

REGULAR MEETING MINUTES
Village of Put-in-Bay Council
Tuesday, March 14th, 2023
9:00 AM Village Town Hall

President of Council Berry called meeting to order at 9:00 am.

Roll: Berry; present, Market; present, Koehler; absent, Cox; present, Biery; present, Cerny; present.

Agenda Additions:

1. Kleinfelder invoice in the amount of \$22,576.78
Market moved to approve to amend the agenda to to include the invoice. Second by Berry.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

2. Letter to the Division of liquor control
Market moved to approve the agenda to include the drafted letter to the division of liquor control. Second by Cerny.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

ORDINANCES:

ORD: 1337-23 AMEND DOCK CAPITAL IMP ORD. INTRO/EMERG
BIERY INTRODUCED THE ORDINANCE

ORD: 1338-23 PARKING PERMITS THIRD/FINAL
COX MOVED TO TABLE THE ORDINANCE UNTIL A COMMITTEE MEETING IS SCHEDULED FOR MORE DISCUSSION. BIERY SECOND.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

APRIL 4TH, 2023 AT 4:00 PM: SAFETY AND STREETS COMMITTEE WILL MEET TO DISCUSS PARKING.

ORD: 1339-23 DOCK RATES 2023 SECOND
BIERY MOVED THE SECOND READING OF ORDINANCE 1339-23. SECOND BY CERNY.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

ORD: 1400-23 RULES AND REGS UPDATE SECOND
*DISCUSSION ON E1 GRINDERS TOOK PLACE.
COX MOVED THE SECOND READING OF ORDINANCE 1400-23. SECOND BY MARKET.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

ACTION OF COUNCIL NEEDED:

Market moved to approve the March 7th, 2023 Regular Meeting Minutes. Second by Biery.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

Cox moved to approve the following 2022 Re-Coup Agreements: Cotton Clan: \$163.41,
Morgan Park: \$1,790.48, OSU: \$8,720.75. Second by Cerny.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

Island Supply, Inc – TREX

*A lengthy discussion took place regarding Island Supply obtaining a TREX liquor license. Motion to deny was passed at the March 7th, 2023 regular meeting, but per the request of the business owner to several council members, it has been brought back to the council.

Market stated his findings on the topic and the nature of the TREX license. A letter to the division of liquor control was drafted to place a moratorium on liquor licenses in the Village of Put-in-Bay.

Joy Cooper spoke on behalf of Island Supply, LLC;

A lengthy discussion of the previous decision took place; Cooper provided several documents to council for their review. C license vs. D license was discussed.

Motion to approve the TREX license was brought to council.

Biery provided the first for the motion to approve the TREX license for Island Supply, LLC. Berry second. Cooper requested that Cox abstain from voting and deliberation per reasons including personal opinion and premeditated discussions.

~~Roll: Berry; no, Market; no, Biery; yes, and Cerny; yes.~~

Roll: Berry; no, Market; no, Biery; no, and Cerny; no.

Legal interjected and stated there is no legal reason for Cox to have to abstain from voting.

Cox provided the fifth and final vote of "No".

Motion failed.

Cerny moved to approve the Restocking Invoice(s) – Bender Communication/ Radios \$3,055.00.

Second by Biery.

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

Biery moved the Approval of Duncan indemnification on Detroit per Legal update. Second by Cox.

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

Cox moved for the approval of the Frank Sales appliance bill on Credit Card in the amount of \$2,571.00 for 3 new refrigerators and 1 stove for police housing. Second by Market.

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

Berry moved for the approval of the Roetzel Law Invoices; services through 1/31/2023: in the amount of \$9,757.72. Second by Market.

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

COUNCIL BUSINESS:

Berry:

Had conversations with OCTA on handicapped accessible transportation on the island. The topic of pick up and drop off locations was discussed.

Cerny:

Looked in to the property tax bill for the garage property on Erie Street, and why it is not exempt from the other rental properties the Village owns. Legal will pull the file on the property tax bill. Village may be able to re-apply for tax exempt status.

DEPARTMENTS:

Chief of Police:

Radio discussion took place. Will need to purchase 5 additional radios that will comply with the correct stations and megahertz. Roughly \$6400.00 per radio.

Berry moved to amend the prior motion of allocating up to \$20k for the purchase of new radios to increase the amount to \$30k. Second by Biery.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

Chief and Mayor have gathered 5 potential candidates for the Law Enforcement Foundation Board.

The Police Department is looking into a new sign.
SRO interviews are next week, 3 officers are to be interviewed.

Village Administrator:

Road striping will happen in the spring. Discussion of Hartford being one-way in the future took place, as well and parallel vs. angled parking.

Propane tank status: need to decide whether to bury or leave above ground.

LEGAL COUNSEL: Request Executive Session for the discussion of pending and imminent litigation R.C. 121.22

AGENDA ADDITONS:

Cerny moved to approve the Kleinfelder invoice in the amount of \$22,576.78. Second by Biery.
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

Market moved for the fiscal officer to send the letter to the division of liquor control pending legal review. Second by Cerny.

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

Biery moved for council to enter executive session for the discussion of pending and imminent litigation. Second by Cox.

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

Council entered at 9:52 am.

Biery moved for council to exit executive session. Second by Cerny.

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

Council exit at 10:05 am.

Cerny moved for council to re-enter executive session for the discussion of the sale of public property. Second by Biery.

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

Council entered at 10:07 am.

Berry moved for council to exit. Second by Biery.

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

Council exit at 10:30 am.

Market moved to add the discussion of council member compensation to the agenda.

Biery second.

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

Market discussed the council pay scale and monthly distribution for members that are frequently absent. Discussed attendance determining pay.

Discussion will continue at the April 4th, 2023 regular meeting of council; legal will prepare a draft Ordinance for council review prior to the meeting.

Other business:

Cox made mention of a protest that took place in Wadsworth recently; in lieu of PRIDE celebrations. Suggested the Village be aware and alert since there is a PRIDE Parade on the schedule of events for the island this summer.

Cox moved to adjourn. Second by Biery.

Roll: Voice Vote; all yes.

Meeting Adjourned.

Attest: _____

Mayor: _____

Date: _____

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