

**Village of Middlefield Council Minutes**  
**December 8, 2022**  
**7:00 PM**

---

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

**Also present:** Ms. Leslie McCoy- Village Administrator, Mr. Nick Giardina- Fiscal Officer, Mr. Luke McConville- Solicitor, Chief Tucholski is excused, Lt. Graley, Mr. Alex Duncan, Ms. Kim Breyley, Chief Bill Reed, Ms. Ann Wishart- Maple, Mr. John Boksansky- Zoning Inspector, Ms. Jessica Giardina, and Mr. Roger Hanna.

1. **Opening Ceremony:** Pledge of Allegiance was sited.

2. **Agenda:** No deletions. Addition:

3. **Approval of Minutes:** November 10, 2022 regular meeting and December 2, 2022. *Mr. Hornung made a motion to approve the November 10, 2022 and December 2, 2022 minutes, motion seconded by Mr. Morrow. All in favor: Yeas (6).*

4. **Payment of Bills:** *Mr. Seyer moved to authorize payments totaling \$400,510.74, motion seconded by Mr. Morrow. Roll call: Yeas (6).*

5. **FISCAL OFFICER'S REPORT: Income Tax and Financials** – The report is included in the packet. Mr. Giardina stated for the month of November the village finances are still on very good track for water, sewer, and income tax.

6. **AMBULANCE REPORT** – Report is included in the packet. Discussion held regarding emergency Community Care Ambulance services. Discussion regarding putting fliers up to help people understand the village only pays for emergency ambulance services.

7. **FIRE DEPARTMENT REPORT** – Report is included in the packet. Chief Reed stated for the month of November there was 48 runs of service.

8. **ECONOMIC DEVELOPMENT:** Report is included in the packet. Ms. McCoy stated there are a couple more storefront renovation applications being reviewed. Those are included in the packet.

9. **ZONING REPORT:** Report included is included in packet. Mr. Boksansky stated for the month of November 5 out of 6 zoning permits were able to be issued.

10. **STREETS, SIDEWALKS & UTILITIES REPORT** – Report is included in the packet.

11. **POLICE REPORT** – Report is included in the packet. Lt. Graley stated for the month of November there was 411 calls for service.

12. **PARKS & RECREATION REPORT** – Report is included in the packet. Ms. McCoy stated there are more winter sport participants than the previous years.

**PUBLIC PARTICIPATION-**

**Village of Middlefield Council Minutes  
December 8, 2022  
7:00 PM**

---

- 1) Public Hearing – January 12, 2022 to hear comments on the rezoning of parcels 19-071238 and 19-091138
- 2) Fill A Cruiser – Saturday 12/10 9am-1pm at Walmart & Save-a-Lot
- 3) Shop with Cops – Saturday 12/17
- 4) MERRY MIDDLEFIELD – DECEMBER 10th  
Pancake Breakfast 9am-11am; Craft Show 8am-1pm;  
Grinch Book signing 10am-11am; 6pm Grinch dramatic presentation;  
6:30pm Pictures with Santa; 8pm Fireworks

**COMMITTEE APPOINTMENTS:**

**MAYOR APPOINTMENTS**

Finance & Ordinance Committee

1. \_\_Klein\_\_ 2. \_\_Seyer\_\_ 3. \_\_Morrow\_\_

Safety Committee

1. \_\_Morrow\_\_ 2. \_\_Hornung\_\_ 3. \_\_Blue\_\_

Streets, Sidewalks & Utilities Committee

1. \_\_Seyer\_\_ 2. \_\_Arganti\_\_ 3. Mayor Garlich

Recreation Committee

1. \_\_Arganti\_\_ 2. \_\_Blue\_\_ 3. Mayor Garlich

Development Loan Review Committee

1. Scott Klein 2. Bill Blue 3. Luke McConnville 4. Ben Garlich  
5. Nick Giardina 6. Dave Dietrich 7. \_\_\_\_\_

**COUNCIL APPOINTMENTS**

- 1) Local Board of Tax Review (Term ending 12-31-2022)  
Sabine Weizer Term ending 12-31-2022 (Replacing vacant seat from McDowell)
  
- 2) Local Board of Tax Review (Term 1-1-2023 to 12-31-2024)  
\_\_\_\_\_ 2 year Term 1-1-2023 to 12-31-2024  
Sabine Weizer 2 year Term 1-1-2023 to 12-31-2024

**Mr. Hornung made a motion to approve Sabine Weizer for Local Board of Tax Review, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

**FIRST READING –**

1. **RESOLUTION 22-26 A RESOLUTION AUTHORIZING THE FISCAL OFFICER TO MAKE FINAL TRANSFERS OF FUNDS NECESSARY TO FINALIZE AND BALANCE THE 2022 BUDGET ON DECEMBER 31, 2022, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 22-26 by title only. Ms. Giardina stated this allows Mr. Giardina to transfer funds.  
**Mr. Blue made a motion to waive the required reading of Resolution 22-26 and declare an emergency, motion seconded by Mr. Morrow. All in favor: Yeas (6).**  
**Mr. Klein made a motion to PASS Resolution 22-26, motion seconded by Mr. Hornung. All in favor: Yeas (6).**

2. **RESOLUTION 22-27 A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 22-27 by title only. Ms. Giardina stated this Resolution is more for specific fund transfers. **Mr. Morrow made a motion to waive the required reading and declare Resolution 22-27 an emergency, motion seconded by Mr. Blue. All in favor: Yeas (6).**

Mr. Hornung made a motion to **PASS** Resolution 22-27, motion seconded by Mr. Blue. All in favor: Yeas (6).

3. **RESOLUTION 22-28 A RESOLUTION APPROVING A LOAN TO FLOWERS BYEMILY LLC, IN THE AMOUNT OF \$38,120, FROM THE VILLAGE'S LOCALREVOLVING LOAN FUND, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 22-28 by title only. **Mr. Seyer made a motion to waive the required reading and declare Resolution 22-28 an emergency, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

Mr. Morrow made a motion to **PASS** Resolution 22-28, motion seconded by Mr. Klein. All in favor: Yeas (6).

4. **ORDINANCE 22-159 AN ORDINANCE AMENDING THE 2022 PERMANENT APPROPRIATIONS AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 22-159 by title only. **Mr. Klein made a motion to waive the required reading and declare Ordinance 22-159 an emergency, motion seconded by Ms. Arganti. All in favor: Yeas (6).**

Mr. Hornung made a motion to **PASS** Ordinance 22-159, motion seconded by Mr. Morrow. All in favor: Yeas (6).

5. **ORDINANCE 22-160 APPROVAL GRANTING CONSENT TO THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION AUTHORITY TO, APPLY, MAINTAIN AND REPAIR STANDARD LONGITUDINAL PAVEMENT MARKINGS AND ERECT REGULATORY AND WARNING SIGNS ON STATE HIGHWAYS INSIDE VILLAGE CORPORATE LIMITS, AND**

**GIVING CONSENT OF THE VILLAGE FOR THE OHIO DEPARTMENT OF TRANSPORTATION TO REMOVE SNOW AND ICE AND USE SNOW AND ICE CONTROL MATERIAL ON STATE HIGHWAYS INSIDE THE VILLAGE CORPORATE LIMITS, AND**

**GIVING CONSENT OF THE VILLAGE FOR THE OHIO DEPARTMENT OF TRANSPORTATION TO PERFORM MAINTENANCE AND/OR REPAIR ON STATE HIGHWAYS INSIDE THE VILLAGE**

Village of Middlefield Council Minutes  
December 8, 2022  
7:00 PM

---

**CORPORATION.** Mayor Garlich introduced Ordinance 22-160 by title only.

**Mr. Blue made a motion to place Ordinance 22-160 on first reading, motion seconded by Ms. Arganti. All in favor: Yeas (6).**

- 6. ORDINANCE 22-161 AN ORDINANCE TO MAKE TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF MIDDLEFIELD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2023, AND DECLARING AN EMERGENCY. (to follow).** Mayor Garlich introduced Ordinance 22-161 by title only. Ms. Giardina stated this allows the village to spend money in the months January- March 2023.  
**Mr. Blue made a motion to waive the required reading and declare Ordinance 22-161 an emergency, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

**Mr. Hornung made a motion to PASS Ordinance 22-161, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

- 7. ORDINANCE 22-162 AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO A H2OHIO DIRECT ASSISTANCE PWS STANDARD GRANT AGREEMENT WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY FOR LEAD SERVICE LINE INVENTORY AND MAPPING, AUTHORIZING RECEIPT OF GRANT FUNDS IN THE AMOUNT OF \$50,000, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 22-162 by title only. Ms. McCoy stated this Ordinance will allow the village to map the water lines and know where they are at.  
**Mr. Morrow made a motion to waive the required reading and declare Ordinance 22-162 an emergency, motion seconded by Ms. Arganti. All in Favor: Yeas (6).**

**Mr. Blue made a motion to PASS Ordinance 22-162, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

### SECOND READING

- 1. RESOLUTION 22-23 A RESOLUTION ADOPTING A CAPITAL IMPROVEMENT PLAN FOR THE VILLAGE, WHICH PLAN INCLUDES WHAT WAS PREVIOUSLY DESIGNATED AS THE “UTILITY CAPITAL IMPROVEMENTS PLAN” AS ADOPTED PURSUANT TO CHAPTER 913 OF THE CODIFIED ORDINANCES, FOR THE FIVE CALENDAR YEARS COMMENCING IN 2024.** Mayor Garlich introduced Resolution 22-23 by title only.  
**Mr. Morrow made a motion to place Resolution 22-23 on third reading, motion seconded by Mr. Blue. All in favor: Yeas (6).**

Village of Middlefield Council Minutes  
December 8, 2022  
7:00 PM

---

**THIRD READING**

1. **ORDINANCE 22-149 AN ORDINANCE APPOINTING THE FIRM OF STEPHEN HOVANCSEK & ASSOCIATES AS VILLAGE ENGINEER FOR THE PERIOD JANUARY 1, 2023 THROUGH DECEMBER 31, 2024, AUTHORIZING THE VILLAGE ADMINISTRATOR TO ENTER INTO AN AGREEMENT FOR THE PROVISION OF SAID SERVICES, AND DECLARING AN EMERGENCY**  
Mayor Garlich introduced Ordinance 22-149 by title only.

Mr. Seyer made a motion to **PASS** Ordinance 22-149, motion seconded by Mr. Morrow. All in favor: Yeas (6).

2. **ORDINANCE 22-150 AN ORDINANCE HIRING ADVANCED ACCOUNTING CONSULTANTS TO ASSIST THE VILLAGE'S FISCAL OFFICER WITH CERTAIN ACCOUNTING AND BOOKKEEPING FUNCTIONS, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 22-150 by title only.

Mr. Hornung made a motion to **PASS** Ordinance 22-150, motion seconded by Mr. Morrow. All in favor: Yeas (6).

3. **ORDINANCE 22-151 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 2023 AND 2024, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 22-151 by title only.

Mr. Seyer made a motion to **PASS** Ordinance 22-151, motion seconded by Mr. Morrow. All in favor: Yeas (6).

4. **ORDINANCE 22-152 AN ORDINANCE EMPLOYING LUKE F. MCCONVILLE AS VILLAGE SOLICITOR AND LEGAL COUNSEL FOR THE VILLAGE OF MIDDLEFIELD FOR THE PERIOD JANUARY 1, 2023 THROUGH DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 22-152 by title only.

Mr. Hornung made a motion to **PASS** Ordinance 22-152, motion seconded by Mr. Morrow. All in favor: Yeas (6).

**OLD BUSINESS**

**NEW BUSINESS**

1. **Web Site Report – Kim Breyley:** Included in the packet.
2. **A Motion to Amend Resolution 22-15 by Modifying the Years of the Contract From 2023 & 2024 to a 5 Year Contract from 2023 to 2027, Per the Department on Aging's Request.** Mr. Morrow made a motion to amend Resolution 22-15, motion seconded by Mr. Blue. All in favor: Yeas (6).

**Village of Middlefield Council Minutes  
December 8, 2022  
7:00 PM**

---

3. **Motion to Correct Ordinance 22-147 Section 1 907.04(E) Effective Rate for January 1, 2023 from \$8.43 to \$8.67 Due to a Typographical Error.**

**Mr. Klein made a motion to add Ordinance 22-163 to the agenda, motion seconded by Mr. Hornung. All in favor: Yeas (6).**

**Ordinance 22-163 An Ordinance Amending Ordinance 22-147 Existing Section 907.04 of the Codified Ordinances to Provide for a Six Percent Increase in Sewer Rates for Residential, Commercial, and Industrial Accounts, Commencing January 1, 2023, and Declaring an Emergency.** Ms. McCoy stated this Ordinance was for purposes of correcting a typographical error and needed to be corrected prior to the end of the year so that the correct rates would be effective as of the first of the year.

**Mr. Hornung made a motion to waive the required reading of Ordinance 22-163 and declare an emergency, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

**Mr. Seyer made a motion to PASS Ordinance 22-163, motion seconded by Mr. Klein. All in favor: Yeas (6).**

4. **Market Demand & Feasibility Analysis- Hotel:** Discussion held regarding proposals to update the current study. Mayor Garlich would like Council to review and discuss in January.

**COMMITTEE REPORTS and COMMUNICATIONS**

**Planning & Zoning (Mayor Garlich/Mr. Klein/Mr. Linberg/Mr. Dietrich/Ms. Shaffer) –** Minutes included in the packet.

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

**Economic Development Committee (Mayor Garlich, Mr. Blue, Mr. Klein, Mr. Michalakes, Mr. Dietrich, Ms. Breyley, Ms. Martin) –** No meeting in November.

**Parks & Recreation (Ms. Arganti/ Mr. Seyer/ Mayor Garlich/ Ms. Naples/ Mr. Soltis) –** Minutes included in the packet.

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

**Public Safety (Mr. Hornung/Mr. Blue/Mr. Seyer) –** Minutes included in the packet.

**VILLAGE CALENDAR:** (ALL MEETING DATES ARE SUBJECT TO CHANGE)

**DECEMBER– (subject to change)**

December 8, 2022 6:00PM FINANCE & ORDINANCE

December 8, 2022 7:00PM COUNCIL

December 9, 2022 12:00PM LOCAL BOARD OF TAX REVIEW

**Village of Middlefield Council Minutes  
December 8, 2022  
7:00 PM**

---

December 10, 2022 Merry Middlefield & Winter Fireworks 8:00PM  
December 25, 2022 Christmas Day  
December 26, 2022 Village Hall Closed – Christmas Day Observed

**JANUARY– (subject to change)**

January 1, 2023 New Year’s Day  
January 2, 2023 Village Hall Closed – New Year’s Day Observed  
January 10, 2023 5:30PM STREETS, SIDEWALKS, & UTILITIES  
January 10, 2023 6:00PM PLANNING COMMISSION  
January 12, 2023 5:30PM RECREATION  
January 12, 2023 6:00PM FINANCE & ORDINANCE  
January 12, 2023 6:30PM SAFETY  
January 12, 2023 7:00PM COUNCIL  
January 16, 2023 Village Hall Closed – Martin Luther King Jr. Day

**Mr. Klein made a motion to move into executive session for personnel and possible litigation at 8:32 pm, motion seconded by Mr. Morrow. All in favor: Yeas (6).**

**EXECUTIVE SESSION-**

**Mr. Morrow made a motion to come out of Executive Session at 8:45 PM, motion seconded by Mr. Horning. Roll call: Yeas (6).**

**ADJOURNMENT**

**Mr. Seyer motioned to adjourn the Council meeting at 8:45 PM, motion seconded by Mr. Morrow. All in favor: Yeas. (6)**

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

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