

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

(recording of meeting available at fiscal office)

Wednesday, October 9th, 2019

9:00 AM

Mayor Dress called the regular meeting of council to order at 9:00 am.

Roll Call: Boyles; present, Faris; present, McCann; present, Market; present, Koehler; present, Ladd; absent.

Susan Anderson was in attendance.

ORD: 1209-19 Amending Chapter 866- Taxicabs -Tabled until committee meeting scheduled for October 16th, 2019 at 9:30 am in the Village Town Hall.

ORD: 1223-19 Chapter 8 – Parking- Third Reading

Market expressed concerns with parking on the south side of the street; referring to incorrect ordinance.

Faris moved the third and final reading and adoption of Ordinance 1223-19. Boyles seconded.

Roll: Boyles; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes.

Motion passes and Ordinance is in effect.

ORD: 1224-19 Adopting Rules/Regulations LPSS -Third Reading

Discussion on recovery amounts took place.

Boyles moved the third and final reading of Ordinance 1224-19. Market Seconds.

Roll: Koehler; yes, Market; yes, McCann; yes, Faris; yes, Boyles; yes.

Motion Passes and Ordinance is in effect.

ORD: 1225-19 New Section 1044.22 of Ch.1044- Third Reading

Boyles moved the third and final reading of Ordinance 1225-19. Seconded by Market.

Roll: Boyles; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes.

Motion passes and Ordinance is in effect.

ORD: 1226-19 Leitch – Application Denial- Third Reading

Boyles moved the third and final reading. Market seconded.

Roll: Koehler; yes, Market; yes, McCann; yes, Faris; yes, Boyles; yes.

Motion carries, and Ordinance is in effect.

ORD: 1227-19 Amending Section 1286.01 “Permitted Uses”- Third Reading

Boyles moved the third and final reading. McCann seconded.

Roll: Market; yes, Boyles; yes, McCann; yes, Koehler; yes, Faris; yes.

Motion passes and Ordinance is in effect.

ORD: 1228-19 Amending Sections regarding to “Permitted and Special Uses” in C-1 and C-2 Districts – Third Reading

Market moved the third and final reading of Ordinance 1228-19. Boyles seconded.

Roll: McCann; yes, Koehler; yes, Faris; yes, Market; yes, and Boyles; yes.

Motion carries and Ordinance is in effect.

ORD: 1229-19 Auxiliary Wells- Intro/First Reading

Faris introduced Ordinance 1229-19 as an emergency.

Faris moved to treat Ordinance 1229-19 as an emergency. Boyles seconded.

Roll: Market; no, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes.

First reading of Ordinance 1229-19 has been passed.

ORD: 1230-19 Amending section 452.114 “Summer Parking”- Intro/First Reading

Legal counsel will amend to include language allow parking on the south side of Delaware Ave from Toledo to the Bathing Beach only. Rules and Ordinance Committee will meet to further discuss. Dates and times also to be discussed.

Market introduced ordinance 1230-19.

ORD: 1231-19 An Ordinance amending Chapter 802- Intro/First

Market introduced Ordinance 1231-19.

Koehler moved approve to Meeting Minutes from September 11th, 2019 Regular Meeting. Market Second.

Roll: Voice vote; all yes. Motion Carries.

Market moved to Approve September Financial Statements including: T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Faris seconded.

Roll: Voice vote; all yes. Motion Carries.

Boyles approved bills to be paid. McCann seconded.

Roll: Market; yes, Koehler; abstain, Boyles; yes, McCann; yes, Faris; yes.

Motion Carries.

Boyles moved to approve Walter-Haverfield Invoices \$20,691.92 Including Zoning 2,650.38. Seconded by Market.

Roll: Market; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes.

Motion Carries.

Boyles moved to approve GF Transfer of \$15,335.84 to Zoning to pay legal. Seconded by McCann.

Roll: Market; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes.

Motion Carries

Faris approved the Retroactive payment of 8.5% of dock revenue from 2018 to Dock Improvement fund per ORD: 1121-15; total being \$34,279.48. Market seconded.
Roll: Faris; yes, McCann; yes, Boyles; yes, Koehler; yes, Market; yes.
Motion Carries.

Faris moved to approve \$5,000.00 payment to the EPA for late ozone operation; per EPA, and to come out of Water Operating. Seconded by Market.
Roll: Faris; yes, McCann; yes, Boyles; yes, Koehler; yes, Market; yes.
Motion Carries.

*legal counsel answers Boyles concerns about a contract and contract dates.

Approve: 2020 Regular Council Meeting Dates and Times- Tuesday 9:00 am
Tabled until November Regular Meeting.

Boyles moved to approve the Municipal Dock Debt Service Payment: \$159,712.50 due 12/1/2019. Seconded by Market.
Roll: Faris; yes, McCann; Boyles; yes, Koehler; yes, Market; yes.
Motion Carries.

Market moved to approve 2020 prosecutorial Service with Ottawa County; flat fee of \$1,150.00. Seconded by Faris.
Roll: Faris; yes, McCann; yes, Boyles; yes, Koehler; yes, Market; yes.
Motion Carries.

Koehler addressed council with a potential opportunity for the future of the beach; a committee meeting with Docks/Parks will be scheduled for further discussion.
Boyles moved to approve Mayor to research further the possible lease of a portion of Delaware Ave near beach. Faris seconded.
Roll: Voice Vote; all yes.
Motion Carries.
Mayor will research and call a committee meeting.

Barb Hunter was present for explanation of plan and to address concerns of council.
Faris moved to approve Garden plan for corner of Hartford and Delaware Ave. Seconded by Boyles.
Roll: Voice Votes; all yes.
Motion Carries.

Approve: Recommendation of Don Dress to assume the existing position of Village Administrator Assistant per Ord. 1190-18; pay rate to remain the same, and job duties to vary depending on season and need.
No action took place.

Boyles moved to approve the Disbursement funds of \$185,614.22 to go back to water operating fund. McCann seconded.

Roll: Faris; yes, McCann; yes, Boyles; yes, Koehler; yes, Market; yes.

Motion Carries.

Faris moved to approve the Fiscal Officer to attend 2019 Fiscal Officer Training October 16th, 2019. Boyles seconded.

Roll: Voice Vote; all yes.

Motion Carries.

Market moved to approve Mr. Stewart's forgiveness in the amount of \$687.57 for unpaid sewer bill penalty. Faris seconded.

Roll: McCann; yes, Boyles; no, Koehler; yes, Market; yes, Faris; yes.

Motion Carries.

PUBLIC PARTICIPATION:

None.

REPORTS:

Chief of Police: *Absent from meeting, is attending Attorney General's Conference.*

September Report

Administrator:

September Report;

Koehler questioned Village Administrator and Water Supervisor if we are producing ozone at the plant. Mr. Mendoza explained the compressors are on a stand-by cycle when it is not producing ozone.

Fiscal Officer:

September Financial Report

3301 Debt Service – will further discuss with Doug Nusser on SIF being used for debt service.

OBWC Update on Rebate

Health Insurance Renewal – no change for 2020! Just to include Anthem BCBS benefits.

Vision and Dental are not due to renew until 2020. Life Insurance remains the same.

Credit Rating Update – Moody's will continue to hold the village at the current credit rating until they can further evaluate based on 2018 and 2019 audit when they become available. Fiscal Officer and Mayor are confident that the Village will obtain a higher rating based on new controls in place.

In 2017, the 2nd installment payment was not made. Fiscal officer is working with broker to see if there are payment options to remit this invoice.

COMMITTEE REPORTS:

LEGAL COUNSEL REPORT:

HB 166 – Public Records Law exempts phone numbers for vehicles that are involved in motor vehicle collision accident reports. \

Water meter removal case is settled.

COUNCIL:

Faris asked Village Administrator if sewer assessment billing was out? Mrs. Auger stated it is currently incomplete; but in progress.

Also asked about state of water loop project; Victory Ave/Lakeview – letter will go out, and contractors are being researched.

Letter to Toledo Ave resident's status; Auger stated it is more of a developer duty; not Village. Township is having roads resealed; does the Village need to have that done? Auger will look into Street Fund and discuss in the Spring of 2020.

EXECUTIVE SESSION:

Council may enter executive session to discuss pending and imminent litigation. R.C 121-22

Market moved to enter executive session. Boyles seconded.

Roll: Market; yes, Faris; yes, Boyles; yes, McCann; yes, Koehler; yes.

Motion Carries.

Council entered executive session at 10:01 am.

Market moved to exit executive session. Boyles seconded.

Council exited executive session at 10:23 am.

Marked moved to adjourn. Boyles seconded.

Roll Call: Voice Vote; all yes.

Meeting Adjourned at 10:24 am.