



April 1, 2022

TO: Council Members
Mayor Molnar
Directors
Staff
Media

From: Clerk of Council

RE: **AGENDA – Special Council Meeting: Tuesday, April 5, 2022 @ 6:00pm**

I. ROLL CALL

II. PENDING &/OR NEW LEGISLATION

RES.NO. 24 - 2022 [V. VENTURA, J. BRANDT]

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF DANIEL R. WILSON AS THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF MACEDONIA

1st Read
2nd Read
3rd Read

ORD.NO. 25 - 2022 [J. GARVAS, V. VENTURA]

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REAL ESTATE PURCHASE AGREEMENT FOR THE REAL PROPERTY KNOWN AS PERMANENT PARCEL NO. 33-11015 FOR THE AMOUNT OF \$625,000, AND APPROPRIATING THAT AMOUNT

1st Read
2nd Read
3rd Read

ORD.NO. 26 - 2022 [D. FINLEY, J. TULLEY]

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO PARTICIPATE IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2022

1st Read
2nd Read
3rd Read

III. ADJOURNMENT [J. TULLEY, D. FINLEY]

April

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

***Note ***

- In-person meetings have resumed. 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 Microsoft Teams. The link to access will be available on the City of Macedonia's website www.macedonia.oh.us



Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	5 JEDD Meeting Special Council Meeting Mayor's Court	6	7	8 Egg Hunt	9
10	11	12 Mayor's Court	13	14 City Council Meeting - CANCELLED	15	16
17 Easter	18 Planning Commission	19 Mayor's Court	20 Parks & Recreation Commission	21	22	23
24	25	26 Mayor's Court	27	28 City Council Work Session City Council Meeting	29	30

ORIGINATOR: ADMINISTRATION

SPONSOR: Ventura

**CITY OF MACEDONIA
RESOLUTION NO. 24 - 2022**

**A RESOLUTION
CONFIRMING THE APPOINTMENT BY THE MAYOR OF DANIEL R. WILSON
AS THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF MACEDONIA**

WHEREAS, a vacancy currently exists in the position of Director of Public Service for the City of Macedonia, Ohio given the resignation of former Service Director Leon Karas; and

WHEREAS, the City Administration has advertised the position opening and interviewed candidates to potentially fill the vacancy in the position of Director of Public Service; and

WHEREAS, the Mayor has appointed Daniel R. Wilson to the position of the Director of Public Service for the City of Macedonia pursuant to Article VII, Section 7.01 of the City Charter, having first determined he is qualified by training and experience to direct the operation of the Department of Public Service; and

WHEREAS, Council deems it necessary and in the best interest of the health, safety and welfare of all residents to confirm this appointment.

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

Section 1. That the appointment by the Mayor of Daniel R. Wilson to the position of Director of Public Service for the City of Macedonia is hereby and herein confirmed, the beginning date of employment to be on or after April 25, 2022, conditioned upon the successful completion of a one-year probationary period, and conditioned upon any other terms that may be required by the Mayor. This includes the successful completion of a background check and drug test.

Section 2. That Daniel R. Wilson will be paid pursuant to Paygrade 12, at a starting annual salary in the amount of One-Hundred Five Thousand Dollars (\$105,000.00).

Section 3. That Daniel R. Wilson shall be permitted to carry over service credit/seniority for purpose of vacation leave, which equals 15 years and 9 months, and for purposes of sick leave, which equals 95 hours (or the amount subsequently confirmed by the City), for the 2022 fiscal year upon the effective date of his appointment, and will be able to utilize two weeks of accrued vacation leave upon prior approval of the Mayor. Further, Daniel R. Wilson shall be eligible to

participate in all benefits due to City of Macedonia full-time employees immediately upon the beginning date of his employment as Director of Public Service including, but not limited to, policies and Ordinances of the City, recognizing that as of that date he is a full-time employee of the City.

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

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

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____

Nicholas Molnar

ATTEST: _____

Jon Hoover, Clerk of Council

ORIGINATOR: ADMINISTRATION

SPONSOR: Garvas

**CITY OF MACEDONIA, OHIO
ORDINANCE NO. 25 - 2022**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REAL ESTATE PURCHASE AGREEMENT FOR THE REAL PROPERTY KNOWN AS PERMANENT PARCEL NO. 33-11015 FOR THE AMOUNT OF \$625,000, AND APPROPRIATING THAT AMOUNT

WHEREAS, the Mayor and Council desire to purchase approximately 3.85 acres of real property having a current address of 9735 Valley View Road and bearing P.P.N. 33-11015 for the amount of \$625,000 for public purposes; and

WHEREAS, Council further desires to appropriate the amount of \$625,000 for such purchase, said amount being determined reasonable upon appraisal of said property.

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

Section 1. That the Mayor is hereby and herein authorized and directed to enter into a real estate purchase contract with J&J Valley Development, L.L.C. for the purchase of the real property with the current address of 9735 Valley View Road, Macedonia, Ohio 44056 and known as P.P.N. 33-11015, for an amount not to exceed \$625,000 plus miscellaneous closing costs.

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

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

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council

ORIGINATOR: SERVICE DEPARTMENT

SPONSOR: Finley

**CITY OF MACEDONIA
ORDINANCE NO. 26 -2022**

**AN EMERGENCY ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR TO PARTICIPATE IN THE
ODOT ROAD SALT CONTRACTS AWARDED IN 2022**

WHEREAS, the City wishes to enter in an agreement to purchase 4,000 tons of salt for the 2022-2023 year through salt contract 018-23; and

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

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

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

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

d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be in the amount of 4,000 tons that the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

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

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

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 29 **by 5:00 p.m.** The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

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

Section 1. That the Mayor and Council hereby authorize this participation agreement for the ODOT road salt contract and the same is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract.

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

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

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

PASSED: _____

EFFECTIVE: _____

POSTED: _____

MAYOR: _____
Nicholas Molnar

ATTEST: _____
Jon Hoover, Clerk of Council