

**Village of Middlefield Regular Council Minutes**  
**July 10, 2014**

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Council met in regular session. The Mayor called the meeting to order at 7:00 p.m. with the following members present: Mr. William Blue, Mr. Carl Hofstetter Jr., Mr. Carl Hornung, Mr. Scott Klein, Mr. Richard Seyer, and Mr. Ronald Wiech.

**Also present:** Dan Weir – Administrator, Nick Giardina-Fiscal Officer, Charles Ehrhart – Director of Streets & Utilities, Joseph Tucholski-Chief of Police, Michael Dutton – Recreation Director, Billie Warren – Program Supervisor, Thomas Lee – Taft Law, Village Solicitor, Richard Stone, Just Stone, Kim Breyley, Lt. Tony Yeropoli-Fire Department, Paula Shenal-Community Care Ambulance and Alex Duncan.

**Opening Ceremony:** The Pledge of Allegiance was recited.

**Agenda:** 1<sup>st</sup> Reading add Ordinance 14-129.

**Approval of Minutes:** June 5, 2014 regular meeting – Mr. Hornung moved to approve the minutes as presented, seconded by Mr. Hofstetter. Roll call: Yeas (6).

**Payment of Bills:** *Mr. Blue moved to authorize payments totaling \$1,146,917.06 seconded by Mr. Wiech. Roll call Yeas (6).* Mr. Seyer asked about the Love Insurance payments. Mr. Giardina explained that there was only one payment but were seeking permission to pay the whole bill; already paid 60%. Mayor Garlich asked if the village shops this. Mr. Weir stated that the village is part of a pool through Ohio Municipal League. Mr. Wiech stated that there were 2 large payments to air conditioners. Mr. Weir stated that one payment was for repairs and one was replaced.

**INCOME TAX REPORT** – Report included in the packet.

**ECONOMIC DEVELOPMENT REPORT** – Report in the packet. Ms. Gambosi stated that since taking the position she has met with the Chamber of Commerce president, the owner of the former hardware building and the owners of the old Ames building to discuss possible tenants. Researching possible grants for upcoming project. Meet with Anita Stocker from the County.

**DIRECTOR OF STREETS & UTILITIES REPORT** – Report included in the packet. Mr. Ehrhart stated that the department ended up chipping twice in the month and felt that residents took advantage so it took three day of storm damage and then turned around the following week and chipped again. Park maintenance, grass mowing, ball field maintenance, streets sweeping, watering the flowers and maintenance at the water and wastewater plants. Meter reading went smoothly and meter replacement is continuing. Mayor compliments Ehrhart are the control of overtime. Discussion regarding the street repairs that are planned for this year.

**POLICE REPORT** – Report included in packet. Chief Tucholski gave the statistics for the month of June. The call volume for this year has increased by about 650 calls. Mr. Wiech asked if there could be signs erected at the entrance to the Village stating “No Solicitation”. The Mayor feels this could possibly be incorporated in the new welcome signs.

**ZONING INSPECTOR’S REPORT** – Report included in the packet. Ms. Gambosi gave the breakdown of the zoning permits that were issued in June.

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**PARKS & RECREATION REPORT** – Report included in the packet. Mr. Dutton stated that safety town was held and the participants had a very good time and learned lots of safety tips. Mr. Dutton thanked all the presenters. The youth football program registration is up. Jr. Cheerleading registration is way up. Total of 77 registered for those two programs. The skills camp will be held next week. Mr. Cardinal will be helping with the equipment fitting this year so that the participants will be wearing the equipment correctly. Mr. Cardinal is trained in this and is volunteering his time. Cops & Kids fishing was a great success and everyone had a great time; the police department involvement was wonderful. Mr. Dutton thanked all the sponsors for their donations. This is the 14<sup>th</sup> year for the Amish Buggy Classic and will be held July 26<sup>th</sup>; will hold a one mile fun run. Discussion regarding what is posted on the website. "Middlefield's Got Talent" will be held on July 18th with the finals at Summer Fest and the Pickle Ball Tournament will be held on July 19<sup>th</sup>. Mr. Dutton stated that he has accepted another position in New Jersey, his last day will be July 26<sup>th</sup>.

**FIRE DEPARTMENT REPORT** – Lt. Yeropoli gave the statics for June. Still running 10 to 12 % ahead of last year for runs. The department attended many training such as hose line attack and deployments, motor vehicle extractions and officer training sessions. The UH Medivac training was a great success and had about 8 other departments attend. Two members have finished and graduated with their paramedic license.

**AMBULANCE REPORT** – Report included in the packet. Ms. Shanel stated that the ambulance drivers have been attending training.

**FINANCIALS** – Report included in packet.

**PUBLIC PARTICIPATION**

**Public Hearing for 2015 Tax Budget** – Mayor Garlich opened the public hearing at 7:32 pm. Mayor Garlich closed the public hearing at 7:33 pm. No comments from those in attendance.

**FIRST READING**

**RESOLUTION 14-14 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A TWO-YEAR EXTENSION OF THE EXISTING AGREEMENT WITH GEAUGA LOCAL ACCESS CABLE CORPORATION FOR THE PROVISIONS OF LOCAL ACCESS CABLE PROGRAMMING.**

Mayor Garlich introduced Resolution 14-14 by title only.

No discussion held.

Mr. Seyer made a motion to place Resolution 14-14 on **first reading**, seconded by Mr. Klein. Roll call: Yeas (3).

**ORDINANCE 14-124 AN ORDINANCE AUTHORIZING VARIOUS ACTIVITIES RELATED TO THE 14<sup>TH</sup> ANNUAL CHRIST COVENANT CHURCH RIB BURN-OFF, WAIVING THE PROHIBITION OF THE CODIFIED ORDINANCES REGARDING SAME, AND DECLARING AN EMERGENCY.**

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Mayor Garlich introduced Ordinance 14-124 by title only.

Mr. Hornung made a motion to waive the required readings and declare an emergency, seconded by Mr. Klein. Roll call: Yeas (6).

No discussion held.

Mr. Klein made a motion to **pass** Ordinance 14-124, seconded by Mr. Wiech. Roll call: Yeas (6)

**ORDINANCE 14-125 AN ORDINANCE DIRECTING THE FISCAL OFFICER TO DEPOSIT THE PRO-RATED AMOUNT OF \$416.65 INTO EACH EMPLOYEES HEALTHCARE SAVINGS ACCOUNT ("H.S.A.") WHO PARTICIPATE IN THE VILLAGE'S GROUP HEALTH INSURANCE PLAN, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-125 by title only.

Mr. Klein made a motion to waive the required readings and declare an emergency, seconded by Mr. Blue. Roll call: Yeas (6).

No discussion held.

Mr. Hornung made a motion to **pass** Ordinance 14-125, seconded by Mr. Klein. Roll call: Yeas (5). Mr. Seyer voted no.

**RESOLUTION 14-15 A RESOLUTION AMENDING RESOLUTION 12-04, SECTION 2, DESIGNATING CERTAIN PUBLIC OFFICIALS AND/OR EMPLOYEES BY THE MAYOR FOR A MIDDLEFIELD BANK CREDIT CARD, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Resolution 14-15 by title only.

This is to include the new employees.

Mr. Klein made a motion to waive the required readings and declare an emergency, seconded by Mr. Blue. Roll call: Yeas (6)

Mr. Hornung made a motion to **pass** Resolution 14-15, seconded by Mr. Hofstetter. Roll call: Yeas (6)

**ORDINANCE 14-126 AN ORDINANCE APPOINTING LESLIE GAMBOSI AS THE VILLAGE'S HOUSING OFFICER, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-126 by title only

Mr. Blue made a motion to waive the required readings and declare an emergency, seconded by Mr. Wiech. Roll call: Yeas (6)

Mr. Hornung made a motion to **pass** Ordinance 14-126, seconded by Mr. Klein. Roll call: Yeas (6).

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**ORDINANCE 14-127 AN ORDINANCE AMENDING 121.06(a)(5) TO ADD THE ECONOMIC DEVELOPMENT DIRECTOR AS A NON-VOTING MEMBER OF THE ECONOMIC DEVELOPMENT COMMITTEE, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-127 by title only.

Mr. Klein made a motion to waive the required readings and declare an emergency, seconded by Mr. Blue. Roll call: Yeas (6)

Mr. Hornung made a motion to **pass** Ordinance 14-127, seconded by Mr. Hofstetter. Roll call: Yeas (6).

**ORDINANCE 14-128 AN ORDINANCE EMPLOYING THOMAS J. LEE AS VILLAGE SOLICITOR AND LEGAL COUNSEL FOR THE VILLAGE OF MIDDLEFIELD FOR THE YEARS 2014 AND 2015, RATIFYING LEE'S EMPLOYMENT FROM JANUARY 1, 2014 THROUGH THE PRESENT, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-128 by title only.

Mr. Wiech made a motion to waive the required readings and declare an emergency, seconded by Mr. Hornung. Roll call: Yeas (6).

Mr. Blue made a motion to **pass** Ordinance 14-128, seconded by Mr. Hofstetter. Roll call: Yeas (6).

**ORDINANCE 14-130 AN ORDINANCE AMENDING EXISTING SECTION 907.04 OF THE CODIFIED ORDINANCES TO RECODIFY THE SENIOR CENTER DISCOUNT FOR CERTAIN RESIDENTIAL SEWER CHARGES ORIGINALLY PROVIDED BY ORDINANCE 93-116, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-130 by title only.

Mr. Klein made a motion to waive the required readings and declare an emergency, seconded by Mr. Hornung. Roll call: Yeas (6).

Discussion regarding the issues needed to make the corrected changes.

Mr. Hornung made a motion to **pass** Ordinance 14-130, seconded by Mr. Wiech. Roll call: Yeas (6).

**SECOND READING**

**ORDINANCE 14-120 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MIDDLEFIELD, OHIO.**

Mayor Garlich introduced Ordinance 14-120 by title only.

Mr. Blue moved to place Ordinance 14-120 on **second reading**, seconded by Mr. Hornung. Roll call: Yeas: (6)

**THIRD READING**

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**RESOLUTION 14-11 A RESOLUTION DIRECTING THE FISCAL OFFICER TO TAKE STEPS TO PLACE ON THE NOVEMBER, 2014 GENERAL ELECTION BALLOT A REPLACEMENT OF THE EXISTING 2.0 MILL LEVY FOR POLICE SERVICES.**

Mayor Garlich introduced Resolution 14-11 by title only.

Mr. Hornung made a motion to **pass** Resolution 14-11, seconded by Mr. Klein. Roll call: Yeas (6)

**OLD BUSINESS** – Nothing before the Council

**NEW BUSINESS**

1. **Web Site Report:** Ms. Breyley gave the review for the month. Views seem to be increasing each month. Mobile use was 20% when the website was launched and now it is about 50% view. Might need to look at more mobile friendly documents.
2. **Notice of liquor license hearing – Bonner Ohio Properties DBA Bonner Bar:** Mr. Seyer asked where the location is. Mayor Garlich stated that it is located in Harrington Square Mall. This request is a change in use to a D-5. Mr. Lee stated that this gives the community a chance to object if this is a problem. No objections and no action taken.
3. **Impact Fee Reduction – Woodsong on 5 Homes:** Mayor Garlich stated that this was an initiative to create some activity in home building. If the developer could build 5 houses in a 12 month period then the village would give a reduction in the impact fee. The finance committee recommends this to Council. ***Mr. Seyer made a motion to approve this reduction, seconded by Hornung. Roll call: Yeas (6)***
4. **Request for Funding – Husky Nation:** Mayor Garlich stated that Mr. Lee and he met with the Husky Nation representative to discuss things further. For a healthy community you need a healthy school. Mr. Lee stated that any funding from the village would be paid to the school not to Husky Nation and then it is up to the school to pay the foundation. Still waiting on the non-profit status. They are looking for support to move forward to apply for grants.
5. **Memorandum from Village Solicitor – Standing Vehicles in Handicapped Parking Spaces:** Mr. Lee stated that he was requested to look into this from the Safety Committee. Basically for the taxi driver who parks in the handicap spaces while the passengers go and shop and has a handicap placard that is specific to the operator, then there is nothing that the police can do. Chief Tucholski stated that they do run some of them when they are seen parking. Discussion regarding ticketing in a fire lane, police do ticket if vehicle is unattended.
6. **Donation of Florian Lawton Prints to the Village from Allen Freedman:** Mr. Weir stated that Allen Freedman contacted the village and he was moving and wanted to donate the pictures to the village. Planning on hanging them in the Municipal Center. Mr. Seyer stated that Florian Lawton passed a few years ago

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and was a great friend to the Amish. Mr. Klein made a motion to accept the donation, seconded by Hornung. Roll call: (6). Suggestion to hang the buggy print in Council Chambers

**VILLAGE COUNCIL COMMITTEE REPORTS and COMMUNICATIONS**

**Economic Development (Mayor Garlich/Mr. Blue/Mr. Hornung)** – In packet.

**Finance & Ordinance (Mr. Seyer/Mr. Klein/Mr. Wiech)** – In packet.

**Streets, Sidewalks, & Utilities (Mr. Wiech/Mr. Hornung/Mayor Garlich)** – In packet. Looking at repairing the Muni building roof, relocating the recycling center, Utility plans for Bonners Farm II and repairs to Edgewood Drive.

**Parks & Recreation (Mr. Hofstetter/Mr. Seyer/Mayor Garlich)** – In packet. Mr. Dutton stated that he talked to several community with pools and most finish in significantly in the red. Majority of fund go to staffing.

**Public Safety (Mr. Hornung/Mr. Blue/Mr. Hofstetter)** – In packet.

**Planning & Zoning (Mayor Garlich/Mr. Klein/Mr. Linberg/Mr. Gyure/Ms. Davis)** – In packet. Briar Hill came in with a proposed addition. Still in the early planning stage.

**VILLAGE CALENDAR:** No changes

**EXECUTIVE SESSION:**

Mr. Hornung moved to adjourn into executive session at 8:26 pm to discuss personnel, potential litigation and land acquisition, seconded by Mr. Klein. Roll call: Yeas (6).

The Meeting reconvened at 9:25 pm.

**ORDINANCE 14-129 AN ORDINANCE APPROVING THE APPOINTMENT BILLIE WARREN TO THE POSITION OF RECREATION DIRECTOR, SETTING COMPENSATION, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-129 by title only.

Mr. Blue move to waive the required readings and declare an emergency, seconded by Mr. Hornung. All in favor: Yeas (6).

Mr. Hornung made a motion to **pass** Ordinance 14-1129, seconded by Mr. Blue. All in favor: Yeas (6)

There being no further business before Council the meeting adjourned at 9:30 pm.

**Approved:** \_\_\_\_\_  
**MAYOR**

**Attest:** \_\_\_\_\_  
**FISCAL OFFICER**