

REGULAR COUNCIL
August 1, 2013

Mayor Garlich called the meeting to order at 7:00 p.m. with the following members present: B. Blue, C. Hornung, S. Klein, R. Seyer, and R. Wiech. C. Hofstetter was absent.

Also present: D. Weir – Village Administrator, T. Mekeel – Fiscal Officer, S. Roessner – Zoning Inspector, T. Lee – Solicitor, A. Stanko – Chief of Police, Bill Reed – Chief of Fire, C. Harrison – Service Department, Kim Breyley – Middlefield Post, Ann Wishart – MapleLeaf, Paula Shenal, Matthew Fitting, Lynndi Fitting, Travis Thompson, Aaliyah Saafir, Rhonda Cereebarger, Pat Recher, Lelyna Champan, Judy and Richard Stone, Ben Reed, Alex Duncan, Sam Morrow, Michael Kleinknecht, Michael Rizzo, and Ryan Zwolinski.

Agenda: add to first reading, Ord. 13-139.

Minutes of July 11, 2013 meeting was presented for approval. Hornung moved to approve the minutes. Seyer seconded. Roll call: Yeas (3). Abstain: Klein and Wiech.

Payment of Bills Totaling \$153,508.65 Blue moved to authorize payment of \$153,508.65. Wiech seconded. Wiech questioned Lake County Sewer, Cuyahoga Fence and Income Tax Refund. Harrison gave a brief overview on the usage of Lake County Sewer and the repairs made by Cuyahoga Fence to the guardrail on Tare Creek. Mayor Garlich stated the income tax refund a township resident that paid Village taxes in error over a few years. Roll call: Yeas (5).

Police Report included in council packet.

Mayor Garlich, Chief Stanko, and Lieutenant Tucholski promoted Brandon Savage to the rank of sergeant.

FIRST READING

Ordinance 13-139 An Ordinance Confirming the Promotion of Police Officer Brandon Savage to Sergeant of the Village Police Department, and Declaring an Emergency.

Mayor Garlich introduced Ord. 13-139 by title only.

Wiech moved to waive the required readings and declare an emergency. Blue seconded. Roll call: Yeas (5).

Hornung moved to pass **Ordinance 13-139**, Seyer seconded. Roll call: Yeas (5).

Ordinance 13-136 An Ordinance Authorizing the Hiring of Stephen Fedorko to the Full-Time Position of Police Officer, Establishing Compensation, and Declaring an Emergency.

Mayor Garlich introduced Ord. 13-136 by title only.

Hornung moved to waive the required readings and declare an emergency. Blue seconded. Roll call: Yeas (5).

Wiech moved to pass ***Ordinance 13-136***, Seyer seconded. Roll call: Yeas (5).
Ordinance 13-137 An Ordinance Authorizing the Hiring of Michael Suschak to the Full-Time Position of Police Officer, Establishing Compensation, and Declaring an Emergency.

Mayor Garlich introduced Ord. 13-137 by title only.

Hornung moved to waive the required readings and declare an emergency. Blue seconded. Roll call: Yeas (5).

Wiech moved to pass ***Ordinance 13-137***, Hornung seconded. Roll call: Yeas (5).

Chief Stanko took a moment to thank Officer DiVita for his 7 years of service that he provided to the Village department.

Zoning Inspector's Report included in council packet.

Recreation Report included in council packet.

Fire Department included in council packet. Seyer asked who maintains the hydrants. Chief Reed stated that it is not the fire department. Harrison stated that the hydrants are maintained by community volunteers. The service department only flushes the hydrants. If the hydrant is on private property, it is the responsibility of the property owner.

Service Department Harrison gave a brief update on the Village's chipping service and the policy. Harrison gave an update on the Sperry Lane project. Wiech asked how the new service employee was working out. Harrison stated that he is doing a wonderful job.

PUBLIC PARTICIPATION

Mayor Garlich announced the Car Show is this Sunday, August 4th from 11:00 a.m. to 3:00 p.m. across the street at Great Lakes.

Hornung presented to Chief Stanko donations totaling \$3,807.00 for the Shop with a Cop program. \$1,000.00 from Bonner Ohio Properties, \$1,000.00 from Third Dimension, \$1,000.00 from Mr. and Mrs. Garlich, \$607.00 from the Chinese Auction and Indian Logo sale, \$100.00 from Mr. and Mrs. Dick Bahnick, and a \$100.00 from Mr. and Mrs. Rillahan. *Blue motioned to accept the donations totaling \$3,807.00 for Shop with a Cop, Blue seconded. Roll call: Yeas (5).*

FIRST READING

Ordinance 13-135 An Ordinance Authorizing Various Activities Related to the 13th Annual Christ Covenant Church Rib Burn-off, Waiving the Prohibitions of the Codified Ordinances Regarding Same, and Declaring an Emergency.

Mayor Garlich introduced Ord. 13-135 by title only.

Seyer moved to waive the required readings and declare an emergency.
Hornung seconded. Roll call: Yeas (5).

Hornung moved to pass ***Ordinance 13-135***, Blue seconded. Roll call: Yeas (5).

Ordinance 13-138 An Ordinance Repealing Ordinance 13-134, and Withdrawing a Proposed Replacement Tax Levy from the November 5, 2013 Ballot, and Declaring an Emergency.

Mayor Garlich introduced Ord. 13-138 by title only.

Wiech moved to waive the required readings and declare an emergency. Blue seconded. Roll call: Yeas (5).

Hornung moved to pass ***Ordinance 13-138***, Seyer seconded. Roll call: Yeas (5).

SECOND READING

Resolution 13-15 A Resolution Authorizing the Fiscal Officer to Act as the Designated Representative of the Members of the Village of Middlefield Council for Purpose of Required Public Records Training and Declaring an Emergency.

Mayor Garlich read Res. 13-15 by title only.

Hornung motioned to put Res. 13-15 on second reading, seconded by Wiech.
Roll call: Yeas (5).

Resolution 13-16 A Resolution Authorizing the Village Administrator to Enter into an Easement Agreement with Middlefield Milk LLC, and Declaring an Emergency.

Mayor Garlich read Res. 13-16 by title only.

Klein motioned to put Res. 13-16 on second reading, seconded by Seyer. Roll call: Yeas (5).

Ordinance 13-132 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 read Ord. 13-132 by title only.

Hornung motioned to amend Ord. 13-132, seconded by Wiech. Roll call: Yeas (5).

Hornung motioned to put Ord. 13-132 on second reading, seconded by Wiech.
Roll call: Yeas (5).

THIRD READING**Resolution 13-13 Authorizing the Village Administrator to Enter into an Agreement with the Geauga County Department of Aging and the Geauga County Commissions to Provide Certain Services for the Senior Citizens in the Village of Middlefield.**

Mayor Garlich read Res. 13-13 by title only.

Hornung motioned to pass **Resolution 13-13**, seconded by Blue. Roll call: Yeas (5).

OLD BUSINESS

1. Neat Streets Program: Citations – Klein gave a brief overview of the Neat Streets Program. Several residents in the Village are not handling the violations. Klein reminded the fund that was setup to assist residents who are financially restricted; up to \$300.00 per household. Mayor Garlich stated that those residents that are not handling the violations; those homes are rental properties. Those violations that are left; the Village is working on citations to be issued for those residents that are not taking care of the violations. Seyer asked about the \$300.00 credit. Is it for anyone who receives a letter from the Village for a violation or is it for anyone homeowner that would like to work on the exterior of their home. Lee stated that it is for any homeowner occupied home.

NEW BUSINESS

1. Liquor Permit Renewals: Dept. of Commerce – Weir stated that it is a list of individuals who have a liquor permit and it is up to the Village if the Village would like any objection then we could request a hearing. Lee gave a brief overview of the procedure. *No hearing was requested by council.*
2. Middlefield Farmers Market: Manager's Agreement – Mayor Garlich gave a brief presentation of Ms. Sirna. *Wiech motioned to accept the agreement, seconded by Blue. Roll call: Yeas (5).*
3. Sperry Lane (Fortuna Construction Company) Reconstruction Pay Request #4 (\$74,148.80) – *Wiech motioned to authorized the payment of \$74,148.80, seconded by Blue. Roll call: Yeas (5).*
4. Sperry Lane Reconstruction Work Behind Heritage Square – Weir gave a brief presentation about a section behind Heritage Square. When Sperry Lane is completed, this section will not include Heritage Square portion. Weir suggested that the Village include this section to match the rest of Sperry Lane. It would greatly improve the total project. The total additional cost would be about \$34,000.00. 37% is the responsibility of Mr. Henry. It was the consensus of council to only repair the Village's portion if Mr. Henry does not complete his 37%.

COMMITTEE REPORT

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|------------------------|--------------------|
| • Activity Committee | Mayor Garlich |
| • Economic Development | July 10 & 17, 2013 |
| • Finance & Ordinance | July 11, 2013 |
| • Public Safety | July 25, 2013 |

CALENDAR

At 8:27 p.m., Hornung moved to adjourn into executive session for the purpose of personnel, seconded by Blue. Roll call: All Yeas (5).

The meeting reconvened at 8:37 p.m.

Being no future business at this time, Mayor Garlich moved to adjourn the meeting at 8:40 p.m.

Tiffany Mekeel – Fiscal Officer

Mayor Garlich