

**Village of Middlefield Council Minutes**  
**September 10, 2020**

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Council met in regular session with public via teleconference. 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. Scott Klein, Mr. Carl Hornung and Mr. Sam Morrow.

**Also present:** Ms. Leslie McCoy-Administrator, Mr. Tom Lee-Solicitor, Mr. Nick Giardina-Fiscal Officer and Chief Tucholski-Service Director. The following were in attendance via telephone Lt. Graley, Chief Bill Reed-Fire Department, Ms. Kim Breyley, Ms. Joyce Porozynski, Ms. Ann Wishart-MapleLeaf, Ms. Jess Giardina and Ms. Billie Warre-Recreation Director.

**Opening Ceremony:** The Pledge of Allegiance was recited.

**Agenda:** Add to New Business a transfer of 1 million dollars.

**Approval of Minutes:** August 13, 2020 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 \$345,949.64, motion seconded by Mr. Hornung. Roll call: Yeas (6).*

**FISCAL OFFICER'S REPORT: Income Tax and Financials** – Report is included in the packet. Mr. Giardina stated that the Income tax Collections is at 1.2 million. Water collections are up and sewer collection is down. Expenses are down compared to last year. Income tax withholding are up compared to last year which means that employment is good in the village. Still have returns coming in September and October. Discussion regarding payroll totals.

**AMBULANCE REPORT** – Report is included in the packet.

**FIRE DEPARTMENT REPORT** - Report is included in the packet.

**ECONOMIC DEVELOPMENT:** Report is included in the packet. Ms. McCoy stated the Bonner Site has received the wet land delineation report today. This is one of the final steps to make this a shovel ready site. Working on updating and streamlining the website to make it more mobile friendly. The sound and audio upgrade will be installed next week in council chambers to broadcast the meetings to social media and the village YouTube channel. Still marketing the vacant spaces in the village and answer questions that have been submitted regarding the spaces.

**ZONING REPORT:** Report is included in the packet. Mr. Klein stated that there was a variance request for Knox Circle for a rear patio. There is a vacant seat that has been advertised. Mr Boksansky does a great job and stays on top of things. Discussion regarding the ODOT Project that is currently underway.

**STREETS, SIDEWALKS & UTILITIES REPORT** – Report is included in the packet. Discussion regarding trading in a gas mower that is past its prime and needing a lot of repairs and replacing it with a diesel mower. The dealer is willing to give a \$4000 trade in value so the cost of the 60" diesel mower will be around \$11,000.00. Having the Village

**Village of Middlefield Council Minutes**  
**September 10, 2020**

---

Solicitor look at the branch chipping ordinance. Many residence are taking advantage of the spirit of the ordinance. It is meant for storm damage or light yard work not land clearing. The ordinance states now that the department will spend “no more than 15 minutes at each residence” but that is really too long. Running in to multiple days of chipping or overtime. The legislation need to be beefed up and have better consequences. Had a company do the reclamation project on a few of the village’s streets. The reclamation process seeps down into the asphalt and fills in any flaws. Would like to incorporate this into the maintenance program for the streets. Chief Tucholski stated that the village is getting \$180,000 from the County and will be doing a mill and fill on Tare Creek from State to Springdale the whole width of the road. Well #4 project is progressing and they are ready to install the outside casing. Got to the 134 foot mark today. Hopefully will be testing the water next week. The crew has done a great job.

**POLICE REPORT** – Report is included in the packet. Chief Tucholski gave the statistics for the month of August. There were 410 calls for service. Officer Wolfe has started her training with Officer Aveni and had 9 years of experience. Chief Tucholski stated that the department is in need of a new cruiser with vinyl seats to make it easier to sanitize for the safety of the officers and citizens. Ms. McCoy clarified that the Cares Act Funds can be used to purchase a new cruiser. The department has been looking at various models and would like to go with the Tahoe. Safety Committee recommends this purchase to Council.

**PARKS & RECREATION REPORT** – Report is included in the packet. Ms. Warren left no bake Samoan cookies that she made for “Cooking with Billie”.

**PUBLIC PARTICIPATION-**

Discussion regarding Trick or Treat. It will be held on October 31 from 5:30 pm-7:00 pm. Chief Reed stated that there will be no event at the Fire Station as it will be difficult to remain socially distant.

Mayor Garlich stated that the Airport had a small event for the 100 anniversary of the mail delivery.

**FIRST READING -**

**RESOLUTION 20-19 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE CARDINAL LOCAL SCHOOL DISTRICT TO AUTHORIZE THE VILLAGE RECREATION DEPARTMENT TO UTILIZE THE SCHOOL FACILITIES DURING THE 2020-2021 SCHOOL YEAR, AND DECLARING AN EMERGENCY**

Mayor Garlich introduced Resolution 20-19 by title only.

Ms. McCoy stated that the price has not increased that only change is that the village will pay monthly so that if for some reason the facilities are not available the village is not paying.

Mr. Wiech made a motion to waive the required readings and declare Resolution 20-19 an emergency, motion seconded by Ms. Arganti. Roll call: Yeas (6).

**Village of Middlefield Council Minutes  
September 10, 2020**

---

Mr. Hornung made a motion to **PASS** Resolution 20-19, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**RESOLUTION 20-20 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 Resolution 20-20 by title only.

Mr. Wiech made a motion to waive the required readings and declare Resolution 20-20 an emergency, motion seconded by Mr. Morrow. Roll call: Yeas (6).

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

**RESOLUTION 20-21 A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Resolution 20-21 by title only.

Mr. Giardina stated that this is the basic quarterly transfer.

Mr. Wiech made a motion to waive the required readings and declare Resolution 20-21 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6).

Mr. Hornung made a motion to **PASS** Resolution 20-21, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**RESOLUTION 20-22 A RESOLUTION AUTHORIZING THE INTENT TO DISPOSE OF UNNEEDED, OBSOLETE, OR UNFIT MUNICIPAL OWNED PERSONAL PROPERTY VIA INTERNET AUCTION IN CALENDAR YEAR 2021.**

Mayor Garlich introduced Resolution 20-22 by title only.

Ms. McCoy stated that this is a yearly renewal. The village uses GovDeals.

Mr. Hornung made a motion place Resolution 20-22 on first reading, motion seconded by Mr. Wiech. Roll call: Yeas (6).

**ORDINANCE 20-128 AN ORDINANCE AMENDING EXISTING SECTION 911.08 OF THE CODIFIED ORDINANCES TO PROVIDE THE 2021 RESIDENTIAL, COMMERCIAL AND INDUSTRIAL WATER ACCOUNT RATES.**

Mayor Garlich introduced Ordinance 20-128 by title only.

There will be no increase for the 2021 year.

Mr. Wiech made a motion place Ordinance 20-128 on first reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

Village of Middlefield Council Minutes  
September 10, 2020

---

**ORDINANCE 20-129 AN ORDINANCE AMENDING EXISTING SECTION 907.04 OF THE CODIFIED ORDINANCES TO PROVIDE FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL SEWER ACCOUNTS, COMMENCING JANUARY 1, 2021.**

Mayor Garlich introduced Ordinance 20-129 by title only.

There will be no increase in the 2021 year.

Mr. Hornung made a motion to place Ordinance 20-129 on first reading, motion seconded by Ms. Arganti. Roll call: Yeas

**ORDINANCE 20-130 AN ORDINANCE AMENDING THE EXISTING SECTION 911.10(A) OF THE CODIFIED ORDINANCES TO PROVIDE FOR FIRE SPRINKLER SYSTEM ACCOUNTS.**

Mayor Garlich introduced Ordinance 20-130 by title only.

There will be no increase in the 2021 year.

Mr. Morrow made a motion to place Ordinance 20-130 on first reading, motion seconded by Mr. Wiech. Roll call: Yeas (6).

**ORDINANCE 20-131 AN ORDINANCE RATIFYING THE HIRING OF TIFFANY WOLFE AS A PART-TIME POLICE OFFICER AS OF AUGUST 31, 2020, AT THE PAY RATE OF \$17.00 PER HOUR, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 20-131 by title only.

Chief Tucholski stated that she has started her training and has 9 years of experience.

Mr. Wiech made a motion to waive the required reading and declare Ordinance 20-131 an emergency, motion seconded by Mr. Blue. Roll call: Yeas (6)

Mr. Hornung made a motion to **PASS** Ordinance 20-131, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**ORDINANCE 20-132 AN ORDINANCE APPOINTING THE FIRM OF STEPHEN HOVANCSEK & ASSOCIATES AS VILLAGE ENGINEER FOR THE PERIOD JANUARY 1, 2021 THROUGH DECEMBER 31, 2022, AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT FOR THE PROVISION OF SAID SERVICES.**

Mayor Garlich introduces Ordinance 20-132 by title only.

Ms. McCoy stated that there is no increase in cost. They are handling all of the village's infrastructure projects.

Mr. Wiech made a motion to place Ordinance 20-132 on first reading, motion seconded by Mr. Hornung. Roll call: Yeas (6).

Village of Middlefield Council Minutes  
September 10, 2020

---

**ORDINANCE 20-133 AN ORDINANCE HIRING ADVANCES ACCOUNTING CONSULTANTS TO ASSIST THE VILLAGE'S FISCAL OFFICER WITH CERTAIN ACCOUNTING AND BOOKKEEPING FUNCTIONS.**

Mayor Garlich introduced Ordinance 20-133 by title only.

There is an increase of \$350.00 per month and they have not had an increase in several years. With the increase in projects they are handling more work.

Mr. Morrow made a motion to place Ordinance 20-133 on first reading, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**ORDINANCE 20-134 AN ORDINANCE AUTHORIZING THE MAYOR AND VILLAGE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH DENNIS M. COYNE, ESQ. TO PROVIDE CHIEF PROSECUTOR SERVICES FOR 2021 AND 2022.**

Mayor Garlich introduced Ordinance 20-134 by title only.

Ms. McCoy stated that there has been a change in the pay. Mr. Coyne received a monthly stipend and retirement. Moving forward he will charge \$110.00 per hour. Mr. Coyne gets cases from the Police, Zoning and Income Tax Departments.

Mr. Wiech made a motion to place Ordinance 20-134 on first reading, motion seconded by Mr. Morrow. Roll call: Yeas (6).

**ORDINANCE 20-135 AN ORDINANCE RATIFYING THE AUTHORIZATION BY THE MAYOR FOR THE PREPARATION OF PLANS AND SPECIFICATIONS FOR THE TARE CREEK PARKWAY RESURFACING PROJECT, AND DECLARING AN EMERGENCY.**

Mayor Garlich introduced Ordinance 20-135 by title only.

The Village was able to get \$180,000 towards this project. This will be a mill and fill from State to Sprindale. This project will also get the reclamation process done.

Mr. Morrow made a motion to waive the required reading and declare Ordinance 20-135 an emergency, motion seconded by Mr. Hornung. Roll call: Yeas (6).

Mr. Wiech made a motion to **PASS** Ordinance 20-135, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**SECOND READING**

**ORDINANCE 20-127 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, OH.**

Mayor Garlich introduced Ordinance 20-127 by title only.

Mr. Wiech made a motion to place Ordinance 20-127 on second reading, motion seconded by Mr. Hornung. Roll call: Yeas (6).

**Village of Middlefield Council Minutes  
September 10, 2020**

---

**THIRD READING**

**OLD BUSINESS**

**NEW BUSINESS**

1. **Web Site Report – Kim Breyley:** Reports are in the packet. Mayor Garlich stated that views are down. The new designed website will have all the forms and any permits will be able to be paid online.
2. **Fireworks – 8:15 pm on September 12, 2020 at Yoder Brothers Sports Complex:** Mayor Garlich stated that the village is not a sponsor of the event. The village only supplied the fireworks. Mr. Morrow stated that he has concerns that the event and having beer sales. Chief Tucholski stated that Great Lakes was issued a liquor permit from the state and the village has nothing to do with this and it is on private property.
3. **Shred Day – Friday, September 18, 2020 from 12:00 noon – 4:00 pm at Village Hall:** Mayor Garlich asked if any council members can help.
4. **Transfer of Funds:** Mr. Giardina stated that it was discussed in finance to look for better interest rates. Would like to move money to B. Riley and get some extended CD rates. Finance had some concerns about the long term investments. Would look at an 18 month. Would like to move to Star Ohio to get a better interest rate, .54%. Discussion about buying Federal Bonds; this is an option but just giving the information. Mr. Klein made a motion to approve the transfer of 1 million from the Huntington Account to Premier Bank (was Home Savings), motion seconded by Mr. Blue. Roll call: Yeas (6).

**COMMITTEE REPORTS and COMMUNICATIONS**

**Streets, Sidewalks, & Utilities (Mayor Garlich/Mr. Morrow/Mr. Wiech) –** No Meeting in August.

**Economic Development Committee (Mayor Garlich, Mr. Blue, Mr. Klein, Mr. McDowell, Mr. Dietrich, Mr. Schill, Ms. Breyley) –** No Meeting in August.

**Planning & Zoning (Mayor Garlich/Mr. Klein/Mr. Linberg/Mr. Dietrich/Mr. Szymanski) –** No Meeting in August.

**Parks & Recreation (Mr. Wiech/Mayor Garlich/Ms. Arganti) –** No meeting in August.

**Finance & Ordinance (Ms. Arganti/Mr. Blue/Mr. Klein) –** Minutes included in the packet.

**Public Safety (Mr. Morrow/Mr. Hornung/Mr. Blue) –** No Meeting in August.

**VILLAGE CALENDAR:**

**EXECUTIVE SESSION**

Village of Middlefield Council Minutes  
September 10, 2020

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There being no further business before Council, the regular session adjourned at 8:14 p.m.

Approved: \_\_\_\_\_  
MAYOR

Attest: \_\_\_\_\_  
FISCAL OFFICER

DRAFT