

Village of Middlefield Council Minutes
May 9, 2024

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

Also present: Ms. Leslie McCoy- Village Administrator, Chief Tucholski, Lt. Graley, Mr. Nick Giardina- Fiscal Officer, Mr. Luke McConville- Solicitor, Mr. Alex Duncan, Ms. Melissa Channel, Ms. Kim Breyley, Mr. John Boksansky- Zoning Inspector, Mr. Roger Hanna, Ms. Ann Wichert- Maple Leaf, Ms. Linda Smallwood, Ms. Jenny Nugen- Community Care, Mr. Ben Reed- Fire Department, and Mr. Kyle Kaplan.

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

2. **Agenda:** No additions/ deletions.

3. **Approval of Minutes:** April 11, 2024 *Mr. Blue made a motion to approve the April 11, 2024 minutes, motion seconded by Ms. Arganti. All in favor: Yeas (5).*

4. **Payment of Bills:** *Mr. Blue moved to authorize payments totaling \$340,946.27, motion seconded by Mr. Hornung. Roll call: Yeas (5).*

5. **FISCAL OFFICER'S REPORT: Income Tax and Financials** – The report is included in the packet. Mr. Giardina stated water and sewer are up compared to the prior year and income tax is slightly down compared to the prior year. Mr. Giardina stated total receipts are up overall and expenses are slightly up. Mr. Giardina stated withholdings are still strong but slightly down.

6. **AMBULANCE REPORT** – Report is included in the packet. Jenny- Community Care Middlefield Supervisor stated for the month of April there were 137 calls for service. Jenny stated next week they will be having a ribbon cutting May 21st at 11 AM for the new Community Building and there will be breakfast provided for all in attendance as it will be EMS week. Jenny stated Community Care has also purchased a new unit that will be dedicated to Calls in Middlefield. That unit will be delivered next month.

7. **FIRE DEPARTMENT REPORT** – Report is included in the packet. Mr. Ben Reed- Lieutenant stated there was field and medical training in April. Mr. Reed stated there were a lot of Amish school field trips last month as well.

8. **ECONOMIC DEVELOPMENT:** Report is included in the packet. Ms. McCoy stated she is finishing up the Hartville Project. The database and the website are being updated. Ms. McCoy stated she has been assisting property owners with trying to find tenants for the vacant spaces. Ms. McCoy is also meeting with the schools for marketing and there is a meeting next week. Ms. McCoy stated she attended the career fair today at Cardinal Schools.

9. **ZONING REPORT:** Report included is included in packet. Mr. Boksansky stated for the month of April he was able to issue 12 zoning permits.

10. **STREETS, SIDEWALKS & UTILITIES REPORT** – Report is included in the packet. Chief Tucholski stated Alameda, Standish, Orchard, and the service garage driveway are

**Village of Middlefield Council Minutes
May 9, 2024**

all finished. Chief Tucholski stated Ronyak did a fantastic job. There is a lot of work being done in the parks. The senior center is scheduled to be painted in the next couple of weeks. Chief Tucholski stated the inspection for Eagle Park is scheduled for May 15th and will open May 24th. The walking path for Alameda Dr will be started as soon as the weather is a lot dryer.

11. POLICE REPORT – Report is included in the packet. Chief Tucholski stated for April there was 452 calls for service. Chief Tucholski stated everything is going well and the new trainees are doing great.

12. PARKS & RECREATION REPORT – Report is included in the packet. Ms. McCoy stated spring sports have started their games and registration numbers were great. Ms. McCoy stated the Huskie Locker is doing great and looking for another volunteer. Ms. McCoy stated they are going to have an inventory list and hopefully start receiving donations through the Cardinal Athletic Boosters to purchase the things that they need. Ms. McCoy stated fireworks are July 3rd with a rain date of July 5th. Ms. McCoy stated Eagle Park will be opening Memorial Day weekend. Memorial Day Parade is May 27th and everyone is invited to participate.

PUBLIC PARTICIPATION:

- 1) **Public Hearing May 9, 2024 7:30pm on Ordinance 24-119:**
Mayor Garlich opened the public hearing at 7:30 PM.
No public participation.
Mayor Garlich closed the public hearing at 7:31 PM.

- 2) **Don Rice, Metzenbaum Foundation:** Mr. Rice handed out an informational flyer. Mr. Rice stated they care for age's newborn to elderly. Mr. Rice stated they have a lot of professionals certified in working with developmental disabilities and there is a lot of socialization for parents that goes on in these groups. Mr. Rice stated they do also offer 24/7 care.

- 3) **Cardinal Local School District:** A slideshow is included and is also posted on the Cardinal Local Schools website. Mr. Paul Gerycz- Middle and High School Principal, stated the elementary school will be moved to the middle school. The middle school will now house K-6th grade and will be renamed Cardinal Elementary School. The high school will now house 7th through 12th grade. Mr. Gerycz stated the reason for this is due to a decline in enrollment. Mr. Gerycz stated another reason is to be able to continue some of the academic programs currently offered and to be fiscally okay. Discussion held regarding credits that the high school currently offers- information in the slideshow provided that is also available on the Cardinal Local School website.

FIRST READING –

1. **RESOLUTION 24-08 A RESOLUTION AUTHORIZING THE PURCHASE OF SPECIFIED INSURANCE FROM LOVE INSURANCE AGENCY, AND**

**Village of Middlefield Council Minutes
May 9, 2024**

- DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 24-08 by title only. Mr. Klein made a motion to place Resolution 24-08 on first reading and declare an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Resolution 24-08, motion seconded by Mr. Morrow. All in favor: Yeas (5).
2. **RESOLUTION 24-09 A RESOLUTION DECLARING THE NECESSITY FOR THE RENEWAL OF A POLICE SERVICES TAX LEVY AND DIRECTING THE FISCAL OFFICER TO TAKE STEPS TO PLACE A RENEWAL OF THE EXISTING 2.0 MILL LEVY FOR POLICE SERVICES ON THE NOVEMBER 5, 2024 GENERAL ELECTION BALLOT, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 24-09 by title only. Mr. Hornung made a motion to place Resolution 24-09 on first reading and declare an emergency, motion seconded by Mr. Blue. All in favor: Yeas (5).
 3. **ORDINANCE 24-124 AN ORDINANCE EMPLOYING GAVIN RUSSELL, AS A PARTTIME SEASONAL STREETS LABORER, AT THE RATE OF \$16.83 PER HOUR, RETROACTIVELY EFFECTIVE APRIL 24, 2024, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-124 by title only. Ms. Arganti made a motion to waive the required reading and declare Ordinance 24-124 an emergency, motion seconded by Mr. Blue. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Ordinance 24-124, motion seconded by Mr. Morrow. All in favor: Yeas (5).
 4. **ORDINANCE 24-125 AN ORDINANCE AUTHORIZING THE MAYOR TO PROVIDE TAX INCENTIVES TO SHERPA DEVELOPMENT, LLC, D/B/A/ HARTVILLE HARDWARE TO BUILD A PROJECT IN THE VILLAGE BY ENTERING INTO A JOB CREATION INCOME TAX CREDIT AGREEMENT AND A JOB RETENTION GRANT AGREEMENT AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-125 by title only. Ms. McCoy stated this is the final agreement for Hartville Hardware. Mr. Morrow made a motion waive the required reading and declare Ordinance 24-125 an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Morrow made a motion to **PASS** Ordinance 24-125, motion seconded by Mr. Hornung. All in favor: Yeas (5).
 5. **ORDINANCE 24-126 AN ORDINANCE APPROPRIATING \$10,000.00 TO THE VILLAGE STOREFRONT IMPROVEMENT PROGRAM FUND, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-126 by title only. Mr. Blue made a motion to waive the required reading and declare Ordinance 24-126 an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Ordinance 24-126, motion seconded by Mr. Morrow. All in favor: Yeas (5).
 6. **ORDINANCE 24-127 AN ORDINANCE AUTHORIZING AN AGREEMENT FOR OPERATION OF THE MIDDLEFIELD-CARDINAL RECREATION DEPARTMENT, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-127 by title only. Mr. Morrow made a motion to waive the required reading and declare Ordinance 24-127 an emergency, motion seconded by Ms. Arganti. All in favor: Yeas (5). Mr. Hornung made a motion

Village of Middlefield Council Minutes
May 9, 2024

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- to **PASS** Ordinance 24-127, motion seconded by Mr. Klein. All in favor: Yeas (5).
7. **ORDINANCE 24-129 AN ORDINANCE ENACTING CODIFIED ORDINANCE SECTION 1171.23 ENTITLED “RAIN GARDENS” AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-129 by title only. Ms. Arganti made a motion to place on first reading, motion seconded by Mr. Klein. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Ordinance 24-129, motion seconded by Mr. Klein. All in favor: Yeas (5).
 8. **ORDINANCE 24-130 AN ORDINANCE ENACTING CODIFIED ORDINANCES SECTION 521.17 ENTITLED “PROHIBIT CAMPING ON PUBLIC PROPERTY,” AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-130 by title only. Mr. McConville stated there are some steps the Village would have to take to interview and make sure these people are actually homeless and also be able to refer them somewhere. Mayor Garlich would like to make sure there are avenues to take if this does happen within the Village. Mr. Morrow made a motion to waive the required reading and declare Ordinance 24-130 an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Ordinance 24-130, motion seconded by Ms. Arganti. All in favor: Yeas (5).

SECOND READING

1. **RESOLUTION 24-07 A RESOLUTION APPROVING THE COUNTY WIDE 9-1-1 PLAN PER ORC 128.08, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 24-07 by title only. Mr. Blue made a motion to place Resolution 24-07 on second reading, waive the required reading, and declare an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Resolution 24-07, motion seconded by Mr. Morrow. All in favor: Yeas (5).
2. **ORDINANCE 24-119 AN ORDINANCE REZONING 2 PARCELS OF LAND ON KINSMAN ROAD FROM “R-1”, SINGLE-FAMILY RESIDENTIAL” TO “GC, GENERAL COMMERCIAL,” AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Ordinance 24-119 by title only. Mr. Blue made a motion to place Ordinance 24-119 on second reading, waive the required reading, and declare an emergency, motion seconded by Mr. Hornung. All in favor: Yeas (5). Mr. Hornung made a motion to **PASS** Ordinance 24-119, motion seconded by Mr. Morrow. All in favor: Yeas (5).

THIRD READING

1. **RESOLUTION 24-06 A RESOLUTION APPROVING A MORATORIUM ON THE GRANTING OF ANY PERMIT THAT WOULD ALLOW AN ADULT USE PROGRAM CULTIVATOR, PROCESSOR OR RETAIL DISPENSARY OF MARIJUANA, AND DECLARING AN EMERGENCY.** Mayor Garlich introduced Resolution 24-06 by title only. Mr. Hornung made a motion to **PASS** Resolution 24-06, motion seconded by Mr. Klein. All in favor: Yeas (3), Nays (2)

**Village of Middlefield Council Minutes
May 9, 2024**

2. **ORDINANCE 24-117 AN ORDINANCE AUTHORIZING VARIOUS ACTIVITIES RELATED TO THE SANCTUARY IN MIDDLEFIELD & MARY YODER'S AMISH KITCHEN 5K RACE, WAIVING THE PROHIBITION OF THE CODIFIED ORDINANCES REGARDING SAME.** Mayor Garlich introduced Ordinance 24-117 by title only. **Mr. Morrow made a motion to PASS Ordinance 24-117, motion seconded by Mr. Hornung. All in favor: Yeas (5).**

3. **ORDINANCE 24-118 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 introduced Ordinance 24-118 by title only. **Mr. Morrow made a motion to PASS Ordinance 24-118, motion seconded by Mr. Hornung. All in favor: Yeas (5).**

OLD BUSINESS

NEW BUSINESS

1. **Web Site Report – Kim Breyley:** Included in the packet.

2. **Renaming S Springdale Ave:** Mayor Garlich stated Dave Harrington has recently passed and has contributed a lot for the Village of Middlefield and is the reason Middlefield has a Walmart. Mayor Garlich stated he has invested a lot in that area and would like to rename it Harrington Way in honor of Dave Harrington.

3. **MOTION TO APPOINT SCOTT HILDENBRAND, SHERIFF TO AS REPRESENTATIVE ON THE REGION 13, ONEOHIO BOARD:**

Mr. Hornung made a motion to reappoint Scott Hildenbrand as representative on the region 13 OneOhio Board, motion seconded by Mr. Blue. All in favor: Yeas (5).

4. **LETTER FROM FIRSTENERGY'S OHIO ELECTRIC COMPANIES – OHIO EDISON, CLEVELAND ELECTRIC ILLUMINATING AND TOLEDO EDISON (COMPANIES) - PUCO FILING TO ADJUST THE COMPANIES' BASE DISTRIBUTION RATES.**
Mayor Garlich would like a representative to come to the next meeting and explain this more.

COMMITTEE REPORTS and COMMUNICATIONS

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

Streets, Sidewalks, & Utilities (Mr. Seyer/Ms. Arganti/ Ben Garlich) – April meeting minutes included in the packet.

**Village of Middlefield Council Minutes
May 9, 2024**

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

Parks & Recreation (Mr. Blue/ Ms. Arganti/ Mayor Garlich/ Ms. Naples/ Mr. Soltis) – April meeting minutes included in the packet.

Finance & Ordinance (Ms. Arganti/ Mr. Klein/Mr. Blue) – April meeting minutes included in the packet.

Public Safety (Mr. Morrow/ Mr. Hornung/Mr. Seyer) – April meeting minutes included in the packet.

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

MAY – (Subject to change)

May 7, 2024 5:30PM STREETS, SIDEWALKS & UTILITIES

May 7, 2024 6:00PM PLANNING COMMISSION

May 9, 2024 5:30PM RECREATION

May 9, 2024 6:00PM FINANCE & ORDINANCE

May 9, 2024 6:30PM SAFETY

May 9, 2024 7:00PM COUNCIL

May 27, 2024 Memorial Day – Village Office Closed

May 27, 2024 Memorial Day Parade begins at 12pm

JUNE- (Subject to change)

June 11, 2024 5:30PM STREETS, SIDEWALKS & UTILITIES

June 11, 2024 6:00PM PLANNING COMMISSION

June 13, 2024 5:30PM RECREATION COMMITTEE

June 13, 2024 6:00PM FINANCE & ORDINANCE COMMITTEE

June 13, 2024 6:30PM SAFETY COMMITTEE

June 13, 2024 7:00PM COUNCIL

EXECUTIVE SESSION-

ADJOURNMENT

Mr. Hornung motioned to adjourn the Council meeting at 8:29PM, motion seconded by Mr. Klein. All in favor: Yeas. (5)

PENDING

Tabled: Resolution 21-08

**Approved: _____
MAYOR**

**Attest: _____
FISCAL OFFICER**