

REGULAR MEETING MINUTES
Village of Put-in-Bay Council
Tuesday, March 5th, 2024
9:00 AM Village Town Hall

Mayor Berry called the meeting to order at 9:00 am

Roll: Stephens; present, Market' resent, Koehler; absent, Cox; present, Biery; present, Cerny; present.

Agenda Addition:

Berry would like to add the Put-in-Bay Investment invoice in the amount of 3.253.96 for the waterline break on Bayview Ave;

Market would like to request an executive session for the sale of public property.

Motion to approve additional items to the agenda:

1. Market

2. Biery

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

ORDINANCES:

THIRD:

1426-24 1429-24 AN ORDINANCE AMENDING CHAPTER 452 PARKING GENERALLY AND CHAPTER 453, NON-CRIMINAL PARKING INFRACTIONS, OF PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY BY ADDING NEW SECTION 452.013 "PAYMENT FOR PARKING IN DESIGNATED ZONES," AND AMENDING SECTION 452.112 "PARKING ON DELAWARE AVENUE; DESIGNATION OF LOADING ZONE," SECTION 452.114 "SUMMER PARKING RESTRICTIONS" AND SECTION 453.99 "PARKING INFRACTION FINES" OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY.

Discussion took place on the status of the ordinance. Legal will have clean copy ready for review for the March 12th, 2024 regular meeting.

Cox moved to table the ordinance until March 12th, 2024. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

THIRD:

1427-24 1430-24 AN ORDINANCE AMENDING CHAPTER 858, RENTAL VEHICLES OF PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY BY ADDING NEW SECTION 858.001 "DEFINITIONS," SECTION 858.03 "LICENSING OF BUSINESS ENGAGED IN GOLF CART RENTAL," SECTION 858.04 "POWERS OF THE MAYOR AND COUNCIL," SECTION 858.05 "APPLICATION AND ISSUANCE OF GOLF CART BUSINESS LICENSE," AND SECTION 858.06 "LIMITATION OF GOLF CART RENTALS," AND AMENDING SECTION 858.99 "PENALTY" OF PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY.

Market went through the ordinance and present a few items for discussion; eliminate speed sentence.

Cox: page 4, 2023/2024 is referenced; will council have to vote each year? Legal responded "yes."

Market: In section 858.04; paragraphs A and B; "For hire w/in the Village"; change wording to reflect "South Bass Island" or not location at all. 858.06 (a) 845 total carts will need to be changed if the Township is to

be included in this ordinance. Lengthy discussion took place on including the Township in the ordinance.

Legal will have to research. Market questioned if registration is required for Ottawa County only with rental

companies? some carts are registered in other counties. Can Village make mandatory that all rental carts

have to be registered in Ottawa County? Legal will review all proposed changes and prepare two

versions of the Ordinance, one including Township and the other without

THIRD: **1428-23 AN ORDINANCE AMENDING THE COMPENSATORY POLICES**

Cerny moved to table until March 12th, 2024. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

INTRO/EMERG: **1431-24 AN ORDINANCE AMENDING ORDINANCE 1419-23 SETTING SALARIES AND
COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE VILLAGE OF PUT-IN-
BAY, OHIO AND DECLARING AN EMERGENCY**

Biery introduced the Ordinance as an emergency.

Market moved to treat the ordinance as an emergency. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved to waive the three reading rule for Ordinance 1431-24. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Biery moved for the ordinance to go in to effect immediately. Second by Market.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

INTRO/EMERG: **1432-24 AN ORDINANCE APPROVING REVISIONS TO SECTION 8.10 "ALCOHOL AND
DRUG ABUSE," SECTION 8.11 "DRUG AND/OR ALCOHOL TESTING FOR NON-CDL
EMPLOYEES," AND SECTION 8.12 "DRUG AND ALCOHOL TESTING FOR CDL
HOLDERS" IN THE VILLAGE OF PUT-IN-BAY'S PERSONNEL POLICY AND
PROCEDURE MANUAL AND DECLARING AN EMERGENCY**

Cox introduced the Ordinance as an emergency.

Biery moved to treat the ordinance as an emergency. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Biery moved to waive the three-reading rule. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved for the ordinance to go in to effect immediately. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

INTRO/EMERG: **1433-24 AN ORDINANCE APPROVING THE CLIENT PROFESSIONAL SERVICES
AGREEMENT, EAST POINT BOULEVARD AND IBIS DRIVE GRAVITY SANITARY
SEWER IMPROVEMENTS, BETWEEN THE VILLAGE AND KLEINFELDER, INC., AND
DECLARING AN EMERGENCY. (INCLUDING EXHIBIT A)**

Cox introduced the ordinance as an emergency.

Cerny moved to treat the ordinance as an emergency. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved to waive the three-reading rule. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved for the ordinance to go in to effect immediately. Second by Cerny.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

RESOLUTION: 1-2024 A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR OF THE VILLAGE OF PUT-IN-BAY TO APPLY FOR, ACCEPT, AND ENTER IN TO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) AGREEMENT ON BEHALF OF THE VILLAGE OF PUT-IN-BAY, OHIO FOR PLANNING, DESIGN, AND/OR CONSTRUCTION OF WASTEWATER COLLECTION FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

Discussion took place on the repayment source for the loan.

Biery moved to introduce the ordinance including the repayment source of Fund 5202 as an emergency.

Market moved to treat the ordinance as an emergency. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Biery moved to waive the three-reading rule. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Biery moved for the ordinance to go in to effect immediately. Stephens second.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

ACTION OF COUNCIL NEEDED:

Agenda addition:

Biery moved to approve the Put-in-Bay Investment invoice in the amount of 3,253.96 for the waterline break on Bayview Ave. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cerny moved to approve the January 11th, 2024 Regular Meeting Minutes, and January 16th, 2024 Regular Meeting Minutes. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; abstain, Cerny; yes.

Biery moved to approve the Bills to be paid in February and March 2024. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve the January and February Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second By Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve the Fiscal Officer to attend Local Government Conference March 26th – March 28th 2024 in Columbus Ohio. Second by Biery. Market asked Blumensaadt to report to council about conference information when back.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve Chief Kimble Training (Ohio Chief's Conference) in the amount of \$1,021.94 on Credit Card. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve the Utility Dept Credit Card purchase in the amount of \$1,048.50 for two new laptops; one for the docks and one for the Utility Clerk. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve the UIS Scada Annual renewal for software; \$5,467.00. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved to approve the Utility Credit Card purchase \$4,819.16 for 4 replacement picnic tables in the park. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Biery moved to approve the Utility Credit Card purchase \$1,446.70 for 2 "Step 'n' Wash" apparatus for the men's and women's restrooms in the bathhouse. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Cox moved to approve the 5 Manhole liners for Delaware Ave \$21,250.00 for the WWTP department. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Approve: Two-year Maintenance Contract for 3 compressors at the WTP: \$13,608.00 OR approve two-year contract for two compressors at the WTP: \$10,206.00.

Lengthy discussion took place. Cerny asked council if the Magnason-Moss warranty act is applicable for this equipment. Legal will research and follow up. Discussion took place on the timeline of the contract period and the cost.

Market proposed a 1-year maintenance contract for all 3 compressors; Village Administrator will reach out to Air Technologies.

Cox motioned to direct the Village Administrator to propose a one-year annual contract with Air Technologies in the amount of \$13,608.00 to maintenance the three compressors. Second by Stephens.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; no.

Market moved to table the approval of Two-year Maintenance Contract for 3 compressors at the WTP: \$13,608.00 OR approve two-year contract for two compressors at the WTP: \$10,206.00. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; no.

Market moved to Approve the Utility Credits: \$435.21 GO4 Wolf 148 Bayview Ave: Meter Reading Error; \$613.23 and \$577.48 E.S. Wagner account; should have been inactive for two months. Second by Biery.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Market moved to approve the Roetzel Invoice; \$15,275.00 for services in December 2023. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; no.

COMMITTEE REPORTS:

Market gave report of the review of the RFQ's. Positively qualified responses from the applicants. Biery stated that a committee will need to meet to review the rules and regulations for water and sewer construction rates/charges.

Cerny asked the status of the T2 Parking Systems Contract. It was approved, just waiting for Mayor signature. Legal was concerned with two parts of the contract: liability and indemnification. Village legal will reach out to T2 legal review department and revisit at the March 12th, 2024 meeting.

DEPARTMENTS:

Police Department:

Corporal Fenstermaker requested several items to be ordered for the PD; traffic cones and a new speed detector gun.

Lt. Seitz reported on the new cars and how they are greatly appreciated. Requested council review the request for "Sundance Software System"; which is a computer software for the computers located in the vehicles. It will provide accurate and timely records management, dispatch, location services, and many other services to help the officers responding on scene. One time setup fee of \$3200.00 and \$3600.00 yearly subscription. \$6800.00 total upfront for the 4 units. The fiscal officer will put the request on the March 12th, 2024 agenda.

Chief Kimble reported on the status for the radios, we have them in house, but they need to be reconfigured to a different channel. Staffing and planning have begun for the April 8th lunar eclipse. Still in the hiring process for the SRO. Stated discouragement with the new health insurance, many roadblocks when scheduling appointments and provider approval for services. Discussed several grant programs available for camera systems.

Administrator: (see report)

LEGAL COUNSEL:

Request for executive session for pending an imminent litigation.

MAYOR REPORT:

Spoke with several modular home companies. Would like to schedule a Property/Townhall Committee meeting to further discuss.

Meeting will be scheduled for Monday, March 11th, 2024 at 8:30 am.

Fisherman parking letter will be sent out once again to businesses. Still looking for extra parking space and available options for trucks and trailers.

The signs on Bayview will be unbagged April 1st, 2024.

Biery moved for council to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and for the discussion of pending and imminent litigation; and for the sale of property. Second by Cox.

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

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

Roll: Stephens; yes, Market; yes, Biery; yes, Cox; yes, Cerny; yes.

Council exit at 12:05 pm.

No other council business to be discussed. Motion to adjourn by Biery. Second by Stephens.

Roll: Voice vote; all yes.

Meeting adjourned at 12:06 PM.

Mayor

Date

Attest:

Approved:

Council may enter Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and for the discussion of pending and imminent litigation; and for the sale of property.

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