedings  
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210 **IT Department:** Director Collins – Major projects include working with the Service Department to  
211 implement a new field management system, procuring and getting ready to move over to a new city-wide  
212 firewall, and working on the new emergency command vehicle.  
213

214 **Building Department:** Commissioner Monaco – Absent  
215

216 **HR Department:** Director Smith – The annual health fair is complete, with participation nearly doubling  
217 from last year. Also doubled were the donations to the American Breast Cancer Society from last year.  
218

219 **Fire Department:** Chief Ripley – Thanks to Council for approving the purchase of the command drone  
220 vehicle. Proud of the job the Honor Guard did at the top of the Council meeting, and they will be seen on  
221 an annual basis during Fire Prevention Week. C Shift assisted with the delivery of a baby in Northfield  
222 Center on Saturday—both baby and mom are at home and doing well. Santa will be in Macedonia on  
223 December 9-11, in Northfield Center on December 12, and Sagamore on December 7. Senior clambake  
224 was held yesterday with nearly 100 people in attendance. Daylight Savings Time ends on Sunday,  
225 November 2 – make sure to replace the batteries in your smoke detectors.  
226

227 **Police Department:** Chief Yakopovich – The Police Department is trying out different brands of body  
228 cameras. With the total cost of cameras and cloud storage estimated to be approximately \$185,000, grant  
229 opportunities are being explored to cover the costs and we should find out by April of next year whether  
230 we are awarded those grants.  
231

232 **Law Department:** Director Guidetti – No report  
233

234 The Mayor clarified that since there was no legislation on the agenda for the October 10<sup>th</sup> meeting he  
235 excused the directors from attending.  
236

237 Ms. Brandt congratulated Dir. Guidetti on his recent wedding.  
238

239 **UNFINISHED BUSINESS:** Mr. Ventura thanked the dispatchers, Police and Fire staff that tended to  
240 him last week.  
241

242 **NEW BUSINESS:** Ms. Brandt stated that there will only be one Council meeting each during the months  
243 of November and December for the holidays. She also encouraged those that need one to get a  
244 mammogram.  
245

246 Mr. Garvas shared that he has a website ([garvas.org/taxes](http://garvas.org/taxes)) where residents can enter their home address  
247 to see how the levy on Issue 30 would impact them.  
248

249 There being no further business, Mr. Garvas moved, second by Mr. Ventura, to **adjourn the meeting**.  
250 The motion passed **unanimously** pursuant to a voice vote and the meeting was adjourned at  
251 approximately 8:17p.m.  
252

253 **Date:** \_\_\_\_\_  
254

255  
256 **Attest:** \_\_\_\_\_  
257 Jon Hoover, Clerk of Council  
258

259 **Mayor:** \_\_\_\_\_  
260 Nicholas Molnar

ORIGINATOR: FINANCE DIRECTOR/ADMINISTRATION

SPONSOR: Tulley

**CITY OF MACEDONIA  
ORDINANCE NO. 70 - 2024**

**AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE WHICH DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A B&B MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Ohio Revised Code (“R.C.”) §§ 5709.40, 5709.42, and 5709.43 authorize City Council to describe public improvements to be made which will directly benefit parcels of real property, to declare Improvements (as defined in R.C. § 5709.40) with respect to such parcels to be a public purpose, thereby authorizing the exemption of those Improvements from real property taxation for a period of years, and to provide for the making of service payments in lieu of taxes by the owner of such parcels and to establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

**WHEREAS**, to improve the flow of traffic in and around the parcel described in the document attached as **Exhibit “A”** and incorporated herein by reference, as such parcel may be consolidated or split (the “Property”), Council may cause construction of the public improvements described in the document attached hereto as **Exhibit “B”** and incorporated herein by reference (collectively, the “Public Improvements”), that once made will directly benefit the Property, the City, and its residents; and

**WHEREAS**, the City has determined that it is necessary and appropriate and in the City’s best interest to provide for service payments in lieu of taxes with respect to the Property pursuant to Ohio R.C. § 5709.42 (the “Service Payments”) to pay the costs of the Public Improvements; and

**WHEREAS**, the Property is located within the boundaries of the Nordonia Hills City School District and within the service area of the Cuyahoga Valley Career Center (together, the “School Districts”), and the School Districts have been notified of the City’s intent to pass this Ordinance in accordance with R.C. §§ 5709.40(D) and 5709.83, as applicable to each; and

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

**Section 1.** The Public Improvements described in **Exhibit B**, if made or caused to be made by the City, are designated as those Public Improvements that directly benefit, or that once made will directly benefit, the Property, and are determined to be necessary for the public health, safety and welfare of the City and its residents.

**Section 2.** Pursuant to and in accordance with the provisions of R.C. § 5709.40, and, in particular, § 5709.40(B), this Council finds and determines that 100% of the increase in the assessed value of the Property that would first appear on the tax list and duplicate of real property after the effective date of this Ordinance (which increase in assessed value is referred to in this Ordinance as the “Improvement” or “Improvements” as defined in R.C. § 5709.40) is a public purpose, and 100% of that Improvement is declared to be a public purpose for a period of 30 years and exempt from taxation commencing with the tax year following the year in which this Ordinance is passed and ending on the earlier of (a) the date the Improvements have been exempted from taxation for a period of 30 years or (b) the date on which the City has collected into the Fund established in Section 4 hereof a total amount of Service Payments available for and sufficient to pay the costs provided in Section 4 hereof; provided, however, that Service Payments shall be paid to the Nordonia Hills City School District and the Cuyahoga Valley Career Center in the amount of the taxes that would have been payable to the Nordonia Hills City School District and the Cuyahoga Valley Career Center, as applicable, if the Improvements had not been exempted from taxation.

**Section 3.** As provided in R.C. § 5709.42, the owner or owners of the Improvements are required to, and shall make, annual Service Payments to the County Fiscal Officer on or before the final dates for payment of real property taxes due and payable with respect to the Improvements. In accordance with R.C. § 5709.42, the County Fiscal Officer is requested to distribute a portion of the Service Payments directly to the Nordonia Hills City School District and to the Cuyahoga Valley Career Center in the amounts equal to the real property tax payments that the two School Districts would have received, respectively, had the Improvements not been exempted from real property taxation pursuant to this Ordinance. The Service Payments, when distributed to the City by the County Fiscal Officer, shall be deposited in the **B&B** Tax Increment Equivalent Fund established in Section 4 hereof. Council hereby authorizes the Mayor, Finance Director and City Law Director, and other appropriate officers of the City, to provide such information and certifications and to execute and deliver or accept delivery of such instruments as are necessary and incidental to collection of those Service Payments, and to make such arrangements as are necessary and proper for payment of those Service Payments.

**Section 4.** Council hereby establishes, pursuant to and in accordance with the provisions of R.C. § 5709.43, the **B&B** Tax Increment Equivalent Fund (the “Fund”), into which shall be deposited all of the Service Payments distributed to the City with respect to the Improvements, by or on behalf of the County Fiscal Officer as provided in R.C. § Section 5709.42,

and provides that all of the moneys deposited in the Fund shall be used for any or all of the following purposes:

- (a) to pay any or all acquisition, construction, installation or financing costs, and any or all other direct and indirect costs of the Public Improvements, including those costs set forth in R.C. § 133.15(B);
- (b) to pay the interest on, principal of, and any premium on bonds or notes or other obligations, including refunding bonds or notes or other obligations issued by the City or other authorized entity, to finance costs of the Public Improvements until such notes or bonds or other obligations are paid in full;
- (c) to reimburse the City for any funds used by the City to pay costs of the Public Improvements; or
- (d) to pay, or to apply or transfer funds toward the payment of interest, principal or premium on any of the aforesaid notes, bonds, loans or other obligations prior to receipt of Service Payments.

The Fund shall remain in existence so long as Service Payments are collected and used for the aforesaid purposes, after which time the Fund shall be dissolved in accordance with Ohio R.C. § 5709.43.

**Section 5.** Pursuant to R.C. § 5709.40, the Clerk of Council is hereby directed to deliver a copy of this Ordinance to the Director of Development of the State of Ohio within 15 days after its passage. On or before March 31st of each year that the exemption set forth in Section 3 hereof remains in effect, the Mayor or other authorized officer of this City shall prepare and submit to the Director of Development of the State of Ohio the status report required under R.C. § 5709.40.

**Section 6.** 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 6.** This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City, and for the further reason that this Ordinance is required to be immediately effective to provide funding for the Public Improvements so that such Public Improvements can be constructed, thereby providing immediately necessary public road improvements; wherefore, this Ordinance shall take effect immediately upon its passage and approval by the Mayor.

PASSED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

POSTED: \_\_\_\_\_

MAYOR: \_\_\_\_\_

Nicholas Molnar

ATTEST: \_\_\_\_\_

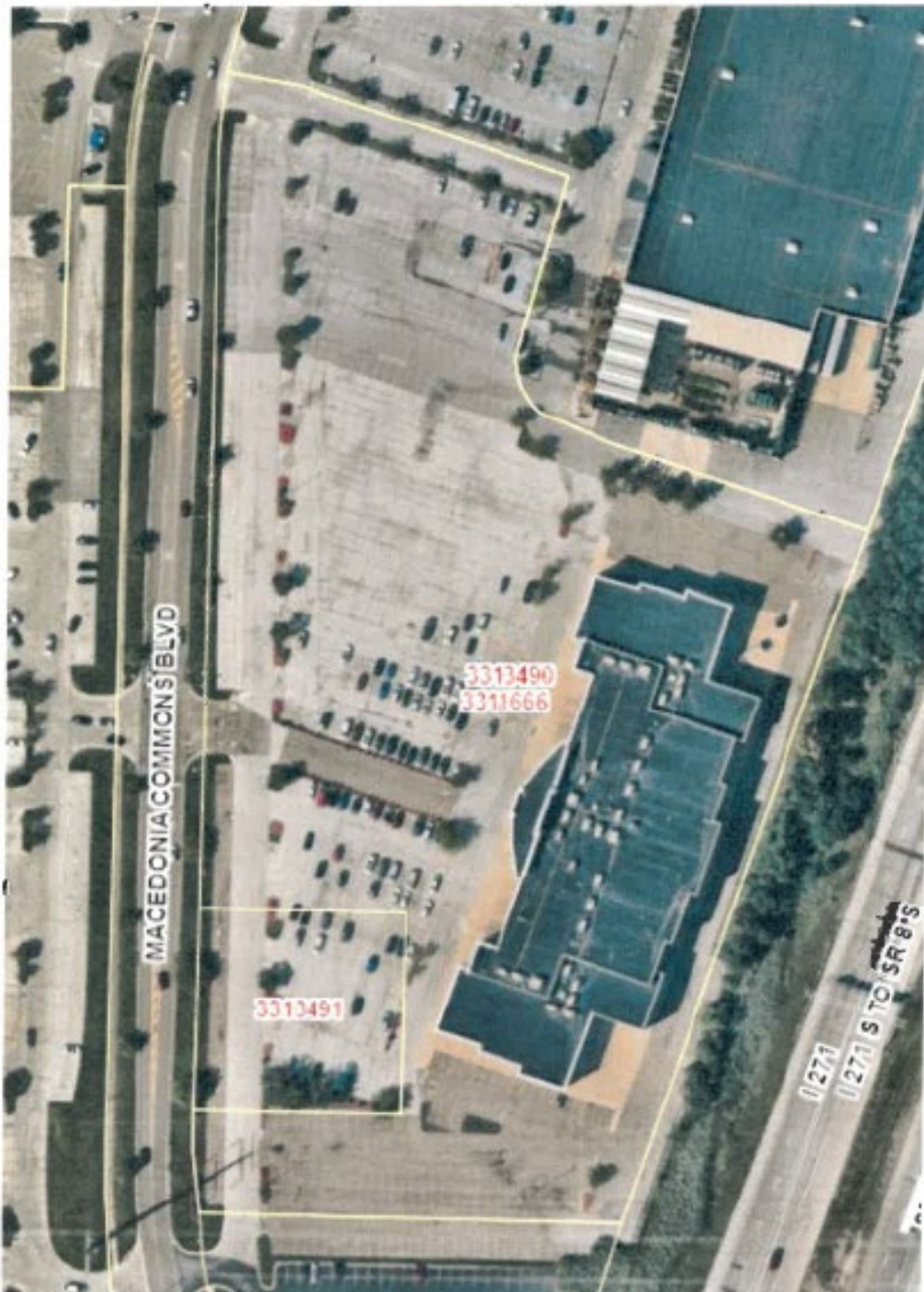
Jon Hoover, Clerk of Council

**EXHIBIT A**

**PROPERTY**

City of Macedonia  
B&B TIF Parcel

Parcel No. 3313490



## **EXHIBIT B**

### **B&B TIF**

#### **DESCRIPTION OF THE PUBLIC IMPROVEMENTS**

1. Macedonia Commons Blvd Replacement, Rebuilding and Resurfacing. from northern to southern terminus, including the intersections at Route 82, and Route 8 will be resurfaced, replaced, upgraded or rebuilt, including providing new and additional lanes where needed including the necessity of purchasing property for public use. Existing utilities including storm and sanitary sewers will be relocated or expanded and street lighting, streetscaping, landscaping, new traffic signalization and all other necessary appurtenances to said road replacement, resurfacing and rebuilding will be installed. The Public Improvement may include bicycle paths and walking paths.
2. Valley View Road, Rebuilding and Resurfacing. from northern to southern terminus will be resurfaced, replaced, upgraded or rebuilt, including providing new and additional lanes where needed including the necessity of purchasing property for public use. Existing utilities including storm and sanitary sewers will be relocated or expanded and street lighting, streetscaping, landscaping, new traffic signalization and all other necessary appurtenances to said road replacement, resurfacing and rebuilding will be installed. The Public Improvement may include bicycle paths and walking paths.
3. E. Highland Road, Rebuilding and Resurfacing. from western to eastern terminus will be resurfaced, replaced, upgraded or rebuilt, including providing new and additional lanes where needed including the necessity of purchasing property for public use. Existing utilities including storm and sanitary sewers will be relocated or expanded and street lighting, streetscaping, landscaping, new traffic signalization and all other necessary appurtenances to said road replacement, resurfacing and rebuilding will be installed. The Public Improvement may include bicycle paths and walking paths.
4. Route 82 Replacement, Rebuilding and Resurfacing. Route 82 from western to eastern terminus will be resurfaced, replaced, upgraded or rebuilt, including providing new and additional lanes where needed including the necessity of purchasing property for public use. Existing utilities including storm and sanitary sewers will be relocated or expanded and street lighting, streetscaping, landscaping, new traffic signalization and all other necessary appurtenances to said road replacement, resurfacing and rebuilding will be installed. The Public Improvement may include bicycle paths and walking paths.
5. Route 8 Replacement, Rebuilding and Resurfacing. Route 8 from northern to southern terminus will be resurfaced, replaced, upgraded or rebuilt, including providing new and additional lanes where needed including the necessity of purchasing property for public use. Existing utilities including storm and sanitary sewers will be relocated or expanded and street lighting, streetscaping, landscaping, new traffic signalization and all other necessary appurtenances to said road replacement, resurfacing and rebuilding will be installed. The Public Improvement may include bicycle paths and walking paths.

ORIGINATOR: FINANCE DEPARTMENT/ADMINISTRATION

SPONSOR: Ventura

**CITY OF MACEDONIA  
ORDINANCE NO. 74 - 2024**

**AN ORDINANCE  
PROVIDING FOR THE 2025 ANNUAL APPROPRIATIONS  
FOR THE CITY OF MACEDONIA, OHIO**

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

**Section 1.** To provide for current expenses and other expenditures of the City of Macedonia, Ohio during the fiscal year ending December 31, 2025, the following sums are hereby set aside and appropriated as set forth in the document attached hereto as Exhibit “A” and incorporated herein by reference.

**Section 2.** The Director of Finance is hereby authorized to draw warrants for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore approved by the board of officers authorized by law to approve the same or an ordinance or resolution of Council to make expenditures; provide that no warrants shall be drawn or paid for salaries or wages except for persons employed by authority of and in accordance with law or ordinance.

**Section 3.** The Clerk of Council shall forward a certified copy of the ordinance to the Summit County Fiscal Officer.

**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

EXHIBIT A		CITY OF MACEDONIA		October 24, 2024		2025 Annual	
Fund Category	Fund #	Fund Name or Department	Personal Service	Other	Transfers & Advances	Total	
							changes
General	101	<b>General</b>					
		Council (101)	108,100	8,500		116,600	
		Administrative Support (110)	-	1,433,000		1,433,000	
		Mayor's Office (120)	682,300	33,900		716,200	
		IT (125)	166,600	207,600		374,200	
		Finance (130)	494,800	250,600		745,400	
		Mayor's Court (140)	379,400	128,500		507,900	
		Legal (150)	62,800	131,200		194,000	
		Civil Service (160)	-	27,600		27,600	
		City Center Service (170)	58,500	346,700		405,200	
		Senior Center (175)	-	271,300		271,300	
		Building & Engineering (180)	565,300	59,700		625,000	
		Service (201)	624,200	210,600		834,800	
		Police (210)	3,540,900	238,100		3,779,000	
		Fire (222)	4,576,600	1,064,800		5,641,400	
		Dispatch (310)	819,900	95,800		915,700	
		Transfers (321)	-	-	4,776,600	4,776,600	
		Advances (321)	-	-	-	-	
		<b>Total General Fund (101)</b>	<b>12,079,400</b>	<b>4,507,900</b>	<b>4,776,600</b>	<b>21,363,900</b>	
		total Personal Service + Other		16,587,300			
	102	Emergency Reserve	-	-	-	-	
	103	Unclaimed Monies	-	1,000	-	1,000	
	104	Retirement Reserve	-	100,000	-	100,000	
	105	Refund Program	-	205,500	150,000	355,500	
	106	Technology Advancement	-	150,000	-	150,000	
Special Revenue	201	Street Construction Maintenance & Repair (S,C,M&R)	1,769,700	778,600	-	2,548,300	
	202	State Highway Improvement	-	55,000	-	55,000	
	203	Permissive License Tax	-	206,000	-	206,000	
	204	Parks & Recreation	345,200	319,200	-	664,400	
	205	Family Recreation Center	1,123,600	873,100	-	1,996,700	
	207	Spirit of Macedonia Festival	-	30,000	-	30,000	
	210	Water Maintenance & Expansion	6,200	143,300	-	149,500	
	212	Motor Vehicle License Tax	-	125,000	-	125,000	
	213	Police Pension	-	193,600	-	193,600	
	215	Indigent Drivers (215)	-	-	-	-	
	216	Drug Law Enforcement	-	5,000	-	5,000	
	217	Law Enforcement & Education	-	5,000	-	5,000	
	218	CDBG Grant	-	-	-	-	
	220	Mayor's Court Computer	-	12,800	-	12,800	
	221	F.A.I.R. Program	-	51,700	-	51,700	
	223	Subdivision Tree	-	-	-	-	
	224	Wireless 911	-	-	-	-	
	225	Petro UST	-	2,000	-	2,000	
	226	Police Donation - K9	-	-	-	-	
	233	Quiet Zone Maintenance	-	5,000	-	5,000	
	259	A.R.R.A. Program	-	-	-	-	
	260	Federal Fire Grant	-	-	-	-	
	262	Law Enforcement Trust	-	2,500	-	2,500	
	263	Federal Equity Share	-	7,500	-	7,500	
	264	Local Coronavirus Relief (264)	-	-	-	-	
	267	OneOhio	-	-	-	-	
	280	Safety / Service	816,800	682,600	340,500	1,839,900	
		<b>Total Special Revenue Funds</b>	<b>4,061,500</b>	<b>3,497,900</b>	<b>340,500</b>	<b>7,899,900</b>	

EXHIBIT A		CITY OF MACEDONIA		October 24, 2024		2025 Annual	
Fund Category	Fund #	Fund Name or Department	Personal Service	Other	Transfers & Advances	Total	
Debt Service	301	General Obligation Bond Retirement	-	1,255,700	-	1,255,700	
	302	Special Assessment Bond Retirement	-	234,000	-	234,000	
	303	General Obligation Bond Retirement - TIF Related	-	-	-	-	
	304	Other Debt - (OPWC, State Infrastructure Bank, leases)	-	629,100	-	629,100	
		Total Debt Service Funds	-	2,118,800	-	2,118,800	
Capital Project	401	Capital Improvement	-	696,300	-	696,300	
	405	Road Program	-	5,006,500	743,000	5,749,500	
	423	Municipal Property	-	1,000,000	-	1,000,000	
	424	Longwood Park Improvements	-	1,000	-	1,000	
	427	Manor House Renovation	-	125,000	-	125,000	
	470	Summit Pointe TIF	-	700,000	-	700,000	
	471	The Avenue TIF	-	-	16,000	16,000	
	472	Macedonia Shoppes TIF	-	-	6,700	6,700	
	473	Maguire Property TIF	-	-	4,200	4,200	
	475	Culver's TIF	-	-	7,300	7,300	
	476	KFC TIF	-	-	6,900	6,900	
	477	Cleanland TIF	-	-	6,100	6,100	
	478	Big Carrot TIF	-	-	-	-	
	479	Peak Nano TIF	-	-	-	-	
	480	OH State Waterproofing TIF	-	-	10,000	10,000	
	481	Optima TIF	-	-	40,000	40,000	
	482	Space Place TIF	-	-	-	-	
	483	Wave Car Wash TIF	-	-	-	-	
	484	Basch TIF	-	-	-	-	
		Total Capital Project Funds	-	7,528,800	840,200	8,369,000	
Budgetary	206	Parks & Recreation Trust	-	25,000	-	25,000	
	702	Revolving Payroll Escrow	-	-	-	-	
	710	Escrow Deposits	-	-	-	-	
	711	Mayor's Court	-	-	-	-	
	712	Community Room Deposits	-	-	-	-	
	714	JEDD Northfield Center	-	600,000	-	600,000	
	715	Mayor's Court Bond	-	-	-	-	
	725	Refund Program	-	-	-	-	
780	Boston Hts EMS Collection	-	-	-	-		
		Total Non-Budgetary Funds	-	625,000	-	625,000	
		Total All Funds	14,026,000	17,637,100	6,107,300	40,983,100	
				31,663,100			

EXHIBIT A		CITY OF MACEDONIA		October 24, 2024		2025 Annual	
Fund Category	Fund #	Fund Name or Department	Personal Service	Other	Transfers & Advances	Total	

Transfers		General (101) to Emergency Reserve (102)			100,000			
		General (101) to Retirement Reserve (104)			100,000			
		General (101) to Technology Advancement (106)			150,000			
		General (101) to Street Construction (201)			1,600,000			
		General (101) to Parks & Recreation (204)			-			
		General (101) to Family Recreation Center (205)			650,000			
		General (101) to Safety Service (280)			-			
		General (101) to General Bond Retirement (301)			250,000			
		General (101) to Special Assessment Bond Retirement (302)			50,000			
		General (101) to Other Debt (304)			541,600			
		General (101) to Capital Improvements (401)			290,000			
		General (101) to Road Program (405)			500,000			
		General (101) to Municipal Property (423)			420,000			
		General (101) to Manor House (427)			125,000		4,776,600	
		Unclaimed Funds (103) to General (101)			-			
		Refund Program (105) to General (101)			150,000			
		Safety Services (280) to General Bond Retirement (301)			324,000			
		Safety Services (280) to Other Debt (304)			16,500			
		Special Assessment (302) to Other Debt (304)			-			
		Road Program (405) to General Bond Retirement (301)			672,000			
		Road Program (405) to Other Debt (304)			71,000			
		The Avenue TIF (471) to Road Program (405)			16,000			
		Macedonia Shoppes TIF (472) to Road Program (405)			6,700			
		Maguire Property TIF (473) to Road Program (405)			4,200			
		Culver's TIF (475) to Road Program (405)			7,300			
		KFC TIF (476) to Road Program (405)			6,900			
		Cleanland TIF (477) to Road Program (405)			6,100			
		Peak Nano TIF (479) to Road Program (405)			-			
		OH State Waterproofing TIF (480) to Road Program (405)			10,000			
		Optima TIF (481) to Road Program (405)			40,000			
		Space Place TIF (482) to Road Program (405)			-			
		Wave Car Wash TIF (483) to Road Program (405)			-			
		Basch TIF (484) to Road Program (405)			-			
			Total Transfers			6,107,300		

# Memorandum

Date: October 24, 2024

To: Mayor Nicholas Molnar  
Council President Jessica Brandt  
Councilmember Dave Finley  
Councilmember Vini J. Ventura  
Council Vice President Jeff Garvas  
Councilmember Jan Tulley  
Law Director Mark Guidetti

From: John M. Veres, CPA  
Director of Finance

RE: 2025 Annual Appropriations

The following are noted for Estimated Resources:

Recurring revenues, like Income Taxes, are being kept at 2024 levels. Increased EMS, Mayor's Court revenue and Interest Income based upon 2024 activity to date.

The following are noted for Appropriations:

As mentioned in our last Finance Committee this 2025 Appropriation Ordinance is the culmination of the topics we discussed in our recent Finance Committee meetings, namely:

Capital Improvements – Both Departmental and Infrastructure  
Debt Service  
Operating Budget

We can discuss any questions that may arise at the November 14<sup>th</sup> and/or the December 12<sup>th</sup> Council Caucus meetings.

As in the past, amendments will likely be made as we move through the year. I will try to keep those to a minimum.

Please call (216) 509-1411 should you have any questions.

Thank you.

CITY OF MACEDONIA										CERTIFICATE OF ESTIMATED RESOURCES					APPROPRIATIONS					transfers	
2025 Estimated Resources & Appropriations										2025 Annual Appropriations					2025					advances	
October										2025					2025					gen'l obligation debt	
2025 Annual Appropriations										2025					2025					spec assess debt	
October										2025					2025					OPWC/lease debt	
October										2025					2025					new debt	
Fund #	Fund Description	Type	ESTIMATED Balance 01/01/2025	ADD General Property Tax	ADD Local Gov't	ADD Income Tax	ADD changes	ADD	ADD	rev-other	ADD changes Other Sources	2025 Total Resources	2025 Total Resources	Balance 12/31/2025	Description	Sect.	Appropriations	Appropriations	Balance 12/31/2025	Description	
101	General	Gov't	3,000,000.00	2,387,766.00	231,220.95	11,970,000.00		11,970,000.00		rev-other	4,701,189.22	22,645,176.17	22,645,176.17	1,281,276.17		1.	16,587,300.00	4,776,600.00	1,281,276.17		
										fr in 3	-										
										fr in 5	150,000.00										
										est rev	205,000.00										
											5,056,189.22										
102	Emergency Reserve	Gov't	1,100,600.00							fr in 1	100,000.00	1,200,600.00	1,200,600.00	1,200,600.00		2.	-	-	1,200,600.00		
103	Unclaimed Monies	Trust	2,500.00							est rev	-	2,500.00	2,500.00	1,500.00		3.	1,000.00	-	1,500.00		
104	Retirement Reserve	Gov't	671,500.00							fr in 1	100,000.00	771,500.00	771,500.00	671,500.00		4.	100,000.00	-	671,500.00		
105	Refund Program	Gov't	81,600.00			330,800.00		330,800.00		est rev	-	412,400.00	412,400.00	56,900.00		5.	205,500.00	150,000.00	56,900.00		
106	Technology Advancement	Gov't	8,600.00							fr in 1	150,000.00	158,600.00	158,600.00	8,600.00		6.	150,000.00	-	8,600.00		
201	S.C.M & R	Sp Rev	76,500.00							est rev	900,000.00	2,576,500.00	2,576,500.00	28,200.00		7.	2,548,300.00	-	28,200.00		
										fr in 1	1,600,000.00										
											2,500,000.00										
202	State Highway	Sp Rev	28,900.00							est rev	50,000.00	78,900.00	78,900.00	23,900.00		8.	55,000.00	-	23,900.00		
203	Permissive License Tax	Sp Rev	140,000.00							est rev	125,000.00	265,000.00	265,000.00	59,000.00		9.	206,000.00	-	59,000.00		
204	Parks & Recreation	Sp Rev	79,500.00			543,400.00		543,400.00		est rev	104,000.00	756,900.00	756,900.00	92,500.00		10.	664,400.00	-	92,500.00		
										est rev	30,000.00										
										fr in 1	-										
											134,000.00										
205	Family Recreation Center	Sp Rev	112,100.00			543,400.00		543,400.00		est rev	725,000.00	2,030,500.00	2,030,500.00	33,800.00		11.	1,996,700.00	-	33,800.00		
										fr in 1	650,000.00										
											1,375,000.00										
206	Parks & Recreation Trust	Trust	342,400.00							est rev	85,000.00	427,400.00	427,400.00	402,400.00		12.	25,000.00	-	402,400.00		
										fr in 1	-										
											85,000.00										
207	Spirit of Macedonia	Sp Rev	13,200.00							est rev	34,000.00	47,200.00	47,200.00	17,200.00		13.	30,000.00	-	17,200.00		
210	Water Maintenance & Expansion	Sp Rev	24,500.00							est rev	125,000.00	149,500.00	149,500.00	27,700.00		14.	149,500.00	-	27,700.00		
212	Motor Vehicle License Tax	Sp Rev	52,700.00							est rev	100,000.00	152,700.00	152,700.00	125,000.00		15.	125,000.00	-	125,000.00		
213	Police Pension	Sp Rev	300.00							est rev	-	193,600.00	193,600.00	-		16.	193,600.00	-	-		
215	Indigent Drivers	Sp Rev	6,000.00							est rev	-	6,000.00	6,000.00	6,000.00		17.	-	-	6,000.00		
216	Drug Law Enforcement	Sp Rev	25,900.00							est rev	5,000.00	30,900.00	30,900.00	25,900.00		18.	5,000.00	-	25,900.00		
217	Law Enforcement Education	Sp Rev	21,000.00							est rev	2,500.00	23,500.00	23,500.00	18,500.00		19.	5,000.00	-	18,500.00		
218	CDBG Block Grant	Sp Rev	8,100.00							est rev	-	8,100.00	8,100.00	8,100.00		20.	-	-	8,100.00		
220	Mayor's Court Computer	Sp Rev	14,700.00							est rev	8,000.00	22,700.00	22,700.00	9,900.00		21.	12,800.00	-	9,900.00		
221	F.A.I.R. Program	Sp Rev	16,700.00							est rev	35,000.00	51,700.00	51,700.00	51,700.00		22.	51,700.00	-	51,700.00		
223	Subdivision Tree	Sp Rev	100.00							est rev	-	100.00	100.00	100.00		23.	-	-	100.00		
224	Wireless Emergency 911	Sp Rev	10,000.00							est rev	-	10,000.00	10,000.00	10,000.00		24.	-	-	10,000.00		
225	Petro Underground Storage Tanks	Sp Rev	6,200.00							est rev	-	6,200.00	6,200.00	4,200.00		25.	2,000.00	-	4,200.00		
226	Police K-9 Donation	Sp Rev	1,200.00							est rev	-	1,200.00	1,200.00	1,200.00		26.	-	-	1,200.00		
233	Quiet Zone Maintenance	Sp Rev	19,000.00							est rev	-	19,000.00	19,000.00	14,000.00		27.	5,000.00	-	14,000.00		
259	A.R.R.A. Grant	Sp Rev	5,400.00							est rev	-	5,400.00	5,400.00	5,400.00		28.	-	-	5,400.00		
260	Federal Fire Grant	Sp Rev	14,000.00							est rev	-	14,000.00	14,000.00	14,000.00		29.	-	-	14,000.00		
262	Law Enforcement Trust	Sp Rev	16,800.00							est rev	-	16,800.00	16,800.00	14,300.00		30.	2,500.00	-	14,300.00		
263	Federal Equitable Share	Sp Rev	18,800.00							est rev	-	18,800.00	18,800.00	11,300.00		31.	7,500.00	-	11,300.00		

CITY OF MACEDONIA										CERTIFICATE OF ESTIMATED RESOURCES				APPROPRIATIONS				transfers			
2025 Estimated Resources & Appropriations										ESTIMATED		ADD		EQUALS		SUBTRACT		EQUALS		advances	
2025 Annual Appropriations										Unencumbered Balance 01/01/2025		changes		2025 Total Resources		changes		Unencumbered Balance 12/31/2025		gen'l obligation debt	
Fund #	Fund Description	Type	General Property Tax	Local Gov't	Income Tax	ADD	Other Sources	ADD	2025 Total Resources	Description	Sect.	Appropriations 2025	2025 Total Resources	Unencumbered Balance 12/31/2025	Description	OPWC/lease debt	new debt				
266	Local Fiscal Recovery	Sp Rev							700.00		31c.		700.00								
267	OneOhio	Sp Rev							64,900.00		31d.		64,900.00								
280	Safety / Service	Sp Rev			2,073,800.00				2,168,800.00		32.	816,800.00	2,168,800.00	328,900.00	wages & benefits capital items						
												471,500.00			RTA fees, contracted serv + other						
												211,100.00			aerial/radios-coi+new debt COI						
												1,839,900.00									
301	General Bond Retirement	Debt							1,256,300.00		33.	50,000.00	1,256,300.00	600.00	new debt COI						
								250,000.00				121,600.00			600 mhz radios						
								324,000.00				152,400.00			aerial tower						
								672,000.00				672,000.00			\$9M 2018 bonds-Road Program						
								1,246,000.00				259,700.00			70% 2010 bonds						
												1,255,700.00									
302	Special Assess Bond Retirement	Debt							283,300.00		34.	234,000.00	283,300.00	49,300.00							
								225,000.00				225,000.00									
								50,000.00				50,000.00									
												275,000.00									
304	Other Debt	Debt							633,500.00		36.	541,600.00	633,500.00	4,400.00	Lease to buy pymts						
								16,500.00				16,500.00			3rd of 3 leasebuy for Cot. Leader						
								71,000.00				71,000.00			OPWC payments + fees						
												629,100.00									
401	Capital Improvements	Cap							719,500.00		37.	342,800.00	719,500.00	23,200.00	Dept capital purchases						
								290,000.00				55,900.00			EPA compliance						
								297,600.00				297,600.00			EPA compliance						
								643,600.00				696,300.00									
405	Road Program	Cap							6,069,000.00		38.	525,000.00	6,069,000.00	319,500.00	Road materials/bridge/sidewalks						
								16,000.00				60,000.00			Road pavement markings						
								4,200.00				62,500.00			storm water projects						
								7,300.00				1,000,000.00			Road Program						
								6,900.00				48,000.00			LED street lighting						
								6,100.00				26,000.00			RTA fees & other						
								50,000.00				199,000.00			Shepard/Reavinta intersection						
								100,000.00				163,000.00			Engineering/Inspection Road Prog						
								50,000.00				100,000.00			Road Program						
								48,000.00				96,000.00			Shepard Rd						
								366,500.00				366,500.00			Ledge Rd - N Bedford to Shepard						
								366,500.00				366,500.00			Ledge Rd - N Bedford to Shepard						
								660,000.00				330,000.00			SR-8 & Highland intersection						
								1,664,000.00				1,664,000.00			Highland/Valley View intersection						
												71,000.00			OPWC Ledge 2048V/View 2038						
								3,852,200.00				5,749,500.00			\$9M 2018 Roads Bond 2038						
423	Municipal Property	Cap							1,009,600.00		40.	1,000,000.00	1,009,600.00	9,600.00							
								420,000.00				420,000.00									
								500,000.00				500,000.00									
												920,000.00									



CITY OF MACEDONIA				CERTIFICATE OF ESTIMATED RESOURCES										APPROPRIATIONS					Transfer				
2025 Estimated Resources & Appropriations				ESTIMATED				ADD				ADD		ADD		ADD		EQUALS		EQUALS		advances	
2025 Annual Appropriations				Unencumbered Balance				changes				changes		changes		changes		Unencumbered		Unencumbered		gen'l obligation debt	
October				01/01/2025				General				Local		Income		Other		2025		Balance		new debt	
Fund #	Fund Description	Type	Cap	Property Tax	Gov't	Income Tax	est rev	est rev	est rev	est rev	est rev	est rev	est rev	est rev	est rev	est rev	est rev	2025 Appropriations	12/31/2025	Description	advances	gen'l obligation debt	
424	Longwood Park Improvements	Cap	4,900.00				est rev											1,000.00	3,900.00				
427	Manor House Renovation	Cap	100.00				est rev											125,000.00	100.00				
							125,000.00																
							125,000.00																
470	Summit Pointe TIF	Cap	-				est rev											700,000.00	-				
471	The Avenue TIF	Cap	100.00				est rev											16,000.00	100.00				
472	Macedonia Shoppes TIF	Cap	100.00				est rev											6,700.00	100.00				
473	Manjura Property TIF	Cap	100.00				est rev											4,200.00	100.00				
475	Culver's TIF	Cap	100.00				est rev											7,300.00	100.00				
476	KFC TIF	Cap	100.00				est rev											6,900.00	100.00				
477	Cleanland TIF	Cap	100.00				est rev											6,100.00	100.00				
478	Big Carrot TIF	Cap	-				est rev											-	-				
479	Peak Nano TIF	Cap	-				est rev											-	-				
480	Ohio State Waterproofing TIF	Cap	100.00				est rev											10,000.00	100.00				
481	Optima TIF	Cap	-				est rev											40,000.00	-				
482	Space Place TIF	Cap	-				est rev											-	-				
483	Wave Car Wash TIF	Cap	-				est rev											-	-				
484	Basch TIF	Cap	-				est rev											-	-				
702	Revolving Payroll Funds	Agency	60,900.00				est rev											-	60,900.00				
703	Recreation Trust Fund	Agency	11,700.00				est rev											-	11,700.00				
710	Escrow Deposits	Agency	89,900.00				est rev											-	89,900.00				
711	OBBC Deposits	Agency	4,200.00				est rev											-	4,200.00				
712	Community Room Deposits	Agency	3,200.00				est rev											-	3,200.00				
714	JEDD Northfield Center	Agency	120,000.00				est rev											-	120,000.00				
	Totals		6,811,600.00	2,581,066.00	231,220.95	18,030,200.00	58.38%	18,472,689.22	46,126,776.17	46,126,776.17	-	40,983,100.00	5,143,676.17										
	Total Resources					17,430,200.00		39,315,176.17	Total Generated Resources														
								30,883,876.17	Total Estimated Revenue														



**CITY OF MACEDONIA**  
**2025 Annual Appropriations**  
**October**

changes

	<u>Fund #</u>		
<b>Beginning Estimated RESTRICTED Unencumbered Cash Balance</b>	all other		1,946,800
<b>Beginning Estimated UNRESTRICTED Unencumbered Cash Balance</b>	101-106		<u>4,864,800</u>
	<b>ALL</b>		<b>6,811,600</b>
<b>Revenue and Other Receipts</b>			
Municipal Income Tax Funds (101,105, 204, 205)		13,387,600	
Property Tax	101, 213	2,581,100	
Local Government	101	231,200	
Tax Increment Financing (TIF) Revenue	471-484	97,200	
Safety / Service	280	2,073,800	
Road Program	405	2,533,300	
Other Income Funds (101, 105, 201, 204, 205, 301, 302, 401)		<u>7,243,700</u>	
<b>Total Revenue</b>			<b>28,147,900</b>
<b>Expenses and Other Disbursements</b>			
General	101	16,587,300	
Retirement Reserve	104	100,000	
Refund Program	105	205,500	
Technology Advancement	106	150,000	
Street Construction Maintenance & Repair	201	2,548,300	
Parks & Recreation	204	664,400	
Family Recreation Center	205	1,996,700	
Safety / Service	280	<u>1,499,400</u>	
			(23,751,600)
Trust / Agency Funds (206, 702 - 715) Revenue		685,000	
Trust / Agency Funds (206, 702 - 715) Expense		<u>625,000</u>	60,000
Other Funds (103, 202, 203, 207-267, 423-427, 470) Revenue		1,684,500	
Other Funds (103, 202, 203, 207-267, 423-427, 470) Expense		<u>2,677,600</u>	(993,100)
<b>Balance available for Debt Service, Capital Improvements, Road Program &amp; Other Costs</b>			<b>3,463,200</b>
<b>Debt Service</b>			
General Bond Retirement	301	1,255,700	
Special Assessment Bond Retirement	302	234,000	
Other Debt	304	<u>629,100</u>	
			(2,118,800)
<b>Balance available for Capital Improvements and Other Costs</b>			<b>1,344,400</b>
<b>Capital Improvements</b>			
Departmental & Other Items from Five Year Capital Plan	401		(696,300)
<b>Road Program</b>			
Road Program & Storm Sewer Maintenance	405	1,062,500	
Other	405	<u>3,944,000</u>	(5,006,500)
<b>Roads borrowing</b>	405		2,690,500
<b>Municipal Property borrowing</b>	423		-
<b>Estimated Unencumbered Cash Increase (Decrease)</b>			<u>(1,667,900)</u>
<b>Ending RESTRICTED Unencumbered Cash Balance - Estimated</b>	all other		1,923,300
<b>Ending UNRESTRICTED Unencumbered Cash Balance - Estimated</b>	101-106		<u>3,220,400</u>
	<b>ALL</b>		<u><b>5,143,700</b></u>

ORIGINATOR: COUNCIL

SPONSOR: Brandt

**CITY OF MACEDONIA  
ORDINANCE NO. 76 - 2024**

**AN ORDINANCE  
CREATING CHAPTER 798 OF THE CITY OF MACEDONIA’S CODIFIED  
ORDINANCES RELATIVE TO ENACTING REGULATIONS FOR ADULT USE  
MARIJUANA CULTIVATORS, PROCESSING CENTERS, AND DISPENSARIES**

**WHEREAS**, Council desires to create Chapter 798 of the City of Macedonia’s Codified Ordinances relative to enacting the regulations for adult use marijuana cultivators, processing centers, and dispensaries; and

**WHEREAS**, it has been deemed in the best interest of the health, safety and welfare of City residents to create new Chapter 798 of the Codified Ordinances relative to enacting the regulations for adult use marijuana cultivators, processing centers, and dispensaries.

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

**Section 1.** That Chapter 798 be added to the Codified Ordinances of the City of Macedonia and read as set forth in the document attached as Exhibit “A” and incorporated herein by reference.

**Section 2.** That all other City Codified Ordinances not specifically amended herein shall remain in full force and effect unless inconsistent with this Ordinance.

**Section 3.** It is found and determined that all the formal action of this Council concerning and relating to the adoption of the Ordinance 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 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

## CHAPTER 798

### ADULT USE CANNABIS CONTROL

#### 798.01 PURPOSE.

(a) Controlled and regulated sales and use of adult use cannabis shall be permitted under this Chapter for the following public purposes:

- (1) Reducing illegal marijuana sales and providing for a safer and regulated cannabis product;
- (2) Limiting the transportation of out-of-state cannabis into the state;
- (3) Providing key funding to support social equity, job creation, host communities that have adult use dispensaries, cannabis research, and proper oversight and regulation of the adult cannabis industry; and
- (4) Improving social equity issues to address the City’s compelling interest to redress past and present effects of discrimination and economic disadvantage for individuals in the state.

(b) Adult use cannabis shall only be sold to, or used by, an adult use consumer pursuant to this Chapter unless otherwise authorized pursuant to the Ohio Revised Code.

(c) Nothing in this Chapter shall limit any sale, use, possession, or any other activity authorized by Chapter 2796 of the Ohio Revised Code, or Chapter 798 of Macedonia’s Codified Ordinances.

#### 798.02 INCORPORATION OF STATE LAW.

The provisions of the Ohio Adult Use Cannabis Control laws contained in Ohio Revised Code Chapter 3780 and Ohio Department of Commerce and any rules and regulations promulgated thereunder, as the same may be amended from time to time, are incorporated herein by reference except to the extent that more restrictive or additional regulations are set forth in this Chapter. In addition to the regulations set forth in this Chapter, the City may enforce any provision of the Ohio Division of Cannabis Control Rules and any rules and regulations promulgated thereunder applicable to licensees.

#### 798.03 AUTHORITY.

The City Council hereby finds, determines and declares that it has the power to adopt these regulations pursuant to:

- (a) Article XVIII, Section 7 of the Ohio Constitution;
- (b) The Ohio Adult Use Cannabis Control Code Chapter 3780 et seq.; and
- (c) Ohio Department of Commerce and the Division of Cannabis Control.

#### 798.04 ADULT USE MARIJUANA CULTIVATOR, PROCESSOR, AND DISPENSARY FINDINGS.

The City Council makes the following legislative findings:

- (a) The City Council finds that in November 2023, Ohio voters ratified Issue 2 legalizing the adult use or possession of marijuana or paraphernalia or accessories by adults 21 years of age and older. Issue 2 also requires the Department of Commerce, Division of Cannabis Control to

administer an Adult Use Cannabis Control Program. The initiative became effective on December 7, 2023.

(b) The City Council finds and determines that O.R.C. Chapter 3780 authorizes and establishes rules, regulations, and procedures for establishing and operating adult use marijuana cultivators, processors and dispensaries.

(c) The City Council finds and determines that the Ohio Adult Use Cannabis Control Code provides a statutory framework for the regulation of adult use marijuana cultivators, processors and dispensaries, which will be supplemented by rules adopted by the Ohio Department of Commerce, and the Division of Cannabis Control

(d) The City Council finds and determines that, by requiring adult use marijuana cultivators, processors and dispensaries to be operated in a manner that minimizes potential health and safety risks, the negative impacts that such uses might have on surrounding properties and persons are mitigated.

(e) The City Council finds and determines that through this Chapter it intends to establish a nondiscriminatory mechanism by which the City may control, through appropriate regulation, the location and operation of adult use marijuana cultivators, processors and dispensaries within the City so as to preserve community values and promote the health, safety and welfare of the City's residents.

#### **798.05 DEFINITIONS.**

For the purpose of this regulation, the following terms shall have the meaning herein indicated:

(a) **DISPENSARY:** Shall have the same meaning as in Ohio Administrative Code 3796:1-1-01, Ohio Revised Code 3780.01(16), or as set forth in any subsequent or similar regulation(s).

(b) **GOOD CAUSE:** For purposes of refusing or denying a license renewal, reinstatement, or initial license issuance, means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of this Chapter, the Ohio Adult Use Cannabis Control Code, Ohio Department of Commerce, Division of Cannabis Control, or any rules or regulations promulgated thereunder;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license; or

(3) The licensed premises have been operated in a manner that adversely affects the public health or welfare or the safety of the immediate neighborhood in which the establishment is located.

(c) **LICENSE:** To grant a license or registration pursuant to this Chapter, the Ohio Adult Use Cannabis Control Code, the Ohio Department of Commerce, and the Division of Cannabis Control.

(d) **LICENSED PREMISES:** The premises specified in an application for a license which is owned or in possession of the licensee and within which the licensee is authorized to distribute or sell adult use marijuana in accordance with the provisions of this Chapter, the Ohio Adult Use Cannabis Control Code, the Ohio Department of Commerce, and the Division of Cannabis Control.

(e) **LICENSEE:** A person licensed or registered pursuant to the Ohio Adult Use Cannabis Control Code.

(f) **LOCATION:** A particular parcel of land that may be identified by an address or other descriptive means.

(g) **ADULT USE MARIJUANA:** Marijuana that is cultivated, processed, dispensed, tested, possessed, or used for an adult use purpose authorized by O.R.C. Chapter 3780.

- (h) **PERSON:** A natural person, partnership, association, company, corporation, limited liability company, or organization, or a manager, agent, owner, director, servant, officer, or employee thereof.
- (i) **PREMISES:** A distinct and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area.
- (j) **SCHOOL:** A public or private preschool or a public or private elementary, middle, junior high, or high school.
- (k) **STATE LICENSING AUTHORITY:** The Ohio Department of Commerce and Division of Cannabis Control that regulates and controls the licensing of adult use marijuana cultivators, processors and dispensaries in Ohio.
- (l) **PROCESSOR:** An entity that has been issued a certificate of operation by the Ohio Department of Commerce, Division of Cannabis Control to manufacture adult use marijuana products.

### **798.06 ADULT USE MARIJUANA CULTIVATOR PROCESSOR, AND DISPENSARY REQUIREMENTS.**

- (a) Zoning District. Cultivators and Processors shall only be located in the General Industrial District (G-I, CO 1169.04). Cultivators and Processors are not permitted within any other zoning district or within any building that contains a residential dwelling or lodging unit. Dispensaries are not permitted within any residential zoning district, but may be located within any business district, but are not permitted in any building that contains a residential dwelling or lodging unit regardless of the district in which it is located.
- (b) Location. Cultivators, Processors and Dispensaries shall meet the following location requirements:
- (1) Unless Ohio Revised Code 3780.07(B)(2) applies, no cultivation or processing site shall be located within one thousand (1,000) feet of the end boundaries of a parcel of real estate having situated on it a prohibited facility, as measured from the property boundary in accordance with rule 1301:18-3-01. Prohibited Facility is defined by rule 1301:8-1-01 of the Ohio Administrative Code including the following:
- A. A school;
  - B. A church;
  - C. A public library;
  - D. A public playground;
  - E. A public park;
  - F. Any licensed child care facility; or
  - G. A hotel or motel.
- (2) Although there is no minimum distance standard from the following locations, when reviewing an application, the proximity and compatibility with the following uses shall be considered:
- A. The exterior boundary of any residential zone district; and
  - B. Any public community center, designated recreation trail, hotel, recreation center, or any publicly owned or maintained building open for use to the general public.
- (3) No more than two Cultivators, two Processors, and two Dispensaries may be licensed or located within the City at any given time.
- (c) Advertisements. All signage and advertising for Cultivators, Processors and Dispensaries shall comply with all applicable State laws as well as the provisions of this Chapter, Rules promulgated

by the Ohio Department of Commerce and Division of Cannabis Control, and other applicable provisions of the Macedonia City Municipal Code.

(d) Indoor Use. All business related to adult use marijuana shall be conducted indoors, and all building openings, entries, and windows shall be located, covered, or screened in such a manner as to prevent a view into the interior; and for new construction, the building shall be constructed so as to prevent any possibility of viewing the interior from the exterior of such structure.

(e) Security. Cultivators, Processors and Dispensaries shall provide adequate security on the premises. At a minimum, such security shall include the following:

(1) All buildings shall be secured with a locked door system which requires an employee to allow entrance into the cultivation and processing building or center;

(2) Security surveillance cameras installed to monitor the main entrance and the exterior of the premises to discourage and to facilitate the reporting of criminal acts, as well as nuisance activities. Security video shall be preserved for at least forty (40) days by the licensee and shall be in a format that can be easily accessed for viewing by the Macedonia City Police Department upon request for inspection;

(3) Robbery and burglary alarm systems which are professionally monitored and maintained in good working condition;

(4) Exterior lighting that illuminates the exterior walls of the licensed premises and complies with applicable provisions of this Chapter and other applicable provisions of the Macedonia City Municipal Code; and

(5) Deadbolt locks on all exterior doors.

(f) Additional Limitations. Cultivators and Processors shall be subject to the following additional requirements:

(1) No on-site consumption of marijuana is allowed.

(2) A City business license is required.

(3) No alcohol sales or consumption shall be permitted on site.

Subsections F.2, F.3, and F.4 of this Section also apply to Dispensaries.

### **798.07 REQUIRED NOTICE.**

(a) There shall be posted in a conspicuous location inside each cultivation, processing and dispensary site, at least one legible sign containing the following warnings:

(1) That on-site consumption of marijuana is illegal;

(2) That the open and public consumption of marijuana in Macedonia City is illegal, and that individuals consuming marijuana within the City in parks, on sidewalks and streets, or at other public locations, will risk criminal prosecution;

(3) That the use of adult use marijuana or adult use marijuana products may impair a person's ability to drive a motor vehicle or operate machinery, and that state law does not authorize a registered patient to operate a vehicle, streetcar, trackless trolley, watercraft, or aircraft while under the influence of adult use marijuana;

(4) That loitering in or around a cultivation, processing or dispensary site is prohibited by law; and

(5) That possession and distribution of marijuana is a violation of federal law.

(b) There shall be posted in a conspicuous location at the exterior of each cultivation, processing and dispensary site near the entrance, one legible sign warning that the facility is monitored by video cameras.

**798.08 ON-SITE CONSUMPTION OF ADULT USE MARIJUANA.**

The use, consumption, ingestion, inhalation, absorption, or vaporization of marijuana or retail marijuana products on or within the premises of a cultivation, processing or dispensary site is prohibited.

**798.09 VISIBILITY OF ACTIVITIES; PARAPHERNALIA; CONTROL OF EMISSIONS.**

- (a) All cultivation, processing and dispensary activities shall be conducted indoors.
- (b) Cultivators and processors may not sell devices, contrivances, instruments and paraphernalia for inhaling, absorbing, or otherwise consuming marijuana, including, but not limited to, vaporizers. No adult use marijuana or paraphernalia shall be displayed or kept at a cultivator, processor or dispensary site so as to be visible from outside the licensed premises.
- (c) Sufficient measures and means of preventing smoke, odors, debris, dust, fluids and other substances from exiting a cultivator site must be provided at all times. In the event that any odors, debris, dust, fluids or other substances exit a cultivation or processing sites, the owner of the subject premises and the licensee shall be jointly and severally liable for such conditions and shall be responsible for immediate, full clean-up and correction of such condition. The licensee shall properly dispose of all such materials, items and other substances in a safe, sanitary and secure manner and in accordance with all applicable federal, state and local laws and regulations.

**798.10 LIMITATIONS ON CONDUCT BY INDIVIDUALS.**

(A) Except as otherwise provided in chapter 3796 of the Revised Code:

- (1) The amount of cannabis that may be possessed by an adult use consumer shall not exceed:
  - (a) Two and one-half ounces of adult use cannabis in any form except adult use extract; and
  - (b) Fifteen grams of adult use cannabis in the form of adult use extract.
- (2) The amount of cannabis that may be transferred by an adult use consumer without remuneration and not advertised or promoted to the public shall not exceed:
  - (a) Two and one-half ounces of adult use cannabis in any form except adult use extract; and
  - (b) Fifteen grams of adult use cannabis in the form of adult use extract.
- (3) The amount of cannabis that may be transported by an adult use consumer shall not exceed:
  - (a) Two and one-half ounces of adult use cannabis in any form except adult use extract; and
  - (b) Fifteen grams of adult use cannabis in the form of adult use extract.

(B) Except as otherwise provided in this chapter, an adult use consumer shall not be subject to arrest, criminal prosecution, or civil penalty for engaging in any of the activities authorized under this chapter, including:

- (1) Obtaining, using, possessing, or transporting adult use cannabis;
- (2) Performing conduct authorized under section 3780.29 of the Revised Code;
- (3) Acquiring, possessing, using, purchasing, manufacturing, selling, or transporting paraphernalia; and



(4)Assisting another adult use consumer, or allowing property to be used, in any of the acts authorized by this chapter.

(C)

(1)An individual is prohibited from operating a vehicle, motor vehicle, streetcar, trackless trolley, bike, watercraft, or aircraft while using adult use cannabis or while under the influence of adult use cannabis and is subject to section 4511.19 of the Revised Code for any violation of this division.

(2)An individual is prohibited from smoking, vaporizing, or using any other combustible adult use cannabis product while in a vehicle, motor vehicle, streetcar, trackless trolley, bike, watercraft, or aircraft and is subject to section 4511.19 of the Revised Code for any violation of this division.

(E)Except as otherwise provided in this chapter, no individual under twenty-one years of age shall knowingly show or give false information concerning the individual’s name, age, or other identification for the purpose of purchasing adult use cannabis from an adult use dispensary licensed under this chapter.

(F)Nothing in this chapter is intended to permit the transfer or sale of adult use cannabis, with or without remuneration, to an individual under twenty-one years of age, or to allow an individual under twenty-one years of age to purchase, possess, use, process, transport, or cultivate cannabis except where authorized by Chapter 3796 of the Revised Code.

(G)It is unlawful for any parent or guardian to knowingly permit their residence, any other private property under their control, or any vehicle, conveyance, or watercraft under their control to be used by an invitee of the parent’s child or the guardian’s ward, if the invitee is under twenty-one years of age, in a manner that constitutes a violation of this chapter.

(1)A parent or guardian is deemed to have knowingly permitted their residence, any other private property under their control, or any vehicle, conveyance, or watercraft under their control to be used in violation of this chapter if they knowingly authorize or permit consumption of cannabis by underage invitees.

(2)Where the residence or other property has an owner and a tenant or lessee, the trier of fact may infer that the residence or other property is occupied only by the tenant or lessee.

#### **798.11 OTHER LAWS REMAIN APPLICABLE.**

(a) To the extent the State has adopted or adopts in the future any additional or stricter law or regulation governing the cultivation, processing and distribution of adult use marijuana, the additional or stricter regulation shall control the establishment or operation of any cultivation, processing or distribution in the City.

(c) If the State prohibits the sale or other distribution of marijuana through adult use marijuana cultivators, processors, or dispensaries, any license issued hereunder shall be deemed immediately revoked by operation of law, with no ground for appeal or other redress on behalf of the licensee.

(d) The issuance of any license pursuant to this Chapter shall not be deemed to create an exception, defense or immunity to any person in regard to any potential criminal liability the person may have for the cultivation, processing, or dispensing for the possession, sale, distribution or use of marijuana.



**798.99 PENALTY.**

Failure to comply with the terms of this Chapter shall constitute a violation of this Code. Any person found guilty of or who pleads guilty or nolo contendere to a violation of any section of this Chapter shall be guilty of a 1st degree misdemeanor subject to a fine not to exceed one thousand dollars (\$1,000.00) or a term of imprisonment not to exceed one (1) year, or both.

ORIGINATOR: ADMINISTRATION/PARKS & RECREATION DEPARTMENT

SPONSOR: Finley

**CITY OF MACEDONIA  
ORDINANCE NO. 78 - 2024**

**AN ORDINANCE  
ESTABLISHING THE CURRENT COMPENSATION SCHEDULE FOR THE NON-  
UNION EMPLOYEES OF THE CITY OF MACEDONIA, OHIO**

**WHEREAS**, Council for the City of Macedonia has previously passed legislation to establish the compensation schedule for the non-union employees of the City; and

**WHEREAS**, upon the recommendation of the Director of Parks and Recreation, and in order to increase the efficiency and operations of the City’s Parks and Recreation Department, Council now desires to amend Section 1 of the previously-established compensation scheduled for the non-union employees of the City in order to:

- Update the paygrade for the position of Head Swim Coach to Paygrade 4; and
- Update the paygrade for the position of Assistant Swim Coach to Paygrade 3.

**WHEREAS**, it is deemed necessary and in the best interest of the health, safety and welfare of all City residents to amend the previously-established compensation scheduled for the non-union employees of the City, as fully set forth below, to accomplish the same.

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

**Section 1.** That Section 1 of Ordinance No. 79-2022, as has been subsequently amended from time to time, be, and hereby is, amended as follows:

<b>Position</b>	<b>Paygrade</b>	<b>Number of Staff</b>
<b>Mayor’s Office</b>		
Mayor	1% above midpoint of Paygrade 13**	1
Administrative Executive - To the Mayor	9	1
Director of Information Technology (exempt)	12	1
Human Resource Director (exempt)	12	1
Human Resource/Payroll Specialist	8	1

Communications Specialist – P/T	8	1
*Clerk of Court	8	1
*Deputy Clerk of Court	5	1

**Finance Department**

Finance Director (exempt)	13	1
Deputy Director (exempt)	10	1
Accounts Receivable Administrator	6	1
*Accounts Payable Administrator	6	1
Part-Time Clerk	3	As Needed

**Council**

Members of Council	<b>MES to earn full year credit</b>	5
Clerk of Council – P/T	7	1

**Parks and Recreation Department**

Recreation Director (exempt)	12	1
Recreation Manager – Marketing, Special Events, & Programs (exempt)	11	1
Recreation Manager – Sports & Facilities (exempt)	11	1
Recreation Manager – Aquatics & Fitness (exempt)	11	1
Aquatics Specialist	5	1
Head Lifeguard	4	As Needed (includes seasonal/special)
Swimming Instructor	4	As Needed (includes seasonal/special)
Head Swim Coach	3 4	As Needed
Lifeguard	3	As Needed (includes seasonal/special)
Assistant Swim Coach	2 3	As Needed
Recreation Supervisor – Sports & Programs (exempt)	10	1
Rec Leader	2	As Needed (includes seasonal/special)
Head Camp Counselor	2	As Needed (includes seasonal/special)
Camp Counselor	2	As Needed (includes seasonal/special)
Recreation Coordinator – Marketing & Special Events	6	1
Fitness Supervisor	2	As Needed
Fitness Attendant	1	As Needed
Customer Service Specialist	5	2

Lead Customer Service Representative	3	As Needed (includes seasonal/special)
Customer Service Representative	1	As Needed (includes seasonal/special)
Child Care Representative	1	As Needed
*Administrative Assistant	6	1
Recreation Supervisor - Facilities & Membership (exempt)	10	1
Concessions Service Worker	1	As Needed

**Public Service Department**

Director of Public Service (exempt)	12	1
Public Service Supervisor	9	2
Administrative Assistant	6	2
Seasonal Maintenance	2	As Needed
Maintenance - P/T	2	As Needed
Custodian	5	2

**Building Department**

Chief Building Commissioner (exempt)	13	1
Assistant Building Commissioner (exempt)	10	1
Zoning Inspector	9	1
Permit Technician	7	1
Administrative Assistant	6	2

**Police Department**

Chief (exempt)	14	1
Lieutenant (exempt)	12	Up to 3
PSAP Operations Compliance Manager/Assistant to Chief of Police	8	1
Police Officer - P/T	8	15
Communications and Records Supervisor	8	1
Corrections Officer	5	1
Corrections Officer - P/T	5	As Needed
Dispatchers - P/T	7	As Needed
Certified School Resource Officer – P/T	8	As Needed

**Fire Department**

Chief (exempt)	14	1
Assistant Fire Chief	12	1
*Part-time Fire Inspector	8	1

Senior Administrative Assistant/Senior Center Coordinator	7	1
Administrative Assistant	6	1
Firefighter/Rescue - P/T	6	As Needed
Clerk	3	1
Seasonal Maintenance	2	As Needed

**Section 2.** That as of the effective dates listed for each table below, the following paygrades shall be implemented for all non-bargaining employees.

<b>Compensation Range Table – Effective January 1, 2023</b>			
	<b>Minimum</b>	<b>Midpoint</b>	<b>Maximum</b>
<b>Paygrade 1</b>	Minimum Wage	11.76	14.87
<b>Paygrade 2</b>	Minimum Wage	12.67	16.79
<b>Paygrade 3</b>	11.48	13.96	18.96
<b>Paygrade 4</b>	12.97	15.78	21.46
<b>Paygrade 5</b>	14.69	17.82	24.22
<b>Paygrade 6</b>	16.58	20.11	27.92
<b>Paygrade 7</b>	18.73	22.76	31.55
<b>Paygrade 8</b>	21.17	25.73	35.65
<b>Paygrade 9</b>	23.93	30.73	42.10
<b>Paygrade 10</b>	56,228.82	68,284.94	87,816.41
<b>Bi-weekly Rate</b>	2,162.65	2,626.34	3,377.55
<b>Paygrade 11</b>	63,513.92	77,130.42	99,213.30
<b>Bi-weekly Rate</b>	2,442.84	2,966.55	3,815.90
<b>Paygrade 12</b>	71,780.11	87,179.11	112,099.02
<b>Bi-weekly Rate</b>	2,760.77	3,353.04	4,311.50
<b>Paygrade 13</b>	81,137.47	98,480.77	126,665.13
<b>Bi-weekly Rate</b>	3,120.67	3,787.72	4,871.74
<b>Paygrade 14</b>	91,669.64	111,318.89	143,168.03
<b>Bi-weekly Rate</b>	3,525.76	4,281.50	5,506.46

<b>Compensation Range Table – Effective January 1, 2024</b>			
	<b>Minimum</b>	<b>Midpoint</b>	<b>Maximum</b>
<b>Paygrade 1</b>	Minimum Wage	12.12	15.32
<b>Paygrade 2</b>	Minimum Wage	13.05	17.29
<b>Paygrade 3</b>	11.83	14.38	19.53
<b>Paygrade 4</b>	13.36	16.25	22.10
<b>Paygrade 5</b>	15.13	18.35	24.95
<b>Paygrade 6</b>	17.08	20.72	28.76
<b>Paygrade 7</b>	19.29	23.44	32.49
<b>Paygrade 8</b>	21.80	26.50	36.72
<b>Paygrade 9</b>	24.65	31.66	43.36
<b>Paygrade 10</b>	57,915.68	70,333.49	90,450.91
<b>Bi-weekly Rate</b>	2,227.53	2,705.13	3,478.88
<b>Paygrade 11</b>	65,419.34	79,444.34	102,189.69
<b>Bi-weekly Rate</b>	2,516.13	3,055.55	3,930.37
<b>Paygrade 12</b>	73,933.52	89,794.49	115,461.99
<b>Bi-weekly Rate</b>	2,843.60	3,453.63	4,440.85
<b>Paygrade 13</b>	83,571.60	101,435.20	130,465.08
<b>Bi-weekly Rate</b>	3,214.29	3,901.35	5,017.89
<b>Paygrade 14</b>	94,419.73	114,658.45	147,463.07
<b>Bi-weekly Rate</b>	3,631.53	4,409.94	5,671.66

<b>Compensation Range Table – Effective January 1, 2025</b>			
	<b>Minimum</b>	<b>Midpoint</b>	<b>Maximum</b>
<b>Paygrade 1</b>	Minimum Wage	12.48	15.78
<b>Paygrade 2</b>	Minimum Wage	13.44	17.81
<b>Paygrade 3</b>	12.18	14.81	20.12
<b>Paygrade 4</b>	13.76	16.74	22.77

<b>Paygrade 5</b>	15.58	18.90	25.70
<b>Paygrade 6</b>	17.59	21.34	29.62
<b>Paygrade 7</b>	19.87	24.14	33.47
<b>Paygrade 8</b>	22.46	27.30	37.82
<b>Paygrade 9</b>	25.39	32.61	44.67
<b>Paygrade 10</b>	59,653.16	72,443.50	93,164.43
<b>Bi-weekly Rate</b>	2,294.35	2,786.29	3,583.25
<b>Paygrade 11</b>	67,381.92	81,827.67	105,255.39
<b>Bi-weekly Rate</b>	2,591.61	3,147.22	4,048.28
<b>Paygrade 12</b>	76,151.52	92,488.32	118,925.85
<b>Bi-weekly Rate</b>	2,928.90	3,557.24	4,574.07
<b>Paygrade 13</b>	86,078.74	104,478.25	134,379.03
<b>Bi-weekly Rate</b>	3,310.72	4,018.39	5,168.42
<b>Paygrade 14</b>	97,252.33	118,098.21	151,886.97
<b>Bi-weekly Rate</b>	3,740.47	4,542.24	5,841.81

**NOTES:**

Positions listed in paygrades 1-4 are part-time.

Positions with an (\*) may be subject to part-time hours.

\*\*The salary of the Mayor shall be 1% above the "midpoint: of Paygrade 13 identified in Section 2 of this Ordinance as of November 30, immediately preceding the start of a mayoral term of office, beginning with and continuing after the mayoral term commencing December 1, 2019.

Positions listed in Paygrade 9 and lower are non-exempt in accordance with the FLSA and shall be compensated at an hourly rate.

Positions listed in Paygrade 10 and above are exempt in accordance with the FLSA and shall be compensated based on a standard 40-hour week.

All Part-time Firefighter/Rescue employees authorized to work holidays shall be paid overtime.

**Section 3.** The following certification bonuses will be paid to eligible positions and will be cumulative to the employee's base hourly rate. Base hourly rate plus certification bonuses may exceed the maximum for the base hourly range.

<b><u>Part-time Firefighter/Rescue Certification Incentives</u></b>	<b><u>2023</u></b>	<b><u>2024</u></b>	<b><u>2025</u></b>
Basic Driver 3rd class Engineer	.47	.48	.50
Advance Driver 2nd class Engineer	.80	.82	.85
Advance Driver 1st class Engineer	.80	.82	.85
Fire Training (240 hour)	.47	.48	.50
EMT - Advanced	1.92	1.98	2.04
EMT - Paramedic	1.94	2.00	2.06

<b><u>Dispatcher Certification Incentives (cumulative)</u></b>			
LEADS Certification	2.50	2.50	2.50

**Section 4.** The following employees are paid as indicated by retainer, hourly rate or annual contract.

**Law Department**

Law Director (annual retainer)	45,000.00
Law Department Supportive Services (contract, not payroll) (hourly rate)	30,000.00 128.65
Prosecutor (annual retainer) (hourly rate)	54,648.42 128.65
Magistrate (hourly rate)	85.10

**Building Department**

Staff Engineer (hourly rate)	48.87
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**Section 5.** Aquatic Fitness Instructors, Land Fitness Instructors and Specialty Instructors shall continue to be paid as independent contractors on a per class or per session basis. That the Director of Parks and Recreation shall be authorized to enter into contracts for the purpose of providing fitness and specialty programming at rates competitive with the rates being offered by surrounding communities for similar programming instructors. Those instructors shall continue to be paid according to applicable ordinances.

**Section 6.** That the Mayor is authorized to implement annual merit raises to non-bargaining employees. Any merit increases given under this section shall not place the employee higher than the maximum for the employee’s paygrade. All merit increases given under prior ordinances before adoption of this ordinance shall remain in effect.



**Section 7.** That the rates of compensation previously established for employee positions not specifically named herein, shall continue and remain unchanged. Where ranges of pay are specified herein for employee positions, rates of pay established by prior ordinances shall apply until the Mayor fixes the specified salary as described in Sections 1 through 6 hereof. To such extent, all prior ordinances and resolutions consistent herewith are hereby ratified and confirmed. In all other respects, all prior ordinances or resolutions or parts thereof inconsistent herewith be and the same are hereby repealed.

**Section 8.** It is found and determined that all formal action of this Council and concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the 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 9.** Wherefore, this Ordinance shall become effective upon its adoption by Council and signature of the Mayor, or as otherwise provided for in law.

PASSED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

POSTED: \_\_\_\_\_

MAYOR: \_\_\_\_\_  
Nicholas Molnar

ATTEST: \_\_\_\_\_  
Jon Hoover, Clerk of Council

ORIGINATOR: ADMINISTRATION

SPONSOR: Garvas

**CITY OF MACEDONIA  
RESOLUTION NO. 79 - 2024**

**A RESOLUTION  
CONFIRMING THE REAPPOINTMENT BY THE MAYOR  
OF DR. KENNETH D. VARIAN AS THE REPRESENTATIVE OF THE  
CITY OF MACEDONIA TO THE SUMMIT COUNTY BOARD OF HEALTH**

**WHEREAS**, the Mayor has re-appointed Dr. Kenneth D. Varian MD, PhD as the representative of the City of Macedonia to the Summit County Board of Health, subject to the confirmation of Council.

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

**Section 1.** That the reappointment by the Mayor of Dr. Kenneth D. Varian MD, PhD as the representative of the City of Macedonia to the Summit County Board of Health, to a term ending December 31, 2028, is hereby and herein confirmed.

**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 the Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**Section 3.** Wherefore, this Resolution 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

ORIGINATOR: COUNCILMAN VENTURA  
SPONSOR: COUNCILMAN VENTURA

**CITY OF MACEDONIA  
ORDINANCE NO. 80 - 2024**

**AN ORDINANCE  
AMENDING PORTIONS OF CHAPTERS 1133 & 1171 OF THE CODIFIED  
ORDINANCES OF THE CITY OF MACEDONIA RELATIVE TO FENCES**

**WHEREAS**, Council has referred the subject matter of this legislation to the City of Macedonia Planning Commission for recommendation on \_\_\_\_\_, 2024, and obtained said recommendation from the Planning Commission on \_\_\_\_\_, with the recommendation being as follows: \_\_\_\_\_; and

**WHEREAS**, Council hereby determines that it is necessary and in the best interest of the health, safety and welfare of City residents to amend Section 1133.02(27)(B) as well as Section 1171.16(c)(2) and (g)(6) of the Codified Ordinances of the City of Macedonia regarding the regulation of fences.

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

**Section 1.** That Section 1133.02(27)(B) of the Codified Ordinances of the City of Macedonia shall be amended to read as follows:

**1133.02 DEFINITIONS.**

\* \* \*

(27) Yard.

A. "Yard" means a space other than a court on the same lot with the main building, and extending from the lot line to the nearest wall of the main building, unobstructed from the ground to the sky, except as otherwise provided herein.

B. "Front yard" means the yard across the full width of the lot extending from the main building to the street or lot line. For the purposes of Section 1171.16, Fence Regulations, the front yard of a corner lot shall be determined by the street address for the property~~considered to have two front yards; one such front yard for each of the yards abutting an adjacent street.~~

C. "Side yard" means the yard between the main building and the side lot line and extending from the front yard to the rear yard.

D. "Rear yard" means the yard across the full width of the lot between the rear line of the main building and the rear lot line. The depth of the rear yard is the mean distance between those two lines.

\* \* \*

**Section 2.** That Section 1171.16(c)(2) and (g)(6) of the Codified Ordinances of the City of Macedonia shall be amended to read as follows:

**1171.16 FENCE REGULATIONS.**

\* \* \*

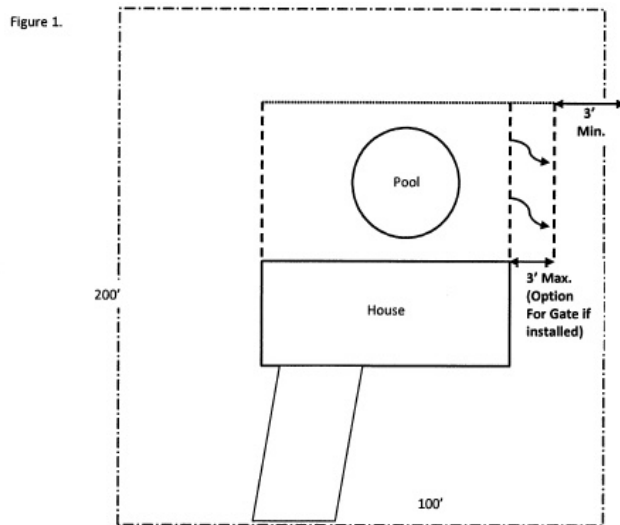
(c) Definitions.

\* \* \*

(2) "Privacy fence" means a fence more than 3'-6" high intended to inhibit public view and provide seclusion. Solid fences and/or stockade fencing are not permitted and are not considered privacy fencing as defined herein. Privacy fences must maintain at least 25% of the vertical surface open to air and light. Examples of privacy fences include but are not limited to:

\* \* \*

D. Privacy fences used to block the view of a patio, pool, gazebo or other structure shall be installed at the building line in a front yard, and otherwise set back at least ten (10) feet from the right of way, or at an optional 3' maximum distance from the building line for a gate installation (except on corner lots—see NOTE below for corner lots); with an approximate overall fence length of the proposed structure to be blocked. There shall be a 3' minimum clearance between the fence and rear side yard lot lines for all privacy fences used solely to block the view of a structure as described above. Fences used for enclosure of yards shall be constructed according to 1171.16(g)(8).



Property Boundary (lot) Lines:

Privacy Fence (one on each side of structure):

Decorative/Ornamental Fence (rear location only):

NOTE: ~~Corner lots are permitted to have one prohibited from the additional 3' (gate option) off the front side (building line) of the house. Corner lots are considered to have two front yards as set forth in 1133.02(27)(B), and p~~Privacy fences, open fences and chain link fences are not permitted in front yards as set forth in 1171.16(d)(1)(5).

\*\*\*

(g) General Conditions.

(1) No privacy fences shall be permitted within ten feet in any direction from a point where a driveway intersects with a sidewalk, or a front property line if there is no sidewalk.

(2) No barbed wire fence shall be constructed, erected or maintained in any district except when being used for the containment of livestock permitted elsewhere by these Codified Ordinances (see Section 505.13) or as part of a security fence in a General Business (B-3), Limited Industrial (L-I) or General Industrial (G-I) district provided that it is a minimum of seven feet above natural grade and has been approved by the Planning Commission pursuant to Section 1137.05.

(3) No electrically-charged fence shall be constructed, erected or maintained in any district except when being used for the containment of livestock permitted elsewhere in these Codified Ordinances (see Section 505.13).

(4) All fences shall be maintained in good condition, be structurally sound and attractively finished at all times. Any ground between the fence and property line shall be well maintained.

(5) All fences shall be designed, constructed and finished so that the supporting members face the property of the owner of the fence.

~~(6) Any fence in a side yard which is parallel to and plainly visible from the street shall be reasonably screened from the street with appropriate landscaping.~~

\* \* \*

**Section 3.** That the remainder of the Codified Ordinances of the City of Macedonia shall not be amended unless inconsistent with this Ordinance.

**Section 4.** 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 5.** 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 6.** 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