

Record of Proceedings  
Regular Council Meeting  
December 10<sup>th</sup>, 2020

1 Presiding Officer, Mayor Nick Molnar called the December 10<sup>th</sup>, 2020 regular meeting to order at  
2 7:30PM.

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

6 **Absent: none**

7  
8 **PLEDGE OF ALLEGIANCE** Lead by Mayor Nick Molnar

9  
10 **APPROVAL OF MINUTES** Mrs. Tulley moved, Mr. Garvas seconded, and motion carried by majority  
11 on a voice vote to approve the minutes from the Regular meeting on November 12<sup>th</sup>, 2020 & Special  
12 Meeting from December 3<sup>rd</sup>, 2020. There was a nay from Mr. Ventura as he did not have the adequate  
13 time to read the minutes due to the lengthy amount of legislation and his work schedule. A discussion of  
14 getting the minutes our earlier was suggested.

15  
16 **PUBLIC COMMENTS: NONE**

17  
18 **INTRODUCTION, READINGS & ADOPTION OF LEGISLATION**

19  
20 **ORDINANCE. NO. 69-2020**

21 AN ORDINANCE AMENDING CHAPTER 1133 OF THE CODIFIED ORDINANCES OF THE CITY  
22 OF MACEDONIA RELATIVE TO SIGN REGULATIONS was **offered by Mr. Finley** for its Second  
23 reading by title only.

24  
25 Relative to Ord. 69-2020: Cleaning up the ordinance language. A public hearing will be required and will  
26 be held during our January 14<sup>th</sup>, 2021 meeting at 7:15PM

27  
28 **ORDINANCE. NO. 74-2020**

29 AN ORDINANCE PROVIDING FOR THE 2021 ANNUAL APPROPRIATIONS FOR THE CITY OF  
30 MACEDONIA, OHIO was **offered by Mrs. Tulley** for its third and final reading by title only. **Second by**  
31 **Ms. Brandt** carried unanimously on a voice vote.

32  
33 Mrs. Tulley moved, Ms. Brandt seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
34 **NO. 74-2020** and post according to law. **ORD. NO. 74-2020 declared and adopted**

35  
36 Roll Call: All aye, Finley nay.

37  
38  
39 **ORDINANCE. NO. 75-2020**

40 AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCELS OF REAL  
41 PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO  
42 BE MADE WHICH DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF  
43 THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF  
44 TAXES, ESTABLISHING A CLEANLAND MUNICIPAL PUBLIC IMPROVEMENT TAX  
45 INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS  
46 PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43; AND  
47 DECLARING AN EMERGENCY was **offered by Ms. Brandt** for its second and third readings.  
48 **Second by Mr. Ventura** carried unanimously on a voice vote.

49  
50 Ms. Brandt moved, Mr. Ventura seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
51 **NO. 75-2020** and post according to law. **ORD. NO. 75-2020 declared and adopted**

52  
53

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54 **ORDINANCE. NO. 78-2020**

55 AN ORDINANCE AMENDING SECTION 537.16 OF THE CODIFIED ORDINANCES  
56 OF THE CITY OF MACEDONIA RELATIVE TO THE DISTRIBUTION, POSSESSION, AND USE  
57 OF CIGARETTES, VAPOR PRODUCTS, OR OTHER TOBACCO PRODUCTS was **offered by Mr.**  
58 **Ventura** for its second and third readings. **Second by Mr. Finley** carried unanimously on a voice vote.

59  
60 Relative to ORD.78-2020: This ordinance will make it so that any offences that occur will be dealt with at  
61 the local level, not the state level.

62  
63 Mr. Ventura moved, Mr. Finley seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
64 **NO. 78-2020** and post according to law. **ORD. NO. 78-2020 declared and adopted**

65  
66  
67 **ORDINANCE. NO. 79-2020**  
68 AN ORDINANCE AMENDING ORDINANCE NO. 92-2019 RELATIVE TO CURRENT EXPENSES  
69 AND OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD OF JANUARY  
70 1, 2020 TO DECEMBER 31, 2020 was **offered by Mrs. Tulley** and moved Council waive the  
71 requirement that it be read by title on three different days, instructing the Clerk to read it by title only for  
72 all three readings. **Second by Mr. Garvas** carried unanimously on a voice vote.

73  
74 Mrs. Tulley moved, Mr. Garvas seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
75 **NO. 79-2020** and post according to law. **ORD. NO. 79-2020 declared and adopted**

76  
77  
78 **ORDINANCE. NO. 80-2020**  
79 AN ORDINANCE APPROVING USE OF THE CITY OF MACEDONIA PLANNED CAPITAL  
80 PURCHASE PROGRAM FOR CERTAIN PLANNED CAPITAL PURCHASES was **offered by Mr.**  
81 **Finley** and moved Council waive the requirement that it be read by title on three different days,  
82 instructing the Clerk to read it by title only for all three readings. **Second by Ms. Brandt** carried  
83 unanimously on a voice vote.

84  
85 Relative to ORD.80-2020: Monies are being set aside for long range purchases.

86  
87 Mr. Finley moved, Ms. Brandt seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
88 **NO. 80-2020** and post according to law. **ORD. NO. 80-2020 declared and adopted**

89  
90  
91 **ORDINANCE. NO. 81-2020**  
92 AN ORDINANCE AMENDING ORDINANCE NO. 69-2019 RELATIVE TO THE COMPENSATION  
93 SCHEDULE FOR THE NON-UNION CITY EMPLOYEES OF MACEDONIA was **offered by Mr.**  
94 **Garvas** and moved Council waive the requirement that it be read by title on three different days,  
95 instructing the Clerk to read it by title only for all three readings. **Second by Ms. Brandt** carried  
96 unanimously on a voice vote.

97  
98 Relative to ORD 81-2020: Updating the compensation for our HR director, who has put in countless  
99 hours and efforts and has been over-due for this rate change. All other non-union employees will receive a  
100 2% pay increase across the board to all levels.

101  
102 Mr. Garvas moved, Ms. Brandt seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
103 **NO. 81-2020** and post according to law. **ORD. NO. 81-2020 declared and adopted**

104  
105  
106 **RESOLUTION. NO. 82-2020**  
107 A RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY  
108 THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF MACEDONIA IN

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109 ACCORDANCE WITH OHIO REVISED CODE SECTION 721.15 was **offered by Ms. Brandt** and  
110 moved Council waive the requirement that it be read by title on three different days, instructing the Clerk  
111 to read it by title only for all three readings. **Second by Mr. Ventura** carried unanimously on a voice  
112 vote.

113  
114 Ms. Brandt moved, Mr. Ventura seconded, and motion carried unanimously on voice vote to adopt  
115 **RESO. NO. 82-2020** and post according to law. **RESO. NO. 82-2020 declared and adopted**  
116

117  
118 **ORDINANCE. NO. 83-2020**

119 AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE VEHICLES AND EQUIPMENT  
120 FOR THE CITY OF MACEDONIA SERVICE DEPARTMENT was **offered by Mr. Garvas** and moved  
121 Council waive the requirement that it be read by title on three different days, instructing the Clerk to read  
122 it by title only for all three readings. **Second by Mr. Finley** carried unanimously on a voice vote.

123  
124 Relative to ORD 83-2020: Mr. Garvas is Amending for the first whereas clause where it states Fire  
125 Department to say Service Dept.

126  
127 Mr. Garvas moved, Mr. Finley seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
128 **NO. 83-2020** and post according to law. **ORD. NO. 83-2020 declared and adopted**  
129

130  
131 **ORDINANCE. NO. 84-2020**  
132 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH  
133 KEYBANK TO FINANCE EQUIPMENT AND VEHICLES FOR THE SERVICE DEPARTMENT was  
134 **offered by Mrs. Tulley** and moved Council waive the requirement that it be read by title on three  
135 different days, instructing the Clerk to read it by title only for all three readings. **Second by Ms. Brandt**  
136 carried unanimously on a voice vote.

137  
138 Relative to ORD 84-2020: This ordinance is for the actual purchase of the vehicles and equipment, Mr.  
139 Veres was able to get this at a 1.3% interest rate.

140  
141 Mrs. Tulley moved, Ms. Brandt seconded, and motion carried unanimously on voice vote to adopt **ORD.**  
142 **NO. 84-2020** and post according to law. **ORD. NO. 84-2020 declared and adopted**  
143

144 **RESOLUTION. NO. 85-2020**  
145 A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF JEFF GARVAS TO SERVE  
146 AS A MEMBER OF THE BOARD OF DIRECTORS OF THE NORTHFIELD CENTER TOWNSHIP-  
147 MACEDONIA JOINT ECONOMIC DEVELOPMENT DISTRICT was **offered by Mr. Ventura** and  
148 moved Council waive the requirement that it be read by title on three different days, instructing the Clerk  
149 to read it by title only for all three readings. **Second by Mrs. Tulley** carried unanimously on a voice vote  
150

151 Roll Call: Mr. Garvas abstains, all ayes  
152

153 Mr. Ventura moved, Mrs. Tulley seconded, and motion carried unanimously on voice vote to adopt  
154 **RESO.NO.85-2020** and post according to law. **RESO. NO. 85-2020 declared and adopted**  
155

156 **RESOLUTION. NO. 86-2020**  
157 A RESOLUTION OPPOSING THE OHIO GOVERNOR'S COVID-19 EXECUTIVE ORDERS was  
158 **offered by Mr. Finley** for a first reading by title only. A second is not required.  
159

160 Relative to ORD 86-2020: Councilman Finley "I understand that for some this is controversial; however,  
161 with rational and dispassionate discourse I hope that you will see that this resolution is needed and  
162 reasonable. Governor DeWine has used his office abusively to take Ohioans hostage. We cringe each

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163 week to see what he will do next to take away our freedoms and economic livelihoods. I have spoken to  
164 business owners in town and they are constantly wasting resources to stay open and meet his ever-  
165 changing demands with the fear that they could be shut down the next day. This is no way to do business  
166 and several folks are struggling and closing up for good.

167  
168 Do we want to live in a society where basic freedoms are conditional on the decisions of politicians  
169 enthralled to our Public Health advisors, most who couldn't hack in medical school but found a home in  
170 government to feel important in public society? Is it worth it? I say no. Guidance is acceptable, voluntary  
171 isolation is fine and strongly recommended for those that are more susceptible to hospitalization, but  
172 coercion is not acceptable and there is no moral or principled justification for it. What kind of life do we  
173 think we are protecting? There is more to life than the avoidance of death. Life is a drink with friends, a  
174 crowded football game, or a live concert. Life is family celebration with children and grandchildren, life  
175 is companionship, an arm around ones back, laughter or tears shared at less than six feet. These are not  
176 optional extras; these are life itself. These are fundamental to our humanity as social beings. A mere  
177 biological life is just not worth living.

178 However, opposing the Governor's mandates is not a useful endeavor, if we cannot provide a rational  
179 alternative that we can agree on. As such, I would like for Council to recommend that the Governor back  
180 away from his current handling of the pandemic and adopt the principals outlined in The Great Barrington  
181 Declaration, so named for the city in Massachusetts where it was signed by three infectious disease  
182 epidemiologists. They did so because they have grave concerns about the damaging physical and mental  
183 impacts of the prevailing COVID 19 policies and recommend an approach called focused protection.

184  
185 What I want to close with for my fellow council members, is that people who are living in irrational fear  
186 of the virus already have their representatives, the entire entertainment world, the media, virtually all of  
187 the political class, for the rest of us, we have almost no one. People's family members who have died  
188 because their routine procedures were canceled or people who have poured their hearts and everything,  
189 they have to start a business to see it crushed and destroyed. Or people who think they can best judge for  
190 themselves what life they want to live, have no one to speak for them and no one will speak for them  
191 except us. Some people will hate you for it and call you a grandma killer, the automatons that can do  
192 nothing but repeat CBS news talking points will think we are terrible. The rest will consider us heroes.  
193 There is no one coming to rescue, we must be the voice of the voiceless, because if it is not us, it will be  
194 no one. I hope that we can coalesce and pass this Resolution. I also would like the Residents provide their  
195 thoughts on this Resolution. Any correspondence regarding this Resolution should be sent to the Clerk of  
196 Council, Ms. Trzaska."

197  
198 **Great Barrington Declaration Text:**

199 The Great Barrington Declaration – As infectious disease epidemiologists and public health  
200 scientists we have grave concerns about the damaging physical and mental health impacts of the  
201 prevailing COVID-19 policies, and recommend an approach we call Focused Protection.

202 Coming from both the left and right, and around the world, we have devoted our careers to  
203 protecting people. Current lockdown policies are producing devastating effects on short and  
204 long-term public health. The results (to name a few) include lower childhood vaccination rates,  
205 worsening cardiovascular disease outcomes, fewer cancer screenings and deteriorating mental  
206 health – leading to greater excess mortality in years to come, with the working class and younger  
207 members of society carrying the heaviest burden. Keeping students out of school is a grave  
208 injustice.

209 Keeping these measures in place until a vaccine is available will cause irreparable damage, with  
210 the underprivileged disproportionately harmed.

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211 Fortunately, our understanding of the virus is growing. We know that vulnerability to death from  
212 COVID-19 is more than a thousand-fold higher in the old and infirm than the young. Indeed, for  
213 children, COVID-19 is less dangerous than many other harms, including influenza.

214 As immunity builds in the population, the risk of infection to all – including the vulnerable –  
215 falls. We know that all populations will eventually reach herd immunity – i.e. the point at which  
216 the rate of new infections is stable – and that this can be assisted by (but is not dependent upon) a  
217 vaccine. Our goal should therefore be to minimize mortality and social harm until we reach herd  
218 immunity.

219 The most compassionate approach that balances the risks and benefits of reaching herd  
220 immunity, is to allow those who are at minimal risk of death to live their lives normally to build  
221 up immunity to the virus through natural infection, while better protecting those who are at  
222 highest risk. We call this Focused Protection.

223 Adopting measures to protect the vulnerable should be the central aim of public health responses  
224 to COVID-19. By way of example, nursing homes should use staff with acquired immunity and  
225 perform frequent testing of other staff and all visitors. Staff rotation should be minimized.  
226 Retired people living at home should have groceries and other essentials delivered to their home.  
227 When possible, they should meet family members outside rather than inside. A comprehensive  
228 and detailed list of measures, including approaches to multi-generational households, can be  
229 implemented, and is well within the scope and capability of public health professionals.

230 Those who are not vulnerable should immediately be allowed to resume life as normal. Simple  
231 hygiene measures, such as hand washing and staying home when sick should be practiced by  
232 everyone to reduce the herd immunity threshold. Schools and universities should be open for in-  
233 person teaching. Extracurricular activities, such as sports, should be resumed. Young low-risk  
234 adults should work normally, rather than from home. Restaurants and other businesses should  
235 open. Arts, music, sport and other cultural activities should resume. People who are more at risk  
236 may participate if they wish, while society as a whole enjoys the protection conferred upon the  
237 vulnerable by those who have built up herd immunity.

238 *On October 4, 2020, this declaration was authored and signed in Great Barrington, United*  
239 *States, by:*

240 **Dr. Martin Kulldorff**, professor of medicine at Harvard University, a biostatistician, and  
241 epidemiologist with expertise in detecting and monitoring infectious disease outbreaks and  
242 vaccine safety evaluations.

243 **Dr. Sunetra Gupta**, professor at Oxford University, an epidemiologist with expertise in  
244 immunology, vaccine development, and mathematical modeling of infectious diseases.

245 **Dr. Jay Bhattacharya**, professor at Stanford University Medical School, a physician,  
246 epidemiologist, health economist, and public health policy expert focusing on infectious diseases  
247 and vulnerable populations.

248

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249

250

251 **ORDINANCE. NO. 87-2020**

252 AN ORDINANCE CREATING CHAPTER 1387 OF THE CITY OF MACEDONIA'S CODIFIED  
253 ORDINANCES RELATIVE TO PORTABLE, ON-DEMAND STORAGE DEVICES ("PODS"),  
254 CONSTRUCTION DUMPSTERS AND DUMPSTER BAGS was **offered by Mr. Ventura** for a first  
255 reading by title only. A second is not required.

256

257 Relative to ORD 87-2020: This ordinance would make it so anyone utilizing a POD would need to get a  
258 permit. If the POD will be on the property for an extensive period, they would need to let the city know  
259 and this would adjust the permit.

260

261 **MOTIONS / OTHER LEGISLATIVE ACTION** none

262

263 **CORRESPONDENCE** none

264

265 **MAYOR'S REPORT**

266

267 - Happy Hanukkah

268 - November 30<sup>th</sup>, 2020- there was a huge snowstorm. Service department usually has 16 full time  
269 employees, they are only working with 8. This was not an easy job for them to accomplish,  
270 however they did great! Thank you for your hard work!

271 - Shop Local! The local businesses need your help!

272 - Joyce Hunt runs the Emergency Assistant center, they need help. If you can help, please do so!  
273 Counselor Ventura helps at least once a week. Any donation or assistance is appreciated. It is a  
274 great program.

275 - We are in receipt of a grant for our Seniors! \$25,000! Thank you to Cheri Kuzma for finding this  
276 grant and applying for it! This will do many wonders for our seniors.

277 - Operation Blue Santa: This was spearheaded by Sgt. Costello. With the help of Walmart, Hobby  
278 Lobby, Lowes, and Home Depot, a family was nominated and received amazing Christmas gifts!

279 - Do not drive distracted.

280

281

282 **COMMITTEE REPORTS**

283

284 **Parks & Recreation** Had their final meeting, hot tub will be fixed. Councilwoman Brandt does not know  
285 if she will be the Parks and Rec representative for council next year.

286 **Cemetery Committee** none

287

288 **DEPARTMENT REPORTS**

289 **Service Department:** Director Hnottavange- Said that the Mayor was ready at a moment notice to jump  
290 in a truck to help during the snowstorm. With the 8 employees there are 6 plow routes. One group works  
291 16 hours the other group works 16. It was difficult but had to be done. One of the main difficulties was  
292 the downed trees, mainly on Rt 82. Crew was having to stop plowing and remove the trees. With the  
293 snow melting, we are hoping to resume leaf collection. Starting on Shepard Rd then moving into the  
294 Orange route. Do not forget that our website does show the leaf collection route [www.macedonia.oh.us](http://www.macedonia.oh.us)

295 **Engineer:** Director Gigliotti- Guadalupe detention pond is currently under construction. Happy Holidays!

296 **Parks and Recreation Department:** Jason Chadock- Thank you to service for keep up with the rec  
297 center on the day of the storm. As well as the part-time staff. Thank you to Councilwoman Brandt.

298 Working on a new logo design for the park and rec department. Did receive our first ever grant! Will be  
299 using that money towards a new software system. Have been able to partner with our local schools to get

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299 two new competitive diving boards. Working on getting the scheduling of the hot tub repair underway.  
300 That will be a 6-8-week project. There is also a Deck your House contest going on!

301 **Finance Department:** Director Veres- Thank you to council for passage of all finance related legislation.  
302 Have a safe and Happy Holidays.

303 **IT Department:** Director Collins- Happy and safe Holiday and New Year

304 **Fire Department:** Chief Ripley- Busy responding to calls. Happy holidays!

305 **Police Department:** Chief Golden- Thank you to Sgt. Costello for Operation Blue Santa. Some of the  
306 donation money also came from No Shave November!

307 **Law Department:** Director Guidetti- Congrats to Director Smith. Happy Holidays!

308 **HR:** Director Smith- Thank you for passing the legislation. We are also finishing the final steps in the  
309 transition to the new insurance for employees

310

311 **Unfinished Business: none**

312 .

313

314 **New Business:**

315 Mrs. Tulley: Happy holidays! This has been a trying year. Thank you for all your support! Looking  
316 forward to 2021

317 Ms. Brandt: Thank you to all employees for all your hard work. Also, congratulations to everyone for  
318 learning how to use teams!

319

320 There being no further business, the meeting was adjourned unanimously on voice vote at 8:31PM

321

322

323 **Date:** \_\_\_\_\_

324

325

326

**Attest:** \_\_\_\_\_

327

Amanda Trzaska, Clerk of Council

328

329

330 **Mayor:** \_\_\_\_\_

331

Nicholas Molnar

332

333