



A G E N D A REGULAR MEETING OF COUNCIL

January 28th, 2021
Work Session 7:00 PM
Council Meeting 7:30 PM

Roll call: Ms. Brandt, Mr. Finley, Mr. Garvas, Mrs. Tulley, Mr. Ventura

Pledge of Allegiance by Mayor Nick Molnar

Approval of Minutes Regular Meeting January 14th, 2021

I. PUBLIC COMMENTS

II. CORRESPONDENCE

III. PENDING &/OR NEW LEGISLATION

RESO. NO. 86 -2020[D. FINLEY]

A RESOLUTION OPPOSING THE OHIO GOVERNOR'S COVID-19 EXECUTIVE ORDERS

1st Read 12-10-2020, 1-14-2021

2nd Read

3rd Read

ORD. NO. 87 -2020[V. VENTURA]

AN ORDINANCE CREATING CHAPTER 1387 OF THE CITY OF MACEDONIA'S CODIFIED ORDINANCES RELATIVE TO PORTABLE, ON-DEMAND STORAGE DEVICES ("PODS"), CONSTRUCTION DUMPSTERS AND DUMPSTER BAGS

1st Read 12-10-2020.

2nd Read 1-14-2021.

3rd Read

ORD. NO. 5 -2021

AN ORDINANCE AMENDING ORDINANCE NO. 74-2020 RELATIVE TO CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD OF JANUARY 1, 2021 TO DECEMBER 31, 2021

1st Read

2nd Read

3rd Read

RESO.NO. 6 -2021

A RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF MACEDONIA IN ACCORDANCE WITH OHIO REVISED CODE SECTION 721.15

1st Read

2nd Read

3rd Read

RESO.NO. 7 -2021

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

1st Read

2nd Read

3rd Read

IV. MOTIONS / OTHER LEGISLATIVE ACTION

V. Mayor's Report

VI. Committee Reports

VII. Department Reports

Parks & Recreation Department: Director Jason Chadock

IT Department: Director Kyle Collins

Engineer Department: Director Joe Gigliotti

Police Department: Chief Jon Golden

Service Department: Director John Hnottavange

Fire Department: Chief Brian Ripley

Human Resources Department: Director Annette Smith

Finance Department: Director John Veres

Law Department: Director Mark Guidetti

VIII. Unfinished Business

IX. New Business

X. Adjournment

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

***Public Comment for the January 28th Council Meeting should be sent to Clerk of Council Amanda Trzaska at atrzaska@macedonia.oh.us . Public comment must be received no later than the close of business on January 27th, 2020 and will be subsequently made available to the public.**

***Note ***

- This will a Virtual Work Session & Regular Meeting; we will not be holding session in council chambers.
- Council’s virtual meeting will be held through Microsoft Teams access will be available on the City of Macedonia’s website www.macedonia.oh.us

<h1 style="margin: 0;">January</h1> 2021						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	Mayors Court	5	6	7	8
10	11	Mayors Court	12	13	14	15
17	-Martin Luther King Jr. Day -Planning Commission Monthly meeting	Mayors Court	19	-Parks & Rec Commission -BZA Meeting	21	22
24	25	Mayors Court	26	27	28	29
31					30	

-End

Record of Proceedings
Regular Council Meeting
January 14th, 2021

1 Presiding Officer, Mayor Nick Molnar called the January 14th, 2021 regular meeting to order at 7:30PM.

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

5 **Absent: none**

6
7 **PUBLIC HEARING @ 7:15PM:** ORDINANCE. NO. 69-2020

8 AN ORDINANCE AMENDING CHAPTER 1133 OF THE CODIFIED ORDINANCES OF THE CITY
9 OF MACEDONIA RELATIVE TO SIGN REGULATIONS

10
11 **PLEDGE OF ALLEGIANCE** Lead by Mayor Nick Molnar

12
13 **APPROVAL OF MINUTES** Mr. Ventura motioned for an amendment in the minutes, asking the clerk
14 to change line 11. Asking to change the minutes from saying unanimously to majority vote from those
15 minutes. Mrs. Tulley did ask that if there are any issues with the minutes please provide those to the clerk
16 prior to the meeting so there is a final draft ready for council's approval. Mrs. Tulley moved, Mr. Garvas
17 seconded, and motion carried unanimously on a voice vote to approve the minutes from the Regular
18 meeting on December 10th, 2020. Minutes were approved.

19
20 **ELECTION OF COUNCIL OFFICERS**

21
22 **COUNCIL PRESIDENT**

23 Ms. Brandt moved, nominating Mr. Ventura for Council President

24 Roll Call on motion nominating Mr. Ventura to the position of Council President:

25 Ayes: Ms. Brandt, Mr. Ventura

26 Nays: Mr. Finley, Mr. Garvas, Mrs. Tulley

27
28 Mr. Finley moved, nominating Mrs. Tulley for Council President:

29 Roll Call on motion nominating Mrs. Tulley to the position of Council President:

30 Ayes: Mr. Finley, Mr. Garvas, Mrs. Tulley

31 Nays: Ms. Brandt, Mr. Ventura

32
33 There being no further nominations were closed.

34
35 **Mrs. Tulley Elected Council President for 2021**

36
37 **COUNCIL VICE-PRESIDENT**

38 Mr. Finley moved, and Mr. Garvas seconded, nominating Mr. Ventura to the position of Council Vice
39 President.

40
41 There being no further nominations, nominations were closed.

42
43 Roll call on motion nominating Mr. Ventura to the position of Council Vice President:

44 Ayes: Ms. Brandt, Mr. Finley, Mr. Garvas, Mrs. Tulley, Mr. Ventura

45 Nays: None

46 **Mr. Ventura Elected Council Vice President for 2021**

47
48 **COUNCIL REPRESENTATIVE TO THE PARKS AND RECREATION COMMISSION**

49 Mrs. Tulley moved, Mr. Ventura seconded, nominating Ms. Brandt to the position of Council
50 Representative to the Parks & Recreation Commission.

51
52 There being no further nominations, nominations were closed.

53

Record of Proceedings
Regular Council Meeting
January 14th, 2021

54 Roll call on motion nominating Ms. Brandt to the position of Council Representative to Parks &
55 Recreation Commission.

56 Ayes: Ms. Brandt, Mr. Finley, Mr. Garvas, Mrs. Tulley, Mr. Ventura

57 Nays: None

58 **Ms. Brandt elected Council Representative to Park & Recreation Commission for 2021**

59
60

61 **PUBLIC COMMENTS: NONE**

62

63 **CORRESPONDENCE FROM THE CLERK:** Regarding Resolution 86-2020 the majority consensus
64 that the residents of the City of Macedonia have relayed is that they believe that Gov. DeWine is doing
65 his best to stop the spread of COVID-19. That they have faith in his plans, and that he is not abusing his
66 power. Many residents were upset by the resolution and their emotions were very strong on the matter.
67 Between the phone calls and emails I received there were only a few in support of the resolution.
68 Residents do not believe that resolution 86-2020 should be passed. The clerk received 14 emails & 7
69 calls. 2 emails were for the Resolution, 1 call was for the resolution, showing that 12 emails were against
70 and 6 calls were also against the resolution.

71

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

73

74 **ORDINANCE. NO. 69-2020**

75 AN ORDINANCE AMENDING CHAPTER 1133 OF THE CODIFIED ORDINANCES OF THE CITY
76 OF MACEDONIA RELATIVE TO SIGN REGULATIONS was **offered by Mr. Finley** for its Third and
77 final reading by title only. **Seconded by Mr. Garvas** carried unanimously on a voice vote.

78

79 Relative to Ord. 69-2020: Cleaning up the ordinance language. A public hearing was held during this
80 meeting at 7:15PM there were no public in attendance, nor any comments sent to the clerk. The clerk did
81 receive one phone call regarding the ordinance, the resident just wanted information, nothing further came
82 about.

83

84 Mr. Finley moved, Mr. Garvas seconded, and motion carried unanimously on voice vote to adopt **ORD.**
85 **NO. 69-2020** and post according to law. **ORD. NO. 69-2020 declared and adopted.**

86

87

88 **RESOLUTION. NO. 86-2020**

89 A RESOLUTION OPPOSING THE OHIO GOVERNOR'S COVID-19 EXECUTIVE ORDERS was
90 **offered by Mr. Finley** for a second reading by title only. A second is not required.

91

92 Relative to ORD 86-2020: Mayor Molnar & Counselor Ventura would like residents to know that this
93 piece of legislation was done by Mr. Finley only not all of council nor administration. There has been a
94 lot of talk regarding this Resolution. Mr. Finley would like it to go to a third reading so residents can send
95 in more comments. Council will then make their decision at the January 28th, 2021 meeting.

96

97

98 **ORDINANCE. NO. 87-2020**

99 AN ORDINANCE CREATING CHAPTER 1387 OF THE CITY OF MACEDONIA'S CODIFIED
100 ORDINANCES RELATIVE TO PORTABLE, ON-DEMAND STORAGE DEVICES ("PODS"),
101 CONSTRUCTION DUMPSTERS AND DUMPSTER BAGS was **offered by Mr. Ventura** for a second
102 and third reading by title only. Seconded by Ms. Brandt. This motion was then rescinded by Mr. Ventura
103 and moved to offer it for a second reading by title only. A second is not required.

104

105 Relative to ORD 87-2020: Mr. Ventura had originally asked for a second and third reading, however there
106 was still a few things that needed updated with this piece of legislation before it was to be passed. The

Record of Proceedings
Regular Council Meeting
January 14th, 2021

107 mayor was not in agreement of there being a \$5 fee for a permit is just adding another unnecessary step
108 for our residents and does not believe that there should be a permit or fee, Mr. Garvas agreed. It was put
109 on for a second reading for now to investigate these details further.
110

111 **RESOLUTION. NO. 1 -2021**

112 AN EMERGENCY RESOLUTION AUTHORIZING THE ADVANCE OF LOCAL TAXES BY THE
113 SUMMIT COUNTY FISCAL OFFICE TO THE CITY OF MACEDONIA FOR 2020 TAX YEAR
114 PAYABLE IN 2021 was **offered by Mr. Garvas** and moved Council waive the requirement that it be
115 read by title on three different days, instructing the Clerk to read it by title only for all three readings.
116 **Second by Mr. Finley** carried unanimously on a voice vote.
117

118 Roll call: Ayes: Brandt, Garvas, Tulley, Ventura
119 Nays: Finley
120

121 Mr. Garvas moved, Mr. Finley seconded, and motion carried unanimously on voice vote to adopt **RESO.**
122 **NO. 1-2021** and post according to law. **RESO. NO.1-2021 declared and adopted.**
123

124 **ORDINANCE. NO. 2-2021**

125 AN EMERGENCY ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT
126 BETWEEN THE CITY OF MACEDONIA AND THE MACEDONIA FIREFIGHTERS,
127 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 3947 FOR THE YEARS 2020,
128 2021, AND 2022 was **offered by Mr. Ventura** and moved Council waive the requirement that it be read
129 by title on three different days, instructing the Clerk to read it by title only for all three readings. **Second**
130 **by Mrs. Tulley** carried unanimously on a voice vote.
131

132 Mr. Ventura moved, Mrs. Tulley seconded, and motion carried unanimously on voice vote to adopt **ORD.**
133 **NO. 2-2021** and post according to law. **ORD. NO.2-2021 declared and adopted.**
134

135
136 **ORDINANCE. NO. 3-2021**

137 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF
138 UNDERSTANDING WITH THE SUMMIT SOIL AND WATER CONSERVATION DISTRICT AND
139 THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR ASSISTANCE IN IMPLEMENTING
140 SOIL AND WATER CONSERVATION MEASURES was **offered by Ms. Brandt** and moved Council
141 waive the requirement that it be read by title on three different days, instructing the Clerk to read it by
142 title only for all three readings. **Second by Mr. Garvas** carried unanimously on a voice vote.
143

144 Ms. Brandt moved, Mr. Garvas seconded, and motion carried unanimously on voice vote to adopt **ORD.**
145 **NO. 3-2021** and post according to law. **ORD. NO. 3-2021 declared and adopted.**
146

147
148 **ORD. NO. 4-2021**

149 AN EMERGENCY ORDINANCE ESTABLISHING THE COMPENSATION SCHEDULE FOR THE
150 NON-UNION CITY EMPLOYEES OF MACEDONIA EFFECTIVE JANUARY 1, 2021 was **offered by**
151 **Mrs. Tulley** and moved Council waive the requirement that it be read by title on three different days,
152 instructing the Clerk to read it by title only for all three readings. **Second by Mr. Finley** carried
153 unanimously on a voice vote. Mrs. Tulley made a motion to amend the compensation table of 2022 for
154 paygrade 7 to make the maximum 28.68.
155

156 Mrs. Tulley moved, Mr. Finley seconded, and motion carried unanimously on voice vote to adopt **ORD.**
157 **NO. 4-2021** and post according to law. **ORD. NO.4-2021 declared and adopted.**
158
159

Record of Proceedings
Regular Council Meeting
January 14th, 2021

160 **MOTIONS / OTHER LEGISLATIVE ACTION**

161 Ms. Brandt motioned to accept the donation of a furnace inspection and control panel replacement, valued
162 at \$500, from Jackson Heating and Cooling for the Longwood Manor house. Seconded by Mrs. Tulley.

163

164

165 **MAYOR'S REPORT**

166

167 - Court Deposits from December 1-31, 2020: \$3,074

168 - Court Deposits from November 1-30, 2020: \$5,956

169 - Raising Canes is moving in to where Stake and Shake was! This will be a great addition to the
170 city. There is some movement to where the Golden Coral was.

171 - Property evaluations going up. The mayor did reach out to the Summit County Fiscal Officer and
172 she did reply. This will be up on our website. The state essentially denied any delay in increases.

173 - Thank you to Counselor Brandt and Counselor Garvas on the Are You Ok program. This
174 basically checks in on our seniors. It is a great program and working on getting up and running.

175 - Monday January 18th, 2021 City Hall will be closed, it is Martin Luther King Day.

176 - Do not drive distracted.

177

178

COMMITTEE REPORTS

179

180 **Parks & Recreation** Ms. Brandt thanked everyone for the confidence! Next meeting will be next
181 Wednesday at 6PM, it will be virtual.

182 **Cemetery Committee** Mrs. Tulley stated that sagamore drops off the board and Northfield does come
183 on. Working on getting a website up that will have all the cemetery deeds and plots available to view.

184 **JEDD** Mr. Ventura, Mr. Garvas & Mayor Molnar spoke on this: the mound & the army corps of
185 engineers, policing of the area near there. Meyer Steel looking at a property. Dunkin Donuts and the
186 carwash with a right in/right out.

187

188 Mayor Molnar requested to have the names of the department heads on the agenda in alphabetical order
189 when the clerk makes the agenda.

190

191

DEPARTMENT REPORTS

192 **Service Department:** Director Hnottavange- January 3rd started services night shift. To have a head start
193 on the roads. Thanks to ODOT district 4 for the clearing of the downed tree on December 1, 2020.

194 **Engineer:** Director Gigliotti- Guadalupe detention pond is finished!

195 **Parks and Recreation Department:** Jason Chadock- Congratulations to Counselor Brandt! The hot tub
196 is being worked on as we speak! The true leak was found in the hot tub, there was around 4 inches of
197 water a day that was leaking out of the hot tub. Lap pool heater went out two weeks ago, it did go down to
198 about 74 degrees. Steve Plata was able to make a temporary repair to the boiler while we wait for the
199 parts to be shipped. While all this went on, the activity pool also was having heating issues. The auction
200 items will be going up next week on the auction site.

201 **Finance Department:** Director Veres- wrapping up 2020. Gathering resumes for accounts receivable
202 administrator. Andrea May will be retiring in May 2021. Collecting resumes through next Thursday.

203 **IT Department:** Director Collins- looking at a replacement of our firewall. Options of a new website.
204 Thank you to counselor Brandt for help with an issue with our website.

205 **Fire Department:** Chief Ripley- 100 years ago the Macedonia fire department was founded! Working on
206 getting something going to celebrate this. About 200 calls less during the state shutdown. Made up for it
207 in the townships. People were afraid to call 911 because they were afraid, they were going to get COVID
208 in the hospitals. Call volume is back too normal. Most of the fire staff has now received the first round of
209 the vaccine. The 800 radios are getting ready to be installed.

Record of Proceedings
Regular Council Meeting
January 14th, 2021

210 **Police Department:** Chief Golden- Please lock your vehicles. Do not leave your keys in your car, do not
211 leave any valuables visible. There are gangs coming out of Cleveland that are hitting the surrounding
212 areas.

213 **Law Department:** Director Guidetti- some insurance companies will deny claims if people leave their
214 keys in their car.

215 **HR:** Director Smith- Very busy closing out 2020. Getting benefits out through medical mutual so all
216 employees have their insurance.

217

218 **Unfinished Business: none**

219

220 **New Business:**

221

222 Mrs. Tulley made a motion to move into an executive session Pursuant to R.C 121.22G1 to discuss the
223 appointment, employment, dismissal, discipline, promotion, demotion, compensation of the investigation
224 complaints concerning a public employee or official. Mr. Garvas seconded.

225 Roll Call: Brandt, Finley, Garvas, Tulley, Ventura

226

227 There being no further business, the meeting was adjourned unanimously on voice vote at 9:17PM

228

229

230 **Date:** _____

231

232

233

Attest: _____

234

Amanda Trzaska, Clerk of Council

235

236

237 **Mayor:** _____

238

Nicholas Molnar

239

240

ORIGINATOR: COUNCILMAN FINLEY

SPONSOR: D. FINLEY

**CITY OF MACEDONIA
RESOLUTION NO. 86 -2020**

**A RESOLUTION
OPPOSING THE OHIO GOVERNOR'S
COVID-19 EXECUTIVE ORDERS**

WHEREAS, the Ohio Governor has enacted executive orders that have limited the freedoms, livelihoods, and economic standing of the residents of the City of Macedonia;

WHEREAS, the Ohio Legislature holds the power to legislate and the Governor's overreach and abuse of power is causing more hardship than safety for the residents in this City of Macedonia;

WHEREAS, the Ohio Governor's appointed Public Health officials are not elected and should not dictate rules and regulations that were not passed by the Ohio Legislature to perform a social science experiment on the residents of the City of Macedonia;

WHEREAS, three infectious disease epidemiologists, Dr. Martin Kulldorff, professor of medicine at Harvard University, a biostatistician, and epidemiologist with expertise in detecting and monitoring infectious disease outbreaks and vaccine safety evaluations, Dr. Sunetra Gupta, professor at Oxford University, an epidemiologist with expertise in immunology, vaccine development, and mathematical modeling of infectious diseases, and Dr. Jay Bhattacharya, professor at Stanford University Medical School, a physician, epidemiologist, health economist, and public health policy expert focusing on infectious diseases and vulnerable populations, have signed the Great Barrington Declaration on October 4, 2020. This declaration expresses "grave concerns about the damaging physical and mental health impacts of the prevailing COVID-19 policies, and recommend an approach we call Focused Protection"; and

WHEREAS, the City of Macedonia strongly opposes abuses of power by the Governor to limit the freedoms and economic growth of our residents and supports a more rational and local approach to Ohio's response to the pandemic.

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

Section 1. The Council of the City of Macedonia strongly and vigorously opposes the Governor's abuse of power and urges the Ohio Legislature to pass legislation to restrict his power in responding to the pandemic.

Section 2. The Council of the City of Macedonia urges the Ohio Legislature to adopt legislation that establishes the tenants of the Great Barrington Declaration.

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

Section 4. This Resolution shall take effect upon adoption by Council and signature of the Mayor or after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nick Molnar

ATTEST: _____
Amanda Trzaska, Clerk of Council

ORIGINATOR: COUNCILMAN VENTURA

SPONSOR: V. VENTURA

**CITY OF MACEDONIA
ORDINANCE NO. 87 -2020**

**AN ORDINANCE
CREATING CHAPTER 1387 OF THE CITY OF MACEDONIA’S CODIFIED
ORDINANCES RELATIVE TO PORTABLE, ON-DEMAND STORAGE DEVICES
(“PODS”), CONSTRUCTION DUMPSTERS AND DUMPSTER BAGS**

WHEREAS, Council desires to create Chapter 1387 of the City of Macedonia’s Codified Ordinances relative to Portable, On-Demand Storage Devices (“PODs”), Construction Dumpsters and Dumpster Bags; and

WHEREAS, it is necessary and in the best interest of the health, safety and welfare of City residents to create new Chapter 1387 of the Codified Ordinances relative to Portable, On-Demand Storage Devices (“PODs”), Construction Dumpsters and Dumpster Bags.

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

Section 1. That Chapter 1387 be added to the Codified Ordinances of the City of Macedonia and read as set forth in the document attached hereto and incorporated herein as Exhibit “A.”

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

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

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. Wherefore, this Ordinance shall become effective upon its adoption by Council and signature of the Mayor or as otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Amanda Trzaska, Clerk of Council

J:\2020\MACEDONIA\Legislation\Ordinances\1387.Create.Ch.POD.docx

CHAPTER 1387
Portable Storage Containers

1387.01 Definitions.

1387.02 PODS & Construction Dumpsters.

1387.03 Dumpster Bags.

1387.04 Enforcement.

1387.99 Penalty.

1387.01 DEFINITIONS.

As used in this chapter:

- (a) “Portable, On-Demand Storage Device (“POD”)” means any device, container, enclosure or structure, including both wheeled trailers and containers carried on motor vehicles or trailers, commonly used to store home furnishings and other personal items on a temporary basis during a time of home repair, construction, renovation or relocation. PODs do not include self-propelled registered motor vehicles. PODS may not be used as habitation for humans or animals, or for the storage of commercial or industrial materials.
- (b) “Construction Dumpster” means any unit designed for the collection of large quantities of trash, yard waste, garbage, building or construction debris, trees and limbs, and designed to be delivered and picked up by a truck. Construction Dumpster does not include any garbage can that can be moved by an individual.
- (c) “Dumpster Bag” means a large bag included for the collection of large quantities of trash, yard waste, garbage, building or construction debris, tree and limbs, and designed to be picked up by a truck. Dumpster Bag does not include a bag that can be moved by an individual.

1387.02 PODS AND CONSTRUCTION DUMPSTERS.

- (a) Restrictions. All PODs and Construction Dumpsters located on residential property must comply with the following:
 - (1) A POD or Construction Dumpster may be located on a property for up to (60) days.
 - (2) PODs and Construction Dumpsters are only permitted on a lot containing a lawfully existing residential dwelling.
 - (3) Only one POD or Construction Dumpster shall be allowed on a lot at one time.
 - (4) PODs and Construction Dumpsters must be located on a paved area unless located on a residential construction project where a driveway is not yet installed, in which case the POD or Construction Dumpster shall be located in an area approved by the Building Official.
 - (5) PODs and Construction Dumpsters shall be located entirely on the owner’s lot as close to the residence as possible, not blocking any site lines.
 - (6) No part of any POD or Construction Dumpster shall be located on any public property or in the public right- of-way.
 - (7) Any POD or Construction Dumpster constructed, erected or placed upon property shall comply with all applicable provisions of the Building Code.
 - (8) The Building Official is granted authority to require immediate removal of a POD or Construction Dumpster if it is determined the POD or Construction Dumpster is no longer needed at the site or becomes a nuisance.

- (9) Any POD or Construction Dumpster shall be free of dents, rust and/or graffiti and shall be maintained in good condition.

1387.03 DUMPSTER BAGS.

- (a) Dumpster bags shall not be allowed to remain on any private or public property, or public right of way, for more than 30 days.
- (b) No more than two Dumpster Bags shall be allowed on any private or public property, or public right of way, at any given time.

1387.04 ENFORCEMENT.

This Chapter may be enforced by the Police Department, Building Commissioner, or other designated employee of the City.

1387.99 PENALTY.

Any owner, occupant or other person who violates any other provision of this chapter shall be deemed guilty of a minor misdemeanor. Each day upon which a violation occurs or continues shall constitute a separate offense, but only one notice of such violation shall be necessary when required.

CHAPTER 1387
Portable Storage Containers

1387.01 Definitions.

1387.02 PODS & Construction Dumpsters.

1387.03 Dumpster bags.

1387.04 Enforcement.

1387.99 Penalty.

1387.01 DEFINITIONS.

As used in this chapter:

- (a) “Portable, On-Demand Storage Device (“POD”)” means any device, container, enclosure or structure, including both wheeled trailers and containers carried on motor vehicles or trailers, commonly used to store home furnishings and other personal items on a temporary basis during a time of home repair, construction, renovation or relocation. PODs do not include self-propelled registered motor vehicles. PODS may not be used as habitation for humans or animals, or for the storage of commercial or industrial materials.
- (b) “Construction Dumpster” means any unit designed for the collection of large quantities of trash, yard waste, garbage, building or construction debris, trees and limbs, and designed to be delivered and picked up by a truck. Construction Dumpster does not include any garbage can that can be moved by an individual.
- (c) “Dumpster Bag” means a large bag included for the collection of large quantities of trash, yard waste, garbage, building or construction debris, tree and limbs, and designed to be picked up by a truck. Dumpster Bag does not include a bag that can be moved by an individual.

1387.02 PODS AND CONSTRUCTION DUMPSTERS.

- (a) Restrictions. All PODs and Construction Dumpsters located on residential property must comply with the following:
 - (1) A POD or Construction Dumpster may be located on a property for up to (60) days.
 - (2) PODs and Construction Dumpsters are only permitted on a lot containing a lawfully existing residential dwelling.
 - (3) Only one POD or Construction Dumpster shall be allowed on a lot at one time.
 - (4) PODs and Construction Dumpsters must be located on a paved area unless located on a residential construction project where a driveway is not yet installed, in which case the POD or Construction Dumpster shall be located in an area approved by the Building Official.
 - (5) PODs and Construction Dumpsters shall be located entirely on the owner’s lot as close to the residence as possible, not blocking any site lines.
 - (6) No part of any POD or Construction Dumpster shall be located on any public property or in the public right- of-way.
 - (7) Any POD or Construction Dumpster constructed, erected or placed upon property shall comply with all applicable provisions of the Building Code.

- (8) The Building Official is granted authority to require immediate removal of a POD or Construction Dumpster if it is determined the POD or Construction Dumpster is no longer needed at the site or becomes a nuisance.
- (9) Any POD or Construction Dumpster shall be free of dents, rust and/or graffiti and shall be maintained in good condition.

1387.03 DUMPSTER BAGS.

- (a) Dumpster bags shall not be allowed to remain on any private or public property, or public right of way, for more than 30 days.
- (b) No more than two Dumpster Bags shall be allowed on any private or public property, or public right of way, at any given time.

1387.04 ENFORCEMENT.

This Chapter may be enforced by the Police Department, Building Commissioner, or other designated employee of the City.

1387.99 PENALTY.

Any owner, occupant or other person who violates any other provision of this chapter shall be deemed guilty of a minor misdemeanor. Each day upon which a violation occurs or continues shall constitute a separate offense, but only one notice of such violation shall be necessary when required.

ORIGINATOR: FINANCE DEPARTMENT

SPONSOR: _____

**CITY OF MACEDONIA
ORDINANCE NO. 5 - 2021**

**AN ORDINANCE
AMENDING ORDINANCE NO. 74-2020 RELATIVE TO CURRENT EXPENSES AND
OTHER EXPENDITURES OF THE CITY OF MACEDONIA FOR THE PERIOD OF
JANUARY 1, 2021 TO DECEMBER 31, 2021**

WHEREAS, it is necessary to amend Ordinance No. 74-2020, to make certain adjustments of the allocation of funds to facilitate various necessary operating expenses of the City of Macedonia.

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

Section 1. That Ordinance No. 74-2020 is hereby further amended, with the additions or reductions be made to the current accounts as set forth in the document attached hereto as Exhibit “A” and incorporated herein by reference.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of 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 Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Amanda Trzaska, Clerk of Council

CITY OF MACEDONIA			January 28, 2021		2021 Amended Annual	
Fund Category	Fund #	Fund Name or Department	Personal Service	Other	Transfers & Advances	Total

An Ordinance making appropriations for the current expenses and other expenditures of the City of Macedonia, Ohio, for the year
 Now therefore, be it ordained by the Council of the City of Macedonia, County of Summit, and State of Ohio:

changes

Section 1: That there be appropriated from the following funds:

General	101	General (101)					
		Council (101)	123,600	4,000		127,600	
		Administrative Support (110)	-	1,213,600		1,213,600	
		Mayor's Office (120)	433,600	33,900		467,500	
		IT (125)	133,100	174,100		307,200	
		Finance (130)	368,000	438,000		806,000	
		Mayor's Court (140)	212,300	133,500		345,800	
		Legal (150)	57,600	135,300		192,900	
		Civil Service (160)	5,500	2,600		8,100	
		City Center Service (170)	134,600	262,700		397,300	
		Building & Engineering (180)	386,700	105,200		491,900	
		Service (201)	393,700	221,100		614,800	
		Police (210)	3,094,500	235,600		3,330,100	
		Fire (222)	3,523,500	761,100		4,284,600	
		Dispatch (310)	796,500	40,800		837,300	
		Transfers (321)	-	-	2,170,000	2,170,000	
		Advances (321)	-	-	-	-	
		Total General Fund (101)	9,663,200	3,761,500	2,170,000	15,594,700	
		total Personal Service + Other		13,424,700			
	102	Emergency Reserve (102)	-	-	-	-	
	103	Unclaimed Monies (103)	-	1,000	-	1,000	
	104	Retirement Reserve (104)	-	50,000	-	50,000	
	105	Refund Program (105)	-	200,000	-	200,000	
	106	Technology Advancement (106)	-	100,000	-	100,000	
Special Revenue	201	Street Construction Maintenance & Repair (S,C,M&R) (201)					
		Street Maintenance & Repair (350)	861,300	208,800	-	1,070,100	
		Salt (352) & Traffic Signals (353)	-	108,000	-	108,000	
		Street Mechanic (354) & Signs Maintenance (355)	395,300	264,300	-	659,600	
		Total S,C,M&R Fund (201)	1,256,600	581,100	-	1,837,700	
		202	State Highway Improvement (202)	-	35,500	-	35,500
		203	Permissive License Tax (203)	-	-	124,400	124,400
		204	Parks & Recreation (204)				
			Parks (203)	226,000	107,600	-	333,600
			Recreation (204) Parks Programming	132,000	51,900	-	183,900
			Total Parks & Recreation Fund (204)	358,000	159,500	-	517,500
		205	Family Recreation Center (205)	692,700	680,500	-	1,373,200
		207	Spirit of Macedonia Festival (207)	-	35,000	-	35,000
		210	Water Maintenance & Expansion (210)	25,300	124,700	-	150,000.00
		212	Motor Vehicle License Tax (212)	-	85,000	-	85,000
		213	Police Pension (213)	-	146,500	-	146,500
		215	Indigent Drivers (215)	-	-	-	-
		216	Drug Law Enforcement (216)	-	5,000	-	5,000
		217	Law Enforcement & Education (217)	-	2,500	-	2,500
		218	CDBG Grant (218)	-	2,000	-	2,000
		220	Mayor's Court Computer (220)	-	10,300	-	10,300
		221	F.A.I.R. Program (221)	-	50,000	-	50,000
		223	Subdivision Tree (223)	-	2,000	-	2,000
		224	Wireless 911 (224)	-	2,500	-	2,500
		225	Petro UST (225)	-	1,000	-	1,000
		226	Police Donation (226)	-	100	-	100
		233	Quiet Zone Maintenance (233)	-	5,000	-	5,000
		259	A.R.R.A. Program (259)	-	1,000	-	1,000
	260	Federal Fire Grant (260)	-	1,000	-	1,000	
	262	Law Enforcement Trust (262)	-	2,500	-	2,500	
	263	Federal Equity Share (263)	-	25,000	-	25,000	
	264	Local Coronavirus Relief (264)	-	-	-	-	
	265	Local Corona Relief (265)	-	-	-	-	
	280	Safety / Service (280)	690,500	452,000	305,000	1,447,500	
		Total Special Revenue Funds	3,023,100	2,409,700	429,400	5,862,200	

CITY OF MACEDONIA			January 28, 2021		2021 Amended Annual	
Fund Category	Fund #	Fund Name or Department	Personal Service	Other	Transfers & Advances	Total
Debt Service	301	General Obligation Bond Retirement (301)	-	1,240,800	-	1,240,800
	302	Special Assessment Bond Retirement (302)	-	287,300	-	287,300
	304	Other Debt - (OPWC, State Infrastructure Bank, leases) (304)	-	486,700	-	486,700
		Total Debt Service Funds	-	2,014,800	-	2,014,800
Capital Project	401	Capital Improvement (401)	-	1,514,100	543,500	2,057,600
	405	Road Program (405)	-	1,086,500	736,400	1,822,900
	423	Municipal Property (423)	-	-	-	-
	424	Longwood Park Improvements (424)	-	900	-	900
	427	Manor House Renovation (427)	-	-	-	-
	470	Summit Pointe TIF (470)	-	750,000	-	750,000
	471	The Avenue TIF (471)	-	1,000	49,000	50,000
	472	Macedonia Shoppes TIF (472)	-	500	14,500	15,000
	473	Maguire Property TIF (473)	-	100	14,900	15,000
	474	Ambassadors Football TIF (474)	-	-	-	-
	475	Culver's TIF (475)	-	-	9,000	9,000
476	KFC TIF (476)	-	-	9,000	9,000	
	Total Capital Project Funds	-	3,353,100	1,376,300	4,729,400	
Non-Budgetary	206	Parks & Recreation Trust (206)	-	58,000	-	58,000
	702	Revolving Payroll Escrow	-	-	-	-
	710	Escrow Deposits	-	-	-	-
	711	Mayor's Court	-	-	-	-
	712	Community Room Deposits	-	-	-	-
	714	JEDD Northfield Center (714)	-	400,000	-	400,000
	715	Mayor's Court Bond	-	-	-	-
	725	Refund Program	-	-	-	-
	780	Boston Hts EMS Collection	-	-	-	-
		Total Non-Budgetary Funds	-	458,000	-	458,000
	Total All Funds	12,686,300	12,348,100	3,975,700	29,010,100	
Transfers				25,034,400		
		General (101) to Retirement Reserve (104)			50,000	
		General (101) to Technology Advancement (106)			100,000	
		General (101) to Street Construction (201)			750,000	
		General (101) to Parks & Recreation (204)			-	
		General (101) to Family Recreation Center (205)			200,000	
		General (101) to Parks & Recreation Trust (206)			50,000	
		General (101) to General Bond Retirement (301)			220,000	
		General (101) to Other Debt (304)			400,000	
		General (101) to Capital Improvements (401)			400,000	
		General (101) to Road Program (405)			-	
		General (101) to Municipal Property (423)			-	
		Permissive License Tax (203) to Road Program (405)			124,400	
		Safety Services (280) to General Bond Retirement (301)			305,000	
		Road Program (405) to General Bond Retirement (301)			675,400	
		Road Program (405) to Other Debt (304)			61,000	
		The Avenue TIF (471) to Road Program (405)			49,000	
		Macedonia Shoppes TIF (472) to Road Program (405)			14,500	
		Maguire Property TIF (473) to Road Program (405)			14,900	
	Culver's TIF (475) to Road Program (405)			9,000		
	KFC TIF (473) to Road Program (405)			9,000		
	Total Transfers			3,432,200		
Advances		General Fund (101) to Special Assessment Bond Retirement Fund (302)			-	
		General Fund (101) to Capital Improvement Fund (401)			-	
		Capital Improvement Fund (401) to General Fund (101)			543,500	
	Total Advances			543,500		

ORIGINATOR: PARKS AND RECREATION DIRECTOR

SPONSOR: _____

**CITY OF MACEDONIA
RESOLUTION NO. 6 -2021**

**A RESOLUTION
AUTHORIZING THE DISPOSITION OF CERTAIN MUNICIPAL PROPERTY BY THE
PARKS AND RECREATION DEPARTMENT OF THE CITY OF MACEDONIA IN
ACCORDANCE WITH OHIO REVISED CODE SECTION 721.15**

WHEREAS, the Parks and Recreation Department of the City of Macedonia is in possession of certain property owned by the City that is no longer needed for public use, or is obsolete or unfit for the use for which it was acquired; and

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

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

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

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

Section 1. Certain municipal property that is currently in the possession of the City Parks and Recreation Department, for which the Director recommends disposition by internet auction after having determined that such property is no longer needed for public use, or is obsolete or unfit for the use for which it was acquired, is itemized in the document attached hereto and incorporated herein by reference as Exhibit "A."

Section 2. Upon review of the information provided by the City Parks and Recreation Department and its Director, Council hereby authorizes the sale of the property set forth in Exhibit "A" by internet auction, such property being no longer needed for public use, or obsolete or unfit for the use for which it was acquired.

Section 3. The sale of the property shall be conducted by the Parks and Recreation Director through the following internet auction website:

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

Section 4. The municipal property sold by internet auction shall be available for public bid for a minimum of fifteen (15) calendar days, including Saturdays, Sundays and legal holidays, shall be allotted for bidding, and the property shall have minimum reserve pricing as set forth in Exhibit "A".

Section 5. To the extent such property not sold at internet auction and thus has no value, such property may be discarded or salvaged.

Section 6. It is found and determined that all the formal action of this Council concerning and relating to the adoption of the Resolution was adopted in an open meeting of this Council, and that all deliberations of the Council, and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 7. Wherefore, this Resolution shall become effective upon its adoption by Council and signature of the Mayor or as otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Amanda Trzaska, Clerk of Council

Auction Treadmills

Make	Machine	Serial Number for Console	Serial Number for Deck	Age
Lifefitness	Treadmill 11	HHT 102708	HCT 102958	2018
Lifefitness	Treadmill 12	HHT 106577	HCT 102970	2018
Lifefitness	Treadmill 15	HHT 106576	HCT 102975	2018
Lifefitness	Treadmill 16	HHT 107230	HCT 102974	2018

Anticipated Price

\$2,000 - \$2,500

\$2,000 - \$2,500

\$2,000 - \$2,500

\$2,000 - \$2,500

ORIGINATOR: SERVICE DEPARTMENT

SPONSOR: _____

**CITY OF MACEDONIA
RESOLUTION NO. 7 -2021**

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

WHEREAS, the Service Department of the City of Macedonia is in possession of certain property of which is owned by the City and no longer needed for public use, or are obsolete or unfit for the use for which it was acquired; and

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

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

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

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

Section 1. Certain municipal property that is currently in the possession of the City Service Department, for which the Director recommends disposition by internet auction after having determined that such property is no longer needed for public use, or is obsolete or unfit for the use for which it was acquired, is itemized in the document attached hereto and incorporated herein by reference as Exhibit “A.”

Section 2. Upon review of the information provided by the City Service Department and its Director, Council hereby authorizes the sale of the property set forth in Exhibit “A” by internet auction, such property being no longer needed for public use, or obsolete or unfit for the use for which it was acquired.

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

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

Section 4. The municipal property sold by internet auction shall be available for public bid for a minimum of fifteen (15) calendar days, including Saturdays, Sundays and legal holidays, shall be allotted for bidding, and the property shall have minimum reserve pricing as set forth in Exhibit “A.”

Section 5. To the extent such property not sold at internet auction and has no value, such property may be discarded or salvaged.

Section 6. It is found and determined that all the formal action of this Council concerning and relating to the adoption of the Resolution was adopted in an open meeting of this Council, and that all deliberations of the Council, and any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 7. Wherefore, this Resolution shall become effective upon its adoption by Council and signature of the Mayor or as otherwise be provided for in law.

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Amanda Trzaska, Clerk of Council

Out of Service Asset to be Auctioned

Roland SP-300V – 30” printer and vinyl cutter

Estimated value = \$2,000.00

