

REGULAR MEETING
Village of Put-in-Bay Council
Tuesday, December 13th, 2022
9:00 AM Village Town Hall

Meeting was called to order at 9:03 AM.

Roll: Berry, Market, Koehler, Cox, Biery, and Cerny all present.

ORDINANCES:

ORD: 1329-22 2023 BUDGET/APPROPRIATIONS THIRD
MARKET MOVED THE THIRD AND FINAL READING. SECOND BY BIERY.
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

ORD: 1332-22 APPOINTING PROSECUTOR INTRO/EMERG

INTRO: MARKET

MARKET MOVED TO TREAT AS AN EMERGENCY. SECOND BY BERRY.
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

BIERY MOVED TO WAIVE THE THREE-READING RULE. SECOND BY BERRY.
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

BIERY MOVED FOR THE ORDINANCE TO GO IN TO EFFECT IMMEDIATELY. SECOND BY MARKET.
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

JANUARY ORDINANCE(S):

ORD: 1331-22 ANNEXATION INTRO/EMERG

ACTION OF COUNCIL NEEDED:

Approve: Reassign Ord 1317-22 to 1330-22; Salary Ordinance

1. BIERY
2. COX

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Meeting Minutes: November 8th, 2022 Regular Meeting

1. MARKET
2. COX

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: November 2022 Financial Statements including:

All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits.

1. BIERY
2. MARKET

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Bills to be paid

1. BIERY
2. MARKET

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 2023 Village Council Rules with council changes.

1. COX
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 2023 Village Council Committee Seats

1. MARKET
2. CERNY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 2023 Village Council Meeting Time and Dates

1. BIERY
2. CERNY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Fiscal Officer to be Public Records designee for 2023

1. BIERY
2. MARKET

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: President Pro-Tempore

The floor was opened for nominations.

Market nominated Judith Berry.

The floor was closed with no additional nominations.

CERNY MOVED TO RE-APPONG JUDITH BERRY AS PRESIDENT OF COUNCIL FOR 2023. SECOND BY COX.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 2022 Planning Commission Meeting Dates and Times –To remain the same time and dates as set for 2022 and to coincide with council meeting changes if necessary.

1. BERRY
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Village Employee positions and pay rates (appendix A) based off Ord. 1330-22 Salary Ordinance.

1. BERRY
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 1 round trip flight per pay period (non-business related) for all full-time Village employees during suspended ferry service. Effective upon ferry suspension.

1. BERRY
2. COX

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Direct the Fiscal Officer to move forward with choosing an alternate health benefit plan.

1. COX
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: OWDA \$169,914.51 Debt Service Payment

1. MARKET
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: OPWC \$23,317.29 Debt Service Payment

1. CERNY
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Increase Budget and Appropriations for fund 4910 by the amount of \$900,444,48 retroactive to November 8th, 2022

1. MARKET
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Bond Acquisition Note payment \$907,063.54 Retroactive Dec 4th, 2020

1. MARKET
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: 8.5% dock revenue transfer to Fund 4909 Dock Improvement and Maint. Fund. \$28,989.99

1. BIERY
2. MARKET

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Arbor Day Celebration (Tree Commission Appropriations) \$500.00 to Tree Commission

1. BIERY
2. COX

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Butterfly house credit \$ 115,253.57 to Duggan business water and sewer accounts.

1. MARKET
2. BERRY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: Nelson Tank Invoice: \$3,950.00 for the clear well inspection.

1. MARKET
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: PDG Booster Pump Replacement Contract: \$5,300.00

Village Administrator gave council explanation.

Cox suggested paying the invoice for the work already fulfilled, and Market to contact the EPA.

Market rescind his original motion to table until further notice.

1. COX
2. BIERY

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; no.

Approve: Lake Disposal \$3,225.00 Sludge

Discussion took place on volume and price over the past 4 years;

1. CERNY
2. COX

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Approve: PIB Investment Invoices: \$4,147.15 and \$4,077.70 from Frontier Waterline repair on Sybil.

1. BIERY
2. MARKET

Roll: BE – abstain, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

PUBLIC PARTICIPATION:

Steve Cooks- Shore Villas; checking on grant status for sewer on his street. V.A. stated that the residents are responsible for researching if it is not mandated by the EPA for a specific reason.

COMMITTEE REPORTS:

Cox: Presented parking proposal, would like action by March. Lengthy discussion took place on parking issues in the past, price of tickets, and other parking logistics.

Cox would also like to see council work on more long-term issues/projects. Example: Townhall renovations, head tax, golf cart regulations.

*Biery exit at 10:03 am.

DEPARTMENTS:

Chief of Police:

Eric Seitz briefed council on status of PD at this time, very low moral, and loss of confidence. Issues with other news publications slander towards with officers and the department. Asked council if they would step in and how they could help if so.

Administrator:
(See report)

Township winter plowing: will be plowing for the Village; will facilitate billing more effectively.

Winter housing project – need flooring before boats cease for the winter. Will need \$1700.00.

Furnace will be a dual switch machine; need to relocate the propane tank. Village Admin referred to a map for locations. Discussion took place on pricing for trenching, relocating, and other operating expenses related directly to this project. Village Admin. Suggested \$10k.

Asked council to amend the agenda to include:
propane/fuel tank relocation project and up to \$10k for the project.

Market moved to add to the agenda the approval for up to \$10k for propane fuel infrastructure for the townhall. Cox second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Market moved to approve up to \$10,000.00 for propane/fuel infrastructure project. Cox second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Discussion took place on the potential of leasing the docks; many different stipulations, would need to be researched. Market will further research if need be.

Berry moved for council to enter executive session for pending and imminent litigation and also to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Cox second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Council entered at 10:40 am.

Cerny moved to exit executive session. Second by Cox.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Council exited executive session at 10:56 am.

Cos moved for the Village Administrator to release escrow funds in the amount of \$39,757.50 to Mr. Pesicka. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved to authorize and accept the settlement agreement with Perry Partners and the Village of Put-in-Bay upon legal approval. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Other Business:

Market questioned the possibility of a tax levy for the Village Townhall.

Cos moved to adjourn; Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Meeting adjourned at 11:02 am.

Council may enter Executive Session for any items listed in R.C. 121.22