

**Village of Middlefield Regular Council Minutes**  
**July 13, 2017**

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Council met in regular session. Mayor Garlich called the meeting to order at 7:00 p.m. with the following members present: Mr. Bill Blue, Mr. Carl Hornung, Mr. Scott Klein, Mr. Sam Morrow, Mr. Rick Seyer and Mr. Ron Wiech.

**Also present:** Mr. Tom Lee-Village Solicitor, Ms. Leslie McCoy - Administrator, Ms. Billie Warren-Recreation Director, Lt. Savage, Ms. Joyce Porozynski, Mr. Chris Koepf-CCAN, Ms. Frances Hanna, Mr. Roger Hanna, Lt. Tony Yeropoli-Fire Department, Ann Wishart-Maple Leaf, Dave Dillion-First Energy and Ms. Joan Czuchra.

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

**Agenda:** No additions or deletions to the agenda.

**Approval of Minutes:** June 8, 2017 regular meeting – *Mr. Morrow moved to approve the minutes as presented, seconded by Mr. Wiech. Roll call: Yeas (5). Mr. Hornung abstained due to not being at the meeting.*

**Payment of Bills:** *Mr. Blue moved to authorize payments totaling \$314,059.17, motion seconded by Mr. Hornung. Roll call: Yeas (6).*

**FISCAL OFFICER'S REPORT: Income Tax and Financials** – Report is included in the packet. Income tax is ahead of last year. Water and sewer collections are up. Expenses are up slightly.

**ECON DEVELOPMENT:** Report is included in the packet. Still doing sight visit and project. Attending work force meetings. Jobs are available but having issue filling the positions. Looking at job board for the website and having a job fair.

**ZONING REPORT:** Report is included in the packet. Mr. Bellas has resigned this position and Ms. McCoy is filling the position in the interim. The job is being advertised.

**DIRECTOR OF STREETS & UTILITIES REPORT** – Report is included in the packet. The department has been doing lots of mowing, watering of the flowers, equipment repair & maintenance, vehicle repair and maintenance. Eagle Park has been open and running have done some repairs and maintenance at the park. Ballfield maintenance road repair; catch basins on Springdale are completed. Brush & tree clearing at the cemetery along the fence line and the mosquito control will be starting on Tuesday. Have about 40 residents that have requested to not be sprayed and over 60 residents that have request additional spraying with the back pack sprayer. Mike Soltis has attended all the classes and is licensed.

**POLICE REPORT** – Report is included in the packet. Chief Tucholski gave the statistics for the month of June. There have been 449 calls of service to date. The department has been investigating quite a few thefts. Bike patrol has started and will be out more weather permitted. The Police Department & the Recreation Department has put together a program from gun safety & Drug Awareness. Officer Nevison gave a brief overview of the Officer in Orwell who had issues due to touching a drug dealer's wallet. Chief Tucholski stated that the department has changed the gloves that the department uses to help protect the officers and have issued policies regarding how evidence is handled. The department has also looked at respirators

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**PARKS & RECREATION REPORT** – Report is included in the packet.

**FIRE DEPARTMENT REPORT** - Report is included in the packet. Lt. Yeropoli gave the statistics for the month and went over the training that the department has been attending. New truck is anticipated to be delivered sometime in August. Discussion regarding several structure fires that the department attended.

**AMBULANCE REPORT** – Report is included in the packet. Average response time is 4 minutes. Mr. Koepf gave the statistics for the month of June. Discussion regarding mutual aid calls. Response times are included in the report.

**PUBLIC PARTICIPATION-**

Mayor Garlich introduced Officer Boxler. Officer Boxler gave a brief bio.

Mayor Garlich introduced Ms. Dziewicki who turned 100 years old on June 24, 2017.

Public Hearing – Tax Budget for the 2018 Fiscal Year (7:30 pm): Mayor Garlich opened the Public Hearing at 7:57 pm. There were no comments from the audience. Mayor Garlich closed the Public Hearing at 7:58 pm.

**FIRST READING -**

**RESOLUTION 17-15 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE CARDINAL LOCAL SCHOOL DISTRICT TO AUTHORIZE THE VILLAGE RECREATION DEPARTMENT TO UTILIZE SCHOOL FACILITIES FROM SEPTEMBER 2017 THROUGH AUGUST 2018, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Resolution 17-15 by title only.

This was presented to Finance. There is an increase of about 8% to the fee. There is also a field maintenance fee included in the cost. The village has no use for the CIS building. Ms. Warren stated that the department does use the football field & the practice fields and the soccer fields. But the department pays for the paint and the service department does the painting for the department games. Lengthy discussion held regarding the recreation program and the use of the facilities. This is TABLED for future discussion.

**ORDINANCE 17-122 AN ORDINANCE ACCEPTING THE BID OF D & M PAINTING FOR THE 2017 SOUTH WATER TOWER REHABILITATION FOR AN AMOUNT NOT TO EXCEED \$138,440.00 AS THE LOWEST AND BEST BID, AND ESTABLISHING A SPECIAL FUND ENTITLED "SOUTH WATER TOWER MAINTENANCE OWDA" AS PRESCRIBED BY ORD 5709(F), AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-122 by title only.

Mr. Hornung made a motion to waive the required readings and declare Ordinance 17-122 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

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Mr. Blue made a motion to **PASS** Ordinance 17-122, motion seconded by Mr. Wiech. Roll call: Yeas (6).

**ORDINANCE 17-123 AN ORDINANCE GRANTING FINAL APPROVAL OF THE PLAT FRO WOODSONG PUD, PHASE 8, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-123 by title only.

Mr. Seyer asked why this needs to be an emergency. Ms. McCoy stated that Mr. Svete wants to sell the lots and the residents that bought needs to get

Mr. Klein made a motion to waive the required readings and declare Ordinance 17-123 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6).

Mr. Klein made a motion to **PASS** Ordinance 17-123, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**ORDINANCE 17-124 AN ORDINANCE AUTHORIZING VARIOUS ACTIVITIES RELATED TO THE MIDDLEFIELD CHAMBER OF COMMERCE-KELLY MILLER CIRCUS, WAIVING THE PROHIBITION OF THE CODIFIED ORDINANCES REGARDING SAME, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-124 by title only.

This is an annual event.

Mr. Klein made a motion to waive the required reading and declare Ordinance 17-124 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Ordinance 17-124, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**ORDINANCE 17-125 AN ORDINANCE HIRING STEPHEN MARK BOXLER JR., AS A FULL TIME POLICE OFFICER, AT THE PAY RATE OF \$20.07 PER HOUR, AND RATIFYING THE HIRING OF BOXLER ON JUNE 27, 2017, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-125 by title only.

Mr. Morrow made a motion to waive the required readings and declare Ordinance 17-125 an emergency, motion seconded by Mr. Klein. Roll call: Yeas (6)

Mr. Hornung made a motion to **PASS** Ordinance 17-125, motion seconded by Mr. Klein. Roll call: Yeas (6).

**ORDINANCE 17-126 AN EMPLOYING CARLA JONES, AS A PART-TIME POLICE DEPARTMENT CLERK EMPLOYEE, AT THE RATE OF \$15.00 PER HOUR, AND RATIFYING THE HIRING OF JONES ON July 12, 2017 AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-126 by title only.

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Mr. Wiech made a motion to waive the required readings and declare Ordinance 17-126 an emergency, motion seconded by Mr. Hornung. Roll call: Yeas (6)

Mr. Blue made a motion to **PASS** Ordinance 17-126, motion seconded by Mr. Morrow. Roll call: Yeas (6)

**SECOND READING**

**RESOLUTION 17-13 A RESOLUTION ADOPTING A TAX BUDGET FOR THE 2018 FISCAL YEAR AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Resolution 17-13 by title only.

Mr. Seyer made a motion to waive the required reading and **PASS** Resolution 17-13, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**ORDINANCE 17-120 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 17-120 by title only.

Mr. Morrow made a motion to place Ordinance 17-120 on second reading, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**ORDINANCE 17-121 AN ORDINANCE AWARDING SUBJECT TO SPECIFIED CONTINGENCIES, A CONTRACT FOR THE PROVISION OF EMERGENCY MEDICAL AND AMBULANCE SERVICES TO COMMUNITY CARE AMBULANCE FOR THE PERIOD OF JANUARY 1, 2018 THROUGH DECEMBER 31, 2022.**

Mayor Garlich introduced Ordinance 17-121 by title only.

Discussion regarding the Mutual Aid bills. Community Care with the new contract will be responsible for any outstanding and the resident is to not pay the bill and to forward the bill onto Community Care.

Mr. Blue made a motion to place Ordinance 17-121 on second reading, motion seconded by Mr. Wiech. Roll call: Yeas (6).

**THIRD READING**

**RESOLUTION 17-11 A JOINT RESOLUTION OF MIDDLEFIELD VILLAGE AND MIDDLEFIELD TOWNSHIP, AMENDING VILLAGE RESOLUTION 94-06 AND TOWNSHIP RESOLUTION \_\_\_\_\_, TO MODIFY THE COMPOSITION OF THE EAST GEauga JOINT FIRE DISTRICT.**

Mayor Garlich introduced Resolution 17-11 by title only.

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Mr. Hornung made a motion to **PASS** Resolution 17-11, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**ORDINANCE 17-116 AN ORDINANCE AUTHORIZING VARIOUS ACTIVITIES RELATED TO THE 17<sup>TH</sup> ANNUAL CHRIST COVENANT CHURCH RIB BURN-OFF, WAIVING THE PROHIBITION OF THE CODIFIED ORDINANCES REGARDING SAME, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 17-116 by title only.

Mr. Hornung made a motion to waive the required reading and **PASS** Ordinance 17-116, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**ORDINANCE 17-118 AN ORDINANCE AMENDING SECTION 1131.05(A) AND 153.06(a) OF THE CODIFIED ORDINANCES TO PROVIDE ZONING REGULATIONS FOR MEDICAL MARIJUANA CULTIVATION AND PROCESSING FACILITIES THAT ARE LICENSED PURSUANT TO REVISED CODE CHAPTER 3796.**

Mayor Garlich introduced Ordinances 17-118 by title only.

There have been 2 or 3 groups that applied for the licenses through the state for village locations. The licenses will be awarded in September.

Mr. Hornung made a motion to **PASS** Ordinance 17-118, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**OLD BUSINESS** –Nothing before Council.

**NEW BUSINESS**

1. **Web Site Report – Kim Breyley:** Report in the packet. Visits were up 48% from May. Parks, Calendar & Police Blotter are the three top pages for views.
2. **Impact Fee Letter:** This is the letter to reduce the impact fee should there be 5 homes built within a one year period within the same subdivision. Mayor Garlich would like to have legislation.
3. **LED Street Lighting:** Mr. Dave Dillon from First Energy. There is a cost savings to changing the street lights over to LED. Longer lifespan, greater efficiency, less maintenance and they turn on and off quicker. LEDS have been installed in several communities; Chardon has changed several lights. Discussion regarding the cost of the lights and the monthly fees. It is approximately a \$20,000 per year savings. It would be about \$100,000 to change all the lights. Council & Committees will discuss this further in the future.

**COMMITTEE REPORTS and COMMUNICATIONS**

**Streets, Sidewalks, & Utilities (Mayor Garlich/Carl Hornung/Sam Morrow)** – Minutes are included in the packet.

**Public Safety (Mr. Seyer/Mr. Blue/Mr. Wiech)** – Minutes are included in the packet.

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**Finance & Ordinance (Mr. Klein/Mr. Seyer/Mr. Morrow)** – Minutes are included in the packet.

**Parks & Recreation (Mr. Blue/Mr. Hornung/Mayor Garlich)** – Minutes are included in the packet.

**Economic Development (Mayor Garlich/Mr. Blue/Mr. Hornung)** – Minutes are included in the packet.

**Planning & Zoning (Mayor Garlich/Mr. Klein/Mr. Linberg/Mr. Dietrich/Ms. Davis)** – Minutes are included in the packet.

**Revolving Loan Fund (Mayor Garlich/Mr. Tom Lee/Mr. Bob Baker/Mr. Dave Detrich/Mr. Dave McDowell)** – Minutes are included in the packet.

**VILLAGE CALENDAR:**

**EXECUTIVE SESSION:**

Mr. Hornung made a motion to adjourn into executive session at 8:35 pm to discuss personnel, motion seconded by Mr. Wiech. Roll call: Yeas (6)

The regular session of council reconvened at 8:45 pm.

There being no further business before Council the regular session adjourned at 8:46 pm.

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

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