

**Village of Middlefield Regular Council Minutes**  
**August 7, 2014**

---

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, Sgt. Brandon Savage, Billie Warren – Recreation Director, Sam Morrow, Alex Duncan, Edna Davis and John Borkholder.

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

**Agenda:** New Business #3 - Sperry Lane pay estimate #8.

**Approval of Minutes:** July 10, 2014 regular meeting – Mr. Hornung moved to approve the minutes as presented, seconded by Mr. Wiech. Roll call: Yeas (6).

**Payment of Bills:** *Mr. Hofstetter moved to authorize payments totaling \$237,631.74 seconded by Mr. Hornung. Roll call Yeas (6).*

**INCOME TAX REPORT** – Report included in the packet. Mr. Giardina stated that the collections are trending along with last year's totals.

**ECONOMIC DEVELOPMENT REPORT** – Report in the packet. Ms. Gambosi stated that she has continued to meet with the county department of development. Submitted the USDA RBBG application for the revolving loan fund. Attending event to create partnerships with the village and other business groups on the county and state level. Mr. Seyer asked about the Resolution for the Natureworks Grant. Ms. Gambosi stated that it is a grant for \$36,000 for improvements at the mini park.

**ZONING INSPECTOR'S REPORT** – Report included in the packet. Ms. Gambosi stated that she has issued a couple commercial violation. One for open storage and a sign that needs to be removed. Working with residential properties regarding violations that need to be improved. Discussion regarding the property at 15034 South State Avenue; the property owner Donald Croucher has passed.

**DIRECTOR OF STREETS & UTILITIES REPORT** – Report included in the packet. Mr. Ehrhart stated the department has been doing routine maintenance at the WWTP and WTP, meter replacement, grass mowing, streets repairs on Johnson Street. Starting to work on the Signage requirement; replaced a couple stop sign with the new reflectivity requirements. The department has been working on ball field maintenance, monthly chipping and watering flowers. The village was hit pretty hard by the flood waters. The Service Department handled the emergency calls with professionalism while Mr. Ehrhart was on vacation. The service department did the majority of the cleanup at the municipal center so the office staff could be available to work; the insurance company has been contacted and has started cleanup. Mr. Cipolla registered over 4 inches of rain in the hour to hour and a half that the rain storm lasted. The WWTP registered about 5 inches of rain total with the storm. Discussion regarding the damage that the Village hall received during the storm. Mr. Weir stated that it's almost a total remodel. The remodel will include carpet, painting and desk rebuilds.

**POLICE REPORT** – Report included in packet. Sergeant Savage gave the statistics for the month of July. To Sergeant Savages knowledge the only issues with the Flooding

**Village of Middlefield Regular Council Minutes**  
**August 7, 2014**

---

was water rescue in cars. Discussion regarding the number of citations listed and the increase from last night. The Mayor and Council congratulated Sergeant Savage on the birth of his son.

**PARKS & RECREATION REPORT** – Report included in the packet. Ms. Warren stated that the Pickleball Tournaments had to be cancelled due to lack of participants. Middlefield's Got Talent was well attended. Thank you to all the volunteer judges. The 5 Finalist performed at Summer Fest; the winner was Isabelle Masic. Had 58 runners in the Amish Buggy Classic; returned to the original course. The football program has started and the kids will be in full pads this week; practice is Monday through Thursday. Jr. Cheerleading has begun. Thirty girls registered this year and will cheer for the Mighty Mights and the JV and Varsity football teams. Ms. Warren thanked the service crew for their fast repair of Eagle Park Sprayground.

**FIRE DEPARTMENT REPORT** – Their representative could not attend due to a volunteer injured in the line of duty.

**AMBULANCE REPORT** – Report included in the packet.

**FINANCIALS** – Report included in packet.

**PUBLIC PARTICIPATION**

**FIRST READING**

**RESOLUTION 14-16 A RESOLUTION AUTHORIZING THE ECONOMIC DEVELOPMENT DIRECTOR TO EXECUTE AND FILE AN APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES TO APPLY FOR A NATUREWORKS GRANT FOR PARK IMPROVEMENTS.**

Mayor Garlich introduced Resolution 14-16 by title only.

No discussion held.

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

Mr. Hornung made a motion to **pass** Resolution 14-16, seconded by Mr. Hofstetter. Roll call: Yeas (6).

**ORDINANCE 14-131 AN ORDINANCE ENACTING NEW SECTION 1135.04(I) AND AMENDING EXISTING SECTION 1135.05(d) OF THE CODIFIED ORDINANCES TO ALLOW FOR TEMPORARY SEASONAL USES IN THE COMMERCIAL DISTRICT AND TO MAKE CERTAIN TECHNICAL AMENDMENTS. (Public Hearing October 2, 2014)**

Mayor Garlich introduced Ordinance 14-131 by title only.

No discussion held.

**Village of Middlefield Regular Council Minutes**  
**August 7, 2014**

---

Mr. Klein made a motion to place Ordinance 14-131 on **First Reading**, seconded by Mr. Wiech. Roll call: Yeas (6).

**ORDINANCE 14-132 AN ORDINANCE AMENDING EXISTING SECTION 133.01(b) OF THE CODIFIED ORDINANCES TO SPECIFY THE FIDELITY BOND REQUIREMENTS FOR THE FISCAL OFFICER.**

Mayor Garlich introduced Ordinance 14-132 by title only.

Discussion regarding the bonding of all administration staff.

Mr. Klein made a motion to place Ordinance 14-132 on **First Reading**, seconded by Mr. Wiech. Roll call: Yeas (6)

**ORDINANCE 14-133 AN ORDINANCE AMENDING EXISTING SECTION 135.08 OF THE CODIFIED ORDINANCES TO CODIFY THE VILLAGE'S PREVIOUS DECISION TO CREATE THE POSITION OF RECREATION PROGRAM SUPERVISOR, AND TO ESTABLISH REQUIREMENTS THEREFOR..**

Mayor Garlich introduced Ordinance 14-133 by title only.

No discussion held.

Mr. Wiech made a motion to place Ordinance 14-133 on **First Reading**, seconded by Mr. Klein. Roll call: Yeas (6)

**ORDINANCE 14-134 AN ORDINANCE AMENDING SECTION 135.10 OF THE CODIFIED ORDINANCES TO SPECIFY A BONDING REQUIREMENT FOR THE VILLAGE'S DIRECTOR OF ECONOMIC DEVELOPMENT, AND MAKING CERTAIN TECHNICAL AMENDMENTS.**

Mayor Garlich introduced Ordinance 14-134 by title only.

Mr. Weir stated that this was not included in the original Ordinance and this is a technical correction.

Mr. Wiech made a motion to place Ordinance 14-134 on **First Reading**, seconded by Mr. Hornung. Roll call: Yeas (6)

**ORDINANCE 14-135 AN ORDINANCE ENACTING NEW SECTION 135.11 AND AMENDING EXISTING SECTION 181.01 (f) OF THE CODIFIED ORDINANCES IN ORDER TO SPECIFY THE REQUIREMENTS FOR AND MANNER OF APPOINTING THE TAX ADMINISTRATOR.**

Mayor Garlich introduced Ordinance 14-135 by title only.

Mr. Lee stated that when the position was created it was never specified in the Codified Ordinances how the Administrator would be appointed. This is a technical correction.

Mr. Blue made a motion to place Ordinance 14-135 on **First Reading**, seconded by Mr. Hofstetter. Roll call: Yeas (6).

**ORDINANCE 14-136 AN ORDINANCE REPEALING CHAPTER 139.06 OF THE CODIFIED ORDINANCES.**

Mayor Garlich introduced Ordinance 14-136 by title only.

Mr. Lee stated that this codified ordinance requires all police officers to be bonded.

Mr. Hornung made a motion to place Ordinance 14-136 on First Reading, seconded by Mr. Blue. Roll call: Yeas (6).

**ORDINANCE 14-137 AN ORDINANCE AMENDING EXISTING SECTION 333.03(b)(5) OF THE CODIFIED ORDINANCES TO MODIFY THE SPEED LIMITS ON CERTAIN SECTIONS OF STATE ROUTES IN THE VILLAGE, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 14-137 by title only.

Mr. Weir stated that this is just a technical correction from when ODOT lowered the speed limits on State Route 87 at State Route 608.

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

Mr. Wiech made a motion to **pass** Ordinance 14-137, seconded by Mr. Hornung. Roll call: Yeas (6).

**SECOND 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.

Mr. Hornung made a motion to place Resolution 14-14 on **Second Reading**, seconded by Mr. Klein. Roll call: Yeas (6)

**THIRD 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. Hornung moved to place Ordinance 14-120 on **pass**, seconded by Mr. Klein. Roll call: Yeas: (6)

**Village of Middlefield Regular Council Minutes**  
**August 7, 2014**

---

**OLD BUSINESS** – Nothing before the Council

**NEW BUSINESS**

1. **Web Site Report:** Ms. Breyley gave the review for the month. The views are up from last month about 25%. Overall view are up about 8%.
2. **Liquor License Hearing – Vinny's Pizza:** Mr. Weir stated that this is just giving the Village the opportunity to hold a hearing. Mayor Garlich asked if there are any licenses available. Mr. Weir stated this application is for a new C License. Discussion regarding what the various licensing designations are. There was no objection from Council. No request for a hearing
3. **Sperry Lane Pay Estimate #8:** This is the final pay estimate with the exception of the retainer on Sperry Lane. The village is not satisfied with the cleanup that has been done to date. The village will hold back the \$59,000.00 retainage to finish the cleanup. Discussion regarding a resident that is not happy with the driveway and the water that is laying in the yard. Mayor Garlich, Mr. Ehrhart and Mr. Seyer will review the area on Saturday morning. Mr. Hornung made a motion to approve the pay request #8 for Sperry Lane, seconded by Mr. Klein. Roll call: Yeas (6)

**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.

**Parks & Recreation (Mr. Hofstetter/Mr. Seyer/Mayor Garlich)** – In packet.

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

**Planning & Zoning (Mayor Garlich/Mr. Klein/Mr. Linberg/Mr. Gyure/Ms. Davis)** – In packet.

**VILLAGE CALENDAR:** Moving the September Planning & Zoning meeting to Thursday September 18<sup>th</sup>.

**EXECUTIVE SESSION:**

Mr. Klein moved to adjourn into executive session at 8:13 pm to discuss personnel and threatened litigation, seconded by Mr. Hornung. Roll call: Yeas (6).

The Meeting reconvened at 8:35 pm.

**ORDINANCE 14-138 AN ORDINANCE AMENDING ORDINANCE 14-107 TO INCREASE THE MONTHLY RATE TO BE PAID TO ADVANCED ACCOUNTING CONSULTANTS FROM \$3,050.00 PER MONTH TO \$3,750.00 PER MONTH, EFFECTIVE AUGUST 1, 2014, AND DECLARING AN EMERGENCY.**

**Village of Middlefield Regular Council Minutes**  
**August 7, 2014**

---

Mayor Garlich introduced Ordinance 14-138 by title only.

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

Mr. Klein made a motion to **pass** Ordinance 14-138, seconded by Mr. Hornung. All in favor: Yeas (6)

There being no further business before Council the meeting adjourned at 8:39 pm.

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

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