

**REGULAR COUNCIL**  
**September 5, 2013**

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

Also present: D. Weir – Village Administrator, T. Mekeel – Fiscal Officer, S. Roessner – Zoning Inspector, T. Lee – Solicitor, A. Stanko – Chief of Police, Ben Reed – Middlefield Fire Department, Kim Breyley – Middlefield Post, Ann Wishart – MapleLeaf, Sam Morrow, Alex Duncan, Jim and Janice Koster, Edna Davis, John Borkholder, Dave and Chris Hippley, Dick and Judy Stone and Barb and Hugh Mason.

Agenda: no additions or deletions.

Minutes of August 1, 2013 meeting was presented for approval. Hornung moved to approve the minutes. Wiech seconded. Roll call: Yeas (5). Abstain: Hofstetter.

Payment of Bills Totaling \$346,617.31 Wiech moved to authorize payment of \$346,617.31. Hofstetter seconded. Roll call: Yeas (6).

Income Tax Report included in council packet.

Fiscal Officer Report included in council packet.

Director of Streets & Utilities Report Ehrhart stated the department conducted routine maintenance on the water treatment plant and wastewater treatment plant. The service department conducted meter replacement, equipment maintenance, street sweeping, park maintenance, grass mowing, watering flowers and monthly chipping. Ehrhart gave a brief update on the Sperry Lane projects and the state's project on route 87.

Police Report Chief gave a brief presentation on the training outcome at KraftMaid. Mayor Garlich presented a proclamation to Patrolman Koster for his services. Officer Koster is retiring. Officer Koster thanked the Village, Council, Mayor, and the community.

Zoning Inspector's Report included in council packet.

Recreation Report no report was given or included in council packet.

Ambulance Report included in council packet. Klein stated there was a situation between Community Care and a township resident. It was corrected immediately and the individual who called for the ambulance was very satisfied with the services the ambulance company provided.

Fire Department Report was provided on council's desk.

Financials included in council packet.

**PUBLIC PARTICIPATION**

Sam Morrow – Mr. Morrow stated he was concerned with the buggy traffic coming through Glen Valley Drive.

Seyer stated that he has received several complaints from one resident about the yard sale/garage sale signs that are expired. Lee stated that if the signs are in the ROW; the Village is allowed to remove the expired signs. Breyley stated that if she sees one; she will remove it when putting up the farmers' market signs.

***Mayor Garlich recessed the council meeting so that members of council could enjoy cake with retiring Officer Koster.***

***The meeting reconvened at 7:40 p.m.***

## **FIRST READING**

### **Resolution 13-17 A Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor and Declaring an Emergency.**

Mayor Garlich introduced Res. 13-17 by title only.

Klein moved to waive the required readings and declare an emergency. Hornung seconded. Mekeel gave a brief overview of the budget commission hearing. Mekeel recommended, based on the recommendation from the county to reduce the levy collection to eliminate a large carryover. Lee stated that if we reduce the levy to 0; we will not be able to put the levy on the ballot when it expires as a renewal. Lee suggested that the Village reduce the levy collection so that the Village uses some of the carryover over the remaining four years of the levy; levy collection to be reduced by half. Mayor Garlich suggested that legislation be presented at the October meeting reducing the levy. Roll call: Yeas (6).

Hornung moved to pass ***Resolution 13-17***, Blue seconded. Roll call: Yeas (6).

### **Resolution 13-18 A Resolution Concurring in Speed Limit Changes Proposed by the Ohio Department of Transportation for State Routes 87, 528, and 608, and Declaring an Emergency.**

Mayor Garlich introduced Res. 13-18 by title only.

Wiech moved to waive the required readings and declare an emergency. Klein seconded. Roll call: Yeas (6).

Klein moved to pass ***Resolution 13-18***, Hornung seconded. Roll call: Yeas (6).

### **Resolution 13-19 A Resolution Acknowledging Receipt of Notice from the Geauga County Board of Commissioners Regarding a Petition for Annexation of 0.28 Acres of Property in Middlefield Township, Adopting a Statement Regarding Services that the Village Will Provide to the Territory Upon Annexation, and Declaring an Emergency.**

Mayor Garlich introduced Res. 13-19 by title only.

Lee gave a brief presentation. This is a standard annexation. The applicant applies under the statute to request what services the Village is willing to provide. It will not be until January 2014 that this will be finalized. Seyer asked if anyone has talked

with Mr. Hodgins about the annexation. Weir stated that the Village would receive impact fees and tap in fees. Lee stated that the property would be annexed in as single family residential and that if the property owner wants anything else; they would need to request a change through council. Hornung moved to waive the required readings and declare an emergency. Hofstetter seconded. Roll call: Yeas (6).

Wiech moved to pass **Resolution 13-19**, Hornung seconded. Roll call: Yeas (6).

**Ordinance 13-140 An Ordinance Repealing Section 133.01(d) of the Codified Ordinances, and Declaring an Emergency.**

Mayor Garlich introduced Ord. 13-140 by title only.

Hornung moved to waive the required readings and declare an emergency. Blue seconded. Klein stated the finance committee would recommend changing the ordinance to remove the residency requirements for any fiscal officer now or in the future. Hornung and Blue retracted their motion presented on the floor. Blue moved to amend Ordinance 13-140 "Repealing" section 133.01(d) of the Codified Ordinances, and Declaring an Emergency. Roll call: Yeas (6). Hornung moved to waive the required readings and declare an emergency. Hofstetter seconded. Roll call: Yeas (6).

Klein moved to pass **Ordinance 13-140**, Blue seconded. Roll call: Yeas (6).

**Ordinance 13-141 An Ordinance Authorizing the Village Administrator to Hire Kathy Jacobs and Robert Reichard for the Position of Part-Time Crossing Guards for the 2013-2014 School Year, Specifying Conditions, and Declaring an Emergency.**

Mayor Garlich introduced Ord. 13-141 by title only.

Klein moved to waive the required readings and declare an emergency, amending the ordinance to include "2013-2014 school year". Wiech seconded. Roll call: Yeas (6).

Hornung moved to pass **Ordinance 13-141**, Hofstetter seconded. Roll call: Yeas (6).

**Ordinance 13-142 An Ordinance Hiring Daniel Thompson as a Part-Time Police Officer Contingent Upon his Completing the Requirements of Section 139.01 of the Codified Ordinances, at the Pay Rate of \$15.00 per hour, and Declaring an Emergency.**

Mayor Garlich introduced Ord. 13-142 by title only.

Blue moved to waive the required readings and declare an emergency. Hornung seconded. Roll call: Yeas (6).

Hornung moved to pass **Ordinance 13-142**, Wiech seconded. Roll all: Yeas (6).

**SECOND READING**

**THIRD 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.

Klein motioned to pass **Resolution 13-15**, seconded by Hornung. Roll call: Yeas (6).

**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.

Blue motioned to pass **Resolution 13-16**, seconded by Klein. Roll call: Yeas (6).

**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.

Hofstetter motioned to pass **Ordinance 13-132**, seconded by Wiech. Roll call: Yeas (6).

**OLD BUSINESS****NEW BUSINESS**

1. Trick or Treat Discussion – The Mayor, Chief of Police, and Reed scheduled Trick or Treat for Thursday, October 31<sup>st</sup> from 5:30 to 7:00 p.m. The fire department will have a small party after trick or treating at the fire hall.
2. GMHA Board Appointment (Letter from County Administrator) – Council does not wish to submit an appointment for the GMHA board.
3. Health District Levy (Letter from Robert K. Weisdack, Health Commissioner) – Mayor Garlich asked Weir to contact Mr. Weisdack and have him come to a future council meeting and make a presentation.
4. Airport Community Days (E-Mail from Patty Fulop, Manager) – The Village has been asked to participate in the Airport Community Days.
5. Geauga County Public Library (Accessory Building) – Roessner gave an overview of a request from the county library. The shed permit that was requested and Roessner denied because the library wants to place the shed in the front of the library. Klein motioned to permit the shed, seconded by Hornung. Roll call: Yeas (6).
6. Sperry Lane Project – Pay Request #5 (\$272,928.41) – Klein motioned to accept the pay request, seconded by Wiech. Roll call: Yeas (6).

**COMMITTEE REPORT**

- Economic Development      August 7, 21, & 28, 2013
- Finance & Ordinance      August 1, 2013
- Planning and Zoning      July 25, 2013
- Public Safety      August 22, 2013
- Recreation      August 21, 2013

**CALENDAR**

At 8:35 p.m., Wiech moved to adjourn into executive session for the purpose of personnel, seconded by Hornung. Roll call: All Yeas (6).

The meeting reconvened at 8:59 p.m.

Being no future business at this time, Mayor Garlich moved to adjourn the meeting at 9:00 p.m.

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Tiffany Mekeel – Fiscal Officer

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Mayor Garlich