

Village of Middlefield Regular Council Minutes
October 12, 2017

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

Also present: Mr. Tom Lee-Village Solicitor, Ms. Leslie McCoy - Administrator, Mr. John Boksansky, Ms. Billie Warren-Recreation Director, Chief Joe Tucholski, Lt. Brandon Savage, Ms. Kim Breyley, Ms. Joyce Porozynski, Ms. Judy Stone, Mr. Richard Stone, Ms. Joan Czuchra, Ms. Frances Hanna, Chief Reed-Middlefield Fire Department, Mr. Chris Koepf-CCAN, Mr. Alex Duncan, Ms. Ann Wishart-Maple Leaf and Mr. Roger Hanna.

Opening Ceremony: The Pledge of Allegiance was recited.

Agenda: Add Sound System to New Business.

Approval of Minutes: September 20, 2017 Special meeting – *Mr. Hornung moved to approve the minutes as presented, seconded by Mr. Morrow. Roll call: Yeas (6).*

Payment of Bills: *Mr. Wiech moved to authorize payments totaling \$275,155.39 motion seconded by Mr. Morrow. Roll call: Yeas (6).*

FISCAL OFFICER'S REPORT: Income Tax and Financials – Report is included in the packet. Mr. Giardina stated water and sewer collection is up due to monthly billing. Income tax collection for September was light. Collection as a whole is down. Expenses are up over last year but still pretty good.

ECON DEVELOPMENT: Report is included in the packet. Ms. McCoy stated that she has had some new project come to the village and working ongoing projects. Working on new marketing packets for the village. Aldi's will be coming to the village, plastic extrusions is doing an addition and there have been several relocation and expansion projects.

ZONING REPORT: Report is included in the packet. Mr. Boksansky stated that several new houses have been applied for permitting. There have been several other permits approved. The empty day care center on Thompson is currently going through the inspection process and will hopefully be opening early of 2018. The Cardinal High School installed a new sign. Geauga Vision is doing a remodel. There have been several violations issued this month. There were two applications submitted for the Neat Streets Program.

DIRECTOR OF STREETS & UTILITIES REPORT – Report is included in the packet. Chief Tucholski stated the department is still doing quite a bit of mowing. Started leaf pickup last week and also branch chipping. Replacing a couple hydrants on Grove Street. Sprayground has been winterized and closed for the season. The water tower project is nearing completion. The cathodic protection has been completed and inspections were done. A few punch list items remain. The village holds 10% of the project cost as a bond for work guarantee for one year. The tower will be super chlorinated and brought back online. The hanging flower pots have been removed after a couple heavy frosts. ODOT will be starting the SR 608 project tomorrow. Discussion regarding the donated salt from the Cheese House.

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POLICE REPORT – Report is included in the packet. Chief Tucholski gave the statistics for the month of September. There have been 344 calls of service to date; this is down from the previous year. Thefts are up year to date. Mr. Seyer asked the Chief to give the Opioid over doses in the village. Chief Tucholski stated that there have been 12 overdoses and 3 resulting deaths.

PARKS & RECREATION REPORT – Report is included in the packet. Ms. Warren stated the Recreation and Police department will be holding a Gun Safety and Drug Awareness class on November 11th. Looking at doing a monthly class for the older kids on the drug awareness. The football and cheerleaders are heading into the playoff games. Volleyball games have started and will end with a tournament. Kitchen kids has started and is held at the senior center. Soccer program is coming to an end with Tournaments. Munchkin sports had a lot of interest shown however the dates did not work will try and offer again in November and then after the first of the New Year. The Halloween decorating contest is coming up and judging will take place on two different times. Registration is currently open for basketball, wrestling and basketball cheerleading.

FIRE DEPARTMENT REPORT - Report is included in the packet. Chief Reed gave the statistic for September. 601 runs to date for the year. The department is training on the new ladder truck.

AMBULANCE REPORT – Report is included in the packet. Mr. Koepf gave the statistics for the month of September. 143 call for the month. Average response times in the village is 2:49 minutes. Discussion regarding the calls listed on the report. Discussion regarding the mutual aid calls. There is a levy to renew the contract with Community Care on the ballot in November.

PUBLIC PARTICIPATION-

Geauga County Public Library: No representative from the library attended the meeting.

FIRST READING -

RESOLUTION 17-20 A RESOLUTION AUTHORIZING INTENT TO DISPOSE OF UNNEEDED, OBSOLETE OR UNFIT MUNICIPAL OWNED PERSONAL PROPERTY VIA INTERNET AUCTION IN CALENDAR YEAR 2018.

Mayor Garlich introduced Resolution 17-20 by title only.

Mr. Blue made a motion to place Resolution 17-20 on first reading, motion seconded by Mr. Wiech. Roll call: Yeas (6)

RESOLUTION 17-21 A RESOLUTION DESIGNATING OCTOBER 2017 AS “BREAST CANCER AWARENESS MONTH”, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 17-21 by title only.

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Mayor Garlich stated that the village will have a monthly health care. Met with CCAN and UH to see what would be useful each month. There is information on the village's website regarding locations for screening and self-exams.

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

Mr. Hornung made a motion to **PASS** Resolution 17-21, motion seconded by Mr. Morrow. Roll call: Yeas (6).

RESOLUTION 17-22 A RESOLUTION APPROVING A MORATORIUM ON THE GRANTING OF ANY PERMIT THAT WOULD ENABLE RETAIL SALE OF MEDICAL MARIJUANA, FOR A PERIOD OF SIX MONTHS FROM THE EFFECTIVE DATE OF THIS RESOLUTION.

Mayor Garlich introduced Resolution 17-22 by title only.

Mayor Garlich stated that the village has received calls regarding retail sales. There will be only one dispensary per tri-County.

Mr. Hornung made a motion to place Resolution 17-22 on first reading, motion seconded by Mr. Morrow. Roll call: Yeas (6)

RESOLUTION 17-23 A RESOLUTION AUTHORIZING THE MAYOR TO REPAIR AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S), TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 17-23 by title only.

Ms. McCoy stated that this is for the OPWC Springdale Project. Discussion regarding the funding and grants.

Mr. Morrow made a motion to waive the required reading and declare Resolution 17-23 an emergency, motion seconded by Mr. Wiech. Roll call: Yeas (6).

Mr. Klein made a motion to **PASS** Resolution 17-23, motion seconded by Mr. Hornung. Roll call: Yeas (6).

ORDINANCE 17-133 AN ORDINANCE AMENDING SECTIONS 907.07(C) AND 911.13(C) OF THE CODIFIED ORDINANCES TO ALLOW THE DATE A MAILED PAYMENT IS POSTMARKED TO QUALIFY FOR TIMELY PAYMENT, CLARIFYING THE POLICY REGARDING NSF PAYMENTS, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 17-133 by title only.

Discussion regarding the wording of the Ordinance. Would like to add a \$25.00 administrative fee to the Ordinance.

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Mr. Wiech made a motion to waive the required readings and declare Ordinance 17-133 as amended an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Ordinance 17-133 as amended, motion seconded by Mr. Blue. Roll call: Yeas (6).

ORDINANCE 17-134 AN ORDINANCE ENACTING NEW SECTION 133.06 OF THE CODIFIED ORDINANCES TO AUTHORIZE THE FISCAL OFFICER TO COLLECT BANK CHARGES ASSESSED TO THE VILLAGE FOR RETURNED CHECKS AND OTHER DISHONORED PAYMENTS, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 17-134 by title only.

Mr. Wiech made a motion to waive the required reading and declare Ordinance 17-134, as amended, an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Ordinance 17-134 as amended, motion seconded by Mr. Blue. Roll call: Yeas (6).

ORDINANCE 17-135 AN ORDINANCE AMENDING SECTION 1165.07(K) OF THE CODIFIED ORDINANCES TO CLARIFY THE VILLAGE'S REMEDIES AND RIGHTS IN REMOVING SIGNS PLACED ON PUBLIC PROPERTY, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 17-135 by title only.

This gives the village the right to pick up and destroy any signs placed in right of way. A public hearing is needed.

Mr. Hornung made a motion to declare Ordinance 17-135 an emergency and place it on first reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

ORDINANCE 17-136 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MIDDLEFIELD, OHIO.

Mayor Garlich introduced Ordinance 17-136 by title only.

Ms. McCoy stated that these changes include the changes to the traffic codes.

Mr. Wiech made a motion to place Ordinance 17-136 on first reading, motion seconded by Mr. Klein. Roll call: Yeas (6).

SECOND READING

ORDINANCE 17-130 AN ORDINANCE AMENDING EXISTING SECTION 911.08 OF THE CODIFIED ORDINANCES TO PROVIDE FOR A FIVE PERCENT INCREASE IN WATER RATES, COMMENCING JANUARY 1, 2018.

Mayor Garlich introduced Ordinance 17-130 by title only.

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Mr. Hornung made a motion to place Ordinance 17-130 on second reading, motion seconded by Mr. Morrow. Roll call: Yeas (5) Mr. Wiech voted No.

ORDINANCE 17-131 AN ORDINANCE AMENDING EXISTING SECTION 907.04 OF THE CODIFIED ORDINANCES TO PROVIDE FOR A FIVE PERCENT INCREASE IN SEWER RATES, COMMENCING JANUARY 1, 2018.

Mayor Garlich introduced Ordinance 17-131 by title only.

Mr. Klein made a motion to place Ordinance 17-131 on second reading, motion seconded by Mr. Morrow. Roll call: Yeas (5). Mr. Wiech Voted No

THIRD READING

ORDINANCE 17-127 AN ORDINANCES ENACTING NEW SECTION 1159.09 OF THE CODIFIED ORDINANCES, ENTITLED "CLOTHING DONATION CONTAINERS" AND ADDING DEFINITIONS TO SECTION 1131.05.

Mayor Garlich introduced Ordinance 17-127 by title only.

This also needs a public hearing.

ORDINANCE 17-129 AN ORDINANCE ENACTING NEW SECTION 913.135 OF THE CODIFIED ORDINANCES TO ADOPT A UTILITY IMPACT FEE REBATE PROGRAM APPLICABLE TO THE WOODSONG AND GLEN VALLEY FARMS SUBDIVISIONS UNDER SPECIFIED CONDITIONS.

Mayor Garlich introduced Ordinance 17-129 by title only.

Mr. Hornung made a motion to **PASS** Ordinance 17-129, motion seconded by Mr. Morrow. Roll call: Yeas (5). Mr. Wiech voted No.

OLD BUSINESS –Nothing before Council.

NEW BUSINESS

1. **Web Site Report – Kim Breyley:** Report in the packet. Views are down from last month. Up about 18% from last year. Mayor Garlich requested information regarding the Ambulance Levy be put on the website.
2. **Village Trick or Treat-** October 31, 2017 5:00PM-7:00PM: The costume contest and donuts and cider will be available at the Fire Station at 7:00 pm.
3. **Chem Tech Impact Fee Reduction Approval-Motion from Council:** Mayor Garlich stated that there is a calculation that says what should be paid. Council gave a reduction for phase one. At the lookback the amount of the reduction was correct. The reduction would be for phase 2 and phase 3. ***Mr. Klein made a motion to approve the reduction of phase 2 and phase 3, motion seconded by Mr. Hornung. Roll call: Yeas (6).***

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4. **Approval of Economic Development Plan 2017 – Motion from Council:** *Mr. Blue made a motion to accept the Economic Development plan 2017, motion seconded by Mr. Hornung. Roll call: Yeas (6)*
5. **Sound System for Council Chambers:** Discussion regarding installing mics and speakers. Looking at plan b. felt the quote was too high.

COMMITTEE REPORTS and COMMUNICATIONS

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

Public Safety (Mr. Blue/Mr. Morrow/Mr. Klein) – No meeting in September.

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

Streets, Sidewalks, & Utilities (Mayor Garlich/Mr. Morrow/Mr. Wiech) – Minutes are included in the packet.

Economic Development Committee (Mayor Garlich, Mr. Blue, Mr. Hornung, Mr. McDowell, Mr. Dietrich, Mr. Schill, Ms. Breyley) – Minutes are included in the packet.

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

VILLAGE CALENDAR:

Move the December meeting to 12/7/2017 at 7:00 pm and also the Finance meeting.

EXECUTIVE SESSION:

Mr. Klein made a motion to adjourn into executive session at 8:39 pm to discuss personnel, motion seconded by Mr. Hornung. Roll call: Yeas (6)

The meeting reconvened at 8:44 pm.

There being no further business before Council the regular session adjourned at 8:47 pm.

Approved: _____
MAYOR

Attest: _____
FISCAL OFFICER