

Village of Middlefield Regular Council Minutes
December 1, 2016

Council met in regular session. Mayor Garlich called the meeting to order at 7:02 p.m. with the following members present: Mr. Bill Blue, Mr. Carl Hornung, Mr. Scott Klein, Mr. Sam Morrow, Mr. Ron Wiech and Mr. Rick Seyer.

Also present: Mr. Nick Giardina-Fiscal Officer, Mr. Tom Lee-Village Solicitor, Ms. Leslie McCoy-Econ Director, Mr. Nick Bellas-Zoning Inspector, Ms. Billie Warren-Recreation Director, Chief Tucholski, Lt. Savage, Mr. Roger Hanna, Mrs. Frances Hanna, Mrs. Chris Hippley, Ms. Diane Ryder-Maple Leaf, Chief Bill Reed-Middlefield Fire Department, Mr. Christ Miller, Ms. Sheila Miller, Mr. Alex Duncan and Sarah Mathews-Rumpke.

Opening Ceremony: The Pledge of Allegiance was recited.

Agenda: No Additions or deletions to the agenda.

Approval of Minutes: November 10, 2016 regular meeting – *Mr. Klein moved to approve the minutes as presented, seconded by Mr. Morrow. Roll call: Yeas (5). Mr. Wiech abstained due to not being in attendance at the November meeting.*

Payment of Bills: *Mr. Blue moved to authorize payments totaling \$156,579.97, motion seconded by Mr. Seyer. Roll call: Yeas (6).*

FISCAL OFFICER'S REPORT: Income tax and Financials – Reports are in the packet. Mr. Giardina stated that Income Tax is still trending up about \$100,000.00 over last year. It better than last year but not where the Village needs to be financially.

ECON DEVELOPMENT/ZONING REPORT: Reports are included in the packet. Ms. McCoy stated that this time of year is typically slow. Been preparing a marketing program for next year. Still working with the park district on the paving of the trail. Discussed the timeline and the grant application. Mr. Nick Bellas gave the Zoning Report. 5 permits were issued in the month of November. The violation on West High has been filed with the prosecutor. Discussion regarding the donation of this property to a nonprofit.

DIRECTOR OF STREETS & UTILITIES REPORT – Report is included in the packet. Mr. Ehrhart stated that the department performed routine maintenance and repairs at the plants. Also did street repair and sweeping. A pump at the plant went down, it has been repaired and put back into service. Prepped and installed the snowplow equipment on the trucks and the sidewalk snowplows. The department picked up 55 load of leaves this year which is pretty typical and did some catch basin cleaning. This is Mr. Ehrhart's final Council report as he will be retiring at the end of the year. Mayor Garlich thanked Mr. Ehrhart for continuing to pick up the leaves past the original cutoff date.

POLICE REPORT – Report included in packet. Chief Tucholski gave the statistics for the month of November. 416 calls for service for the year; calls for service are down about 200 from last year. On 12/3 is the Mary Yoder's Chinese Auction. Doors open at 3 pm and this is a great fundraiser for the Shop w/ a Cop Program. The next Fill a Cruiser will be Saturday 12/10 from 9:30 am-1:00 pm at Walmart and Sav-A-Lot. The Shop with a Cop Program will take place on 12/17. The last fill a cruiser collected \$931.00 and 1700 items were donated.

Village of Middlefield Regular Council Minutes
December 1, 2016

PARKS & RECREATION REPORT – Report included in the packet. Ms. Warren stated that the Basketball Season is underway. Games start next Saturday and the Cheerleaders will be picking which games they will be cheering at. The adult coloring picture is available to be colored. The holiday lighting contest will be judged on 12/7 and the winner will be announced on December 23rd. The wrestling program had their first met last Sunday.

FIRE DEPARTMENT REPORT - Report is on the desk. Chief Reed gave the statistics for the month of November. The department has had 669 calls to date. The burn on 528 went well and had about 5 or 6 departments who participated in the training. Discussion regarding Santa around Town. Looking at December 18th.

AMBULANCE REPORT – No report submitted.

PUBLIC PARTICIPATION-

Coloring Contest Winners Recognition: Mayor Garlich recognized the kids that were involved in the coloring Contest. Morgan and Sheila showed their pictures to Mayor, Council and the audience.

Proclamations: Mayor Garlich read and presented Mr. Charles Ehrhart with a Proclamation of Appreciation. Mr. Ehrhart stated that he appreciates everything that the village has done for him over the years. Mayor Garlich read and presented Mr. Daniel A. Weir with a Proclamation of Appreciation.

Ms. Chris Hippely: Thanked the Village, Mayor and Council for decorating with a nativity scene in the Mini Park.

2017 APPOINTMENT AND/OR ELECTIONS:

1. Election – President Pro-Tempore of Council: Mayor Garlich opened the nominations. Mr. Klein nominated Mr. Rick Seyer, motion seconded by Mr. Hornung. Mayor Garlich closed the nominations. Mr. Rick Seyer was elected Council President.
2. Appointment by Mayor to Finance & Ordinance: Mr. Rick Seyer, Mr. Scott Klein and Mr. Ron Wiech.
3. Appointment by Mayor to Public Safety: Mr. Bill Blue, Mr. Sam Morrow and Mr. Scott Klein.
4. Appointment by Mayor to Streets, Sidewalks & Utilities: Mr. Sam Morrow and Mr. Ron Wiech.
5. Appointment by Mayor to Parks & Recreation: Mr. Carl Hornung and Mr. Bill Blue.
6. Appointment by Mayor to Economic Development: Mr. Bill Blue, Mr. Carl Hornung, Mr. David McDowell, Mr. Dave Dietrich, Mr. Dick Schill and Ms. Kim Breyley.
7. Appointment by Mayor of Cemetery Sexton: Ms. Marcia Bryson.
8. Appointment by Mayor to the Development Loan Review Committee: Mr. Dave Dietrich, Mr. Bob Baker and Mr. David McDowell.
9. Appointment by Mayor to the East Geauga Fire District: Mr. Carl Hornung.
10. Appointment by Mayor of the Fire Prevention Officer: Chief Bill Reed.

**Village of Middlefield Regular Council Minutes
December 1, 2016**

11. Appointment by Mayor of the Tax Abatement Housing Officer: Ms. Leslie McCoy.
12. Appointment by Mayor to the Tax Abatement Housing Council: Ms. Therese Feicht.
13. Appointment by Mayor to the Local Board of Tax Review:_____
14. Appointment by Council to the Airport Authority: Ben Nicastro.
15. Appointment by Council to the Local Board of Tax Review:_____

FIRST READING -

RESOLUTION 16-23 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH MEDICAL MUTUAL FOR THE PROVISION OF HEALTH CARE INSURANCE FOR VILLAGE EMPLOYEES AT A MONTHLY COST OF \$13,007.89, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 16-23 by title only.

The benefits are staying the same but the cost has increased. This will change at the end of the year due to the two employees that are retiring.

Mr. Hornung made a motion to waive the required readings and declare Resolution 16-23 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Resolution 16-23, motion seconded by Mr. Morrow. Roll call: Yeas (6).

RESOLUTION 16-24 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE GEAUGA-TRUMBULL SOLID WASTE MANAGEMENT DISTRICT, FOR THE PROVISION OF SINGLE STREAM RECYCLING DROP-OFF SERVICES, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 16-24 by title only.

Mr. Weir stated that he spoke with the District and this contract is for the current recycling center. The contract has a clause that with 30 days' notice the contract can be terminated. So the contract can be terminated once the village goes to the single hauler for residents in May. Ms. Sarah Matthews from Rumpke answer questions from Council regarding the size of the recycle carts being 96 gallons.

Mr. Wiech made a motion to waive the required readings and declare Resolution 16-24 an emergency, motion seconded by Mr. Klein. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Resolution 16-24, motion seconded by Mr. Wiech. Roll call: Yeas (6)

RESOLUTION 16-25 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE OHIO ENVIROMENTAL PROTECTION AGENCY TO ACCEPT THE MOSQUITO CONTROL GRANT OF \$27,900.00, AND DECLARING AN EMERGENCY.

**Village of Middlefield Regular Council Minutes
December 1, 2016**

Mayor Garlich introduced Resolution 16-25 by title only.

Mayor Garlich stated that this grant will cover all the equipment and the chemicals to help fight the mosquitoes that spread the Zika Virus.

Mr. Hornung made a motion to waive the required readings and declare Resolution 16-25 an emergency, motion seconded by Mr. Klein. Roll call: Yeas (6)

Mr. Hornung made a motion to **PASS** Resolution 16-25, motion seconded by Mr. Morrow Roll call: Yeas (6).

ORDINANCE 16-144 AN ORDINANCE APPOINTING THE FIRM OF STEPHEN HOVANCSEK & ASSOCIATES AS VILLAGE ENGINEER FOR THE PERIOD OF JANUARY 1, 2017 THROUGH DECEMBER 31, 2018, AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT FOR THE PROVISIONS OF SAID SERVICES, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-144 by title only.

Mr. Morrow made a motion to waive the required readings and declare Ordinance 16-144 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Ordinance 16-144, motion seconded by Mr. Klein. Roll call: Yeas (6).

ORDINANCE 16-145 AN ORDINANCE ENACTING NEW CHAPTER 945 OF THE CODIFIED ORDINANCES TO PROVIDE REGULATIONS FOR THE VILLAGE REFUSE SERVICE FOR RESIDENTIAL PROPERTIES, AND DECLARING AN EMERGENCY.

Ordinance 16-145 TABLED.

ORDINANCE 16-146 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF MIDDLEFIELD, STATE OF OHIO, DURING FISCAL YEAR ENDING DECEMBER 31, 2017, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-146 by title only.

Mr. Giardina stated that this is for the Temporary Appropriations so the village can spend funds in the first quarter of 2017.

Mr. Klein made a motion to waive the required readings and declare Ordinance 16-146 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Ordinance 16-146, motion seconded by Mr. Wiech. Roll call: Yeas (6).

ORDINANCE 16-147 AN ORDINANCE EMPLOYING THOMAS J. LEE AS VILLAGE SOLICITOR AND LEGAL COUNSEL FOR THE VILLAGE OF MIDDLEFIELD FOR 2017, AND DECLARING AN EMERGENCY.

**Village of Middlefield Regular Council Minutes
December 1, 2016**

Mayor Garlich introduced Ordinance 16-147 by title only.
This is a 2% increase in cost.

Mr. Hornung made a motion to waive the required readings and declare Ordinance 16-147 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Morrow made a motion to **PASS** Ordinance 16-147, motion seconded by Mr. Blue. Roll call: Yeas (6)

ORDINANCE 16-148 AN ORDINANCE RATIFYING THE EMPLOYMENT OF DENNIS M. COYNE AS VILLAGE PROSECUTOR FOR THE PERIOD JANUARY 1, 2016 THROUGH DECEMBER 31, 2016, AND EMPLOYING COYNE FOR THE PERIOD JANUARY 1, 2017 THROUGH DECEMBER 31, 2018, ESTABLISHING COMPENSATION, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-148 by title only.

Mr. Lee stated that in 2012 & 2013 Mr. Coyne's flat rate was \$110.00 per hour. He wanted to collect PERS. So at that time it was approved for a \$1,000.00 per month based on 9.75 hours worked. Anything over the 9.75 hours was charged at \$104.00 per hour. The increase is for the overage hours; increased to \$110.00 per hour.

Mr. Hornung made a motion to waive the required reading and declare Ordinance 16-148 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6).

Mr. Morrow made a motion to **PASS** Ordinance 16-148, motion seconded by Mr. Klein. Roll call: Yeas (6).

SECOND READING

ORDINANCE 16-137 AN ORDINANCE ESTBLISHING THE SALARIES AND WAGE RATES FOR THE NON-POLICE EMPLOYEES OF THE VILLAGE EFFECTIVE JANUARY 1, 2017, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-137 by title only.

Mr. Seyer made a motion to place Ordinance 16-137 on Second Reading, motion seconded by Mr. Blue. Roll call: Yeas (6).

ORDINANCE 16-138 2017 WAGE RATES FOR POLICE OFFICERS OF THE VILLAGE, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced by title only.

Mr. Hornung made a motion to place Ordinance 16-138 on Second Reading, motion seconded by Mr. Wiech. Roll call: Yeas (6).

ORDINANCE 16-140 AN ORDINANCE SELECTING THE BID OF RUMPKE OF OHIO, INC. AS THE LOWEST AND BEST BIDDER FOR RESIDENTIAL AND MUNICIPAL WASTE HAULING, DISPOSAL AND RECYCLING SERVICES FOR THE VILLAGE,

**Village of Middlefield Regular Council Minutes
December 1, 2016**

ACCEPTING SAID BID, AND DIRECTING THE VILLAGE ADMINISTRATOR TO FINALIZE AND ENTER INTO A CONTRACT FOR SAID SERVICES.

Mayor Garlich introduced Ordinance 16-140 by title only.

Mr. Wiech made a motion to place Ordinance 16-140 on Second Reading, motion seconded by Mr. Hornung. Roll call: Yeas (3)

ORDINANCE 16-142 AN ORDINANCE APPOINTING MIDDLEFIELD VILLAGE POLICE CHIEF JOSEPH TUCHOLSKI TO THE ADDITIONAL POSITION OF DIRECTOR OF STREETS AND UTILITIES, ESTABLISHING COMPENSATION, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-142 by title only.

Mr. Hornung made a motion to place Ordinance 16-142 on Second Reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

ORDINANCE 16-143 AN ORDINANCE ACCEPTING THE RESIGNATION OF DANIEL WEIR AS VILLAGE ADMINISTRATOR, EFFECTIVE JANUARY 2, 2017, AUTHORIZING A LUMP-SUM RETIREMENT PAYMENT AND DIRECTING THE FISCAL OFFICER TO PAY ACCUMULATED SICK LEAVE PER SECTION 147.029D0 OF THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 16-143 by title only.

Mr. Lee explained that this is just a minor revision specifying the job description.

Mr. Hornung made a motion to place Ordinance 16-143 on Second Reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

RESOLUTION 16-22 A RESOLUTION CONSENTING TO THE REPAIR BY THE OHIO DEPARTMENT OF TRANSPORTATION BY NORTH STATE AVENUE FROM HIGH STREET TO THE NORTH CORPORATION LINE, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 16-22 by title only.

Mr. Weir stated that he spoke with ODOT and this is just patching. Discussion regarding that this is not acceptable. The overlay is scheduled for 2019.

Mr. Klein made a motion to place Resolution 16-22 on Second Reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

THIRD READING

RESOLUTION 16-20 A RESOLUTION AUTHORIZING INTENT TO DISPOSE OF UNNEEDED, OBSOLETE OR UNFIT MUNICIPAL OWNED PERSONAL PROPERTY VIA INTERNET AUCTION IN CALENDAR YEAR 2017.

Mayor Garlich introduced Resolution 16-20 by title only.

**Village of Middlefield Regular Council Minutes
December 1, 2016**

Mr. Wiech made a motion to PASS Resolution 16-20, motion seconded by Mr. Blue.
Roll call: Yeas (6).

OLD BUSINESS – Nothing before Council

NEW BUSINESS

1. **Web Site Report – Kim Breyley:** Report in the packet. Ms. Breyley stated that views for this month are down from last month by about 7%. Total views are up about 17% from last year's views. Discussion regarding some issues that have arisen. Some complaints that the mobile side is hard to use.

COMMITTEE REPORTS and COMMUNICATIONS

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

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

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

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

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

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

VILLAGE CALENDAR: In packet.

All committee meeting have been canceled for the month of December. The final Council Meeting of the year will be on December 30, 2016 at 8:00 am.

EXECUTIVE SESSION: Nothing before Council

There being no further business before Council the regular session adjourned at 8:28 pm.

Approved: _____
MAYOR

Attest: _____
FISCAL OFFICER