

**Village of Middlefield Council Minutes
December 12, 2019**

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

Also present: Ms. Leslie McCoy-Administrator, Mr. Tom Lee-Solicitor, Lt. Savage, Mr. John Boksansky-Zoning Inspector, Mr. Nick Giardina-Fiscal Officer, Ms. Jess Giardina, Ms. Kim Breyley, Pastor Erv Urschitz, Chief Bill Reed-Middlefield Fire Department, Mr. Alex Duncan, Ms. Paula Shenal-CCAN, Mr. Roger Hanna, John & Bernadette Kranauer, Mr. Kyle Kaplan, Mr. Tony Caito-Health Insurance and Ms. Ann Wishart-Maple Leaf.

Invocation: Led by Pastor Erv Urschitz, First United Methodist Church of Middlefield.

Opening Ceremony: The Pledge of Allegiance was recited.

Agenda: No addition or deletions to the agenda.

Approval of Minutes: November 14, 2019 regular 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 \$264,680.67 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 that totals are through the end of November. Income Tax collection is over 3 mill for the year; this include the 0.25% increase. Employment withholding are still really strong. Water and sewer collections are up compared to last year with some new accounts coming online. Mr. Giardina stated that there are several very expensive projects slated for 2020. Expenses, including the projects, are up about \$82,000 for the year compared to last year. The positive cash flow is up approximately 1.2 million for the year but we have several projects planned for 2020.

AMBULANCE REPORT – Report is included in the packet. Ms. Shenal gave the statistics for the month of November. There was 79 runs in the village. Response times are holding but expected to go up with the weather. Mr. Wiech asked if the three over doses were in the village. Ms. Shenal stated that they were not. Mayor Garlich stated that he has not received any complaints regarding response times or billing this year and thanked Ms. Shenal and CCAN for their diligents in service.

FIRE DEPARTMENT REPORT - Report is included in the packet. Chief Reed gave the statistics for the month of November. There were 73 runs for the month and that there are 775 runs for the year. The department will be doing a control burn on 528. Confined space training was held in November.

ECON DEVELOPMENT: Report is included in the packet. Ms. McCoy stated that she is still marketing the vacant properties within the village limits. Still working on the opportunity zone informational seminar. Attended training on smart manufacturing. Will be attending training on asset management.

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ZONING REPORT: Report is included in the packet. Mr. Boksansky stated there were three residential zoning permits issued and one lot split. Also received temp sign applications, sign application and an addition to a shopping plaza on Springdale.

STREETS, SIDEWALKS & UTILITIES REPORT – Report is included in the packet. Chief Tucholski stated that the department did a lot of leaf pickup before the first snow and also after. There has been quite a bit of street sweeping; trying to keep the grime out of the system. Branch pickup, snow plowing, and park cleaning and prep for winter. Repairs to motors and seals at the WWTP/WTP. Repairs to the Low Pro truck. Working with the village engineer for the well bid and the street bid project for 2020. Mayor Garlich stated that he attended a seminar on paving last week. The seminar was very informative.

POLICE REPORT – Report is included in the packet. Chief Tucholski gave the statistics for the month of November. There were 364 calls for service for the month. Chief Tucholski stated that there is legislation to hire Brandon Hurless to the full-time position available and gave a brief overview of his education. There is also legislation for the promotion of Officer Aveni to the Sgt. Position. Mr. Wiech asked if Officer Aveni will be the village's first female Sgt.

PARKS & RECREATION REPORT – Report is included in the packet. Ms. Warren stated that the Tree Lighting was on November 29th. The Cardinals performed and UH donated the snacks for the event. The village has forwarded 21 letter to Santa from the mail box. The coloring contest will end on the 16th. The outdoor decorating contest will be judged on Tuesday December 17th at 6:00 pm. The basketball games will start this weekend and wrestling started last weekend in Madison.

PUBLIC PARTICIPATION-

2020 APPOINTMENT AN/OR ELECTIONS

1. ELECTION – PRESIDENT PRO-TEMPORE OF COUNCIL – Scott Klien
Mayor Garlich opened nominations. Mr. Hornung nominated Mr. Klein. Mr. Wiech nominated Ms. Arganti. Ms. Arganti declined the nomination. No other nominations were given. Mayor Garlich closed nominations. Mr. Scott Klein will be the 2020 Council President.

2. APPOINTMENTS BY MAYOR – Council Member Committees – (CHAIRMAN, FIRST NAMED)
 - a. Finance & Ordinance (2nd Thursday 5:30 pm)
 1. Kaitlyn Arganti
 2. Scott Klein
 3. Bill Blue
 - b. Public Safety (2nd Thursday at 6:30 pm)
 1. Sam Morrow
 2. Carl Hornung
 3. Bill Blue
 - c. Streets Sidewalks & Utilities (Tuesday prior to Council 5:30 pm)
 1. Carl Hornung
 2. Sam Morrow
 - d. Recreation Committee (2nd Thursday 5:00 pm)
 1. Ron Wiech
 2. Kaitlyn Arganti

APPOINTMENTS BY MAYOR-Committee Members
Economic Development (Quarterly, Tuesday prior to Council, 6:00 pm)

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1. Bill Blue
2. Scott Klein
3. David McDowell
4. Dave Dietrich
5. Dick Schill
6. Kim Breyley

Revolving Loan Fund Review Committee

1. Scott Klein
2. Bill Blue
3. Dave Dietrich
4. David McDowell
5. Bob Baker
6. Tom Lee

Tax Abatement Housing Council

1. Linda Smallwood (Fill vacant seat, term exp. 12/31/21)

Cemetery Sexton

1. Marcia Bryson

FIRST READING -

RESOLUTION 19-27 A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 19-27 by title only.

Ms. Giardina stated that they have been doing transfers quarterly to balance funds, this is for the final quarter for the year.

Mr. Blue made a motion to waive the required readings and declare Resolution 19-27 an emergency, motion seconded by Mr. Wiech. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Resolution 19-27, motion seconded by Mr. Morrow. Roll call: Yeas (6).

RESOLUTION 19-28 A RESOLUTION AUTHORIZING THE FISCAL OFFICER TO MAKE FINAL TRANSFERS OF FUNDS NECESSARY TO FINALIZE AND BALANCE THE 2019 BUDGET ON DECEMBER 31, 2019, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 19-28 by title only.

Mr. Morrow made a motion to waive the required reading and declare Resolution 19-28 an emergency, motion seconded by Mr. Klein. Roll call: Yeas (6)

Mr. Hornung made a motion to **PASS** Resolution 19-28, motion seconded by Mr. Blue. Roll call: Yeas (6).

RESOLUTION 19-29 A RESOLUTION AUTHORIZING THE REPAYMENT OF FUNDS PREVIOUSLY ADVANCED TO THE INCOME TAX INFRASTRUCTURE FUND FROM THE INCOME TAX FUND, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 19-29 by title only.

This is the repayment of the income tax fund \$600,000 that was submitted to the Infrastructure fund to start the year and the supplement for project payments.

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Mr. Wiech made a motion to waive the required readings and declare Resolution 19-29 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Resolution 19-29, motion seconded by Mr. Morrow. Roll call: Yeas (6).

ORDINANCE 19-134 AN ORDINANCE CONFIRMING THE PROMOTION OF POLICE OFFICER JULIE AVENI TO SERGEANT OF THE VILLAGE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-134 by title only.

Mr. Wiech made a motion to waive the required readings and declare Ordinance 19-134 an emergency, motion seconded by Mr. Hornung. Roll call: yeas (6)

Mr. Hornung made a motion to **PASS** Ordinance 19-134, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mayor Garlich administered the oath of office to Sgt. Aveni.

ORDINANCE 19-135 AN ORDINANCE HIRING BRANDON ALLEN HURLESS AS A FULL TIME POLICE OFFICER, CONTINGENT UPON HIS COMPLETING THE REQUIREMENTS OF SECTION 139.01 OF THE CODIFIED ORDINANCES, AT THE PAY RATE OF \$21.51 PER HOUR, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-135 by title only.

Mr. Blue made a motion to waive the required reading and declare Ordinance 19-135 and emergency, motion seconded by Mr. Wiech. Roll call: Yeas (6).

Mr. Klein made a motion to **PASS** Ordinance 19-135, motion seconded by Mr. Morrow. Roll call: Yeas (6).

ORDINANCE 19-136 AN ORDINANCE SELECTING THE BID OF RONYAK PAVING INC. FOR THE ELMWOOD ST., MAPLE AVE., OAKDALE ST., AND CEDARWOOD CT., CHIP SEAL WITH FOG SEAL PROJECT, IN AN AMOUNT NOT TO EXCEED \$139,258.00, TO BE THE LOWEST AND BEST BID FOR SAID PROJECT, AND AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH SAID BIDDER FOR THAT PROJECT.

Mayor Garlich introduced Ordinance 19-136 by title.

Mr. Blue made a motion to place Ordinance 19-136 on first reading, motion seconded by Mr. Hornung. Roll call: Yeas (6).

Mr. Hornung made a motion to waive the required reading and declare Ordinance 19-136 an emergency, motion seconded by Mr. Klein. Roll call: Yeas (6).

Mr. Klein made a motion to **PASS** Ordinance 19-136, motion seconded by Mr. Morrow. Roll call: Yeas (6).

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ORDINANCE 19-137 AN ORDINANCE SELECTING THE BID OF H.A.D. INC. FOR THE WATER WELL #4 DRILLING/CASING/SCREENING PROJECT, IN AN AMOUNT NOT TO EXCEED \$73,500.00, TO BE THE LOWEST AND BEST BID FOR SAID PROJECT, AND AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO ENTER INTO A CONTRACT WITH SAID BIDDER FOR THAT PROJECT, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-137 by title only.

Mayor Garlich stated that a representative from H.A.D. attended a meeting and the Mayor, the Chief and Mr. Cipolla is very confident that this company will do a great job with the drilling. Chief Tucholski stated that this company is the number one water and oil drilling company in this part of the company

Mr. Hornung made a motion to waive the required reading and declare Ordinance 19-137 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mr. Wiech made a motion to **PASS** Ordinance 19-137, motion seconded by Mr. Morrow. Roll call: Yeas (6)

SECOND READING

RESOLUTION 19-24 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 \$14,492.43 AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Resolution 19-24 by title only.

Mr. Caito stated that the contract did go up about 15% due to the amount of claims. It was sent out to the market for quotes and medical mutual come back with the best price and the coverage is not changing. Discussion regarding the pool that the village belongs to.

Ms. Arganti made a motion to waive the required readings, declare Resolution 19-24 an emergency and **PASS**, motion seconded by Mr. Klein. Roll call Yeas (6).

ORDINANCE 19-131 AN ORDINANCE AMENDING EXISTING SECTION 911.08 OF THE CODIFIED ORDINANCES TO PROVIDE FOR A WATER RATE INCREASE OF FIVE PERCENT FOR RESIDENTIAL (NON-SENIOR) AND FIVE PERCENT FOR COMMERCIAL AND INDUSTRIAL ACCOUNTS, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-131 by title only.

Mr. Klein made a motion to waive the required readings, declare Ordinance 19-131 an emergency and **PASS**, motion seconded by Ms. Arganti. Roll call: Yeas (6). Mr. Wiech voted no.

Mayor Garlich asked for clarification from Mr. Wiech who voted yes for the increase in committee. Mr. Wiech stated that he thought further and feels that the village is doing

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well and that he cannot see passing and increase on to residents that are already struggling.

ORDINANCE 19-132 AN ORDINANCE AMENDING EXISTING SECTION 911.08 OF THE CODIFIED ORDINANCES TO PROVIDE FOR A WATER RATE INCREASE OF FIVE PERCENT FOR RESIDENTIAL (NON-SENIOR) AND FIVE PERCENT FOR COMMERCIAL AND INDUSTRIAL ACCOUNTS, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-132 by title only.

Mr. Morrow made a motion to waive the required readings, declare Ordinance 19-132 an emergency and **PASS**, motion seconded by Mr. Morrow. Roll call: Yeas (6). Mr. Wiech voted no.

ORDINANCE 19-133 AN ORDINANCE AMENDING EXISTING SECTION 911.10 (a) OF THE CODIFIED ORDINANCES TO PROVIDE FOR A FIVE PERCENT SERVICE CHARGE INCREASE FOR FIRE SPRINKLERS SYSTEM ACCOUNTS, AND DECLARING AN EMERGENCY.

Mayor Garlich introduced Ordinance 19-133 by title only.

Ms. Arganti made a motion to waive the required readings, declare Ordinance 19-133 an emergency and **PASS**, motion seconded by Mr. Morrow. Roll call: Yeas (6). Mr. Wiech voted no.

THIRD READING

ORDINANCE 19-128 AN ORDINANCE RENAMING A 0.3390 ACRE SEGMENT OF ROADWAY IN THE VILLAGE CURRENTLY KNOWN AS "OLD STATE ROAD" TO "NORTH STATE AVENUE".

Mayor Garlich introduced Ordinance 19-128 by title only.

Mr. Hornung made a motion to **PASS** Ordinance 19-128, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Mayor Garlich discussed the meeting that he has been attending with UH to get an urgent care. They will also be holding a Health Day on February 29th, more information will be forth coming.

OLD BUSINESS

NEW BUSINESS

1. **Web Site Report – Kim Breyley:** Reports are in the packet. Ms. Breyley stated that is was decent month. Views were up slightly down compared to last year. Mobile views are holding steady.

COMMITTEE REPORTS and COMMUNICATIONS

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

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

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

Parks & Recreation (Ms. Arganti/Mayor Garlich/Mr. Morrow) – Minutes are included in the packet.

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

Public Safety (Mr. Hornung/Mr. Wiech/Ms. Arganti) – Minutes are included in the packet.

VILLAGE CALENDAR:

EXECUTIVE SESSION

Mr. Hornung made a motion to adjourn into executive session at 8:14 to discuss compensation, motion seconded by Mr. Morrow. Roll call: Yeas (6)

The regular meeting reconvened at 8:29 pm.

There being no further business before Council the regular session adjourned at 8:30 p.m.

Approved: _____
MAYOR

Attest: _____
FISCAL OFFICER