

REGULAR MEETING MINUTES
Village of Put-in-Bay Council
Tuesday, September 10th, 2024
9:00 AM Village Town Hall

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

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

Agenda Additions:

1. Roetzel Invoice for legal fees through July 31st, 2024: \$16,586.62
2. Scada Invoice for WTP in the amount of \$4,506.07
3. Establish a funding source for the Ibis/East Point Project
- 4.

Motion to approve additional items to the agenda:

1. Market
2. Cox

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

Market moved to approve the Roetzel Invoice for legal fees through July 31st, 2024: \$16,586.62. Second by Cox.

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

Market moved to approve the Scada Invoice for WTP in the amount of \$4,506.07. Second by Cox.

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

Biery moved to approve the funding source for the Ibis/east Point paving portion of the project to be Fund 2011 Street Construction and Maintenance. Second by Koehler.

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

ORDINANCES:

1451-24

THIRD

AN ORDINANCE AMENDING SECTION 452.013 "PAYMENT FOR PARKING IN DESIGNATED ZONES," OF PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY, AND DECLARING AN EMERGENCY

Cox moved to table the ordinance indefinitely. Second by Stephens.

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

1457-24

THIRD

AN ORDINANCE AMENDING SECTION 452.112 "PARKING ON DELAWARE AVENUE; DESIGNATION OF LOADING ZONE" OF PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY.

Market moved the third and final reading of the ordinance. Second by Cerny.

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

Motion Carries.

1459-24

SECOND

AN ORDINANCE AMENDING PART EIGHT, TITLE II OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY BY ADDING NEW CHAPTER 860 "BUSES" AND ADDING NEW SECTION 860.01 "DEFINITIONS," SECTION 860.02 "LICENSE AND PERMIT REQUIRED FOR EACH BUS," SECTION 860.03 "BUS LICENSE FEE," SECTION 860.04 "POWERS OF COUNCIL," SECTION 860.05 "CHARTER BUS BUSINESS LICENSE APPLICATION AND LIMITATIONS," SECTION 860.06 "VEHICLE LICENSE FEE LIMITATIONS" SECTION 860.07 "BUS ROUTE APPLICATION AND APPROVAL," SECTION 860.08 "OPERATION OF BUSES WITHIN VILLAGE," AND SECTION 860.99 "PENALTY" TO PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY.

Cox moved to table the ordinance. Second by Market.

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

1461-24

SECOND

AN ORDINANCE AMENDING SECTION 802.012 "DEFINITIONS" AND SECTION 802.03 "LICENSE APPLICATION; LICENSE REQUIREMENTS" OF CHAPTER 802 "LICENSING IN GENERAL" OF PART EIGHT, TITLE TWO OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY.

Cox moved the second reading of the ordinance. Second by Biery.

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

1462-24

INTRO/EMERG

AN ORDINANCE ESTABLISHING SPECIAL REVENUE FUND 5213, IBIS/EAST POINT SANITARY SEWER ASSESSMENT, APPROPRIATING OHIO WATER DEVELOPMENT AUTHORITY LOAN PROCEEDS TO THE FUND AND DECLARING AN EMERGENCY.

AMENDED DESCRIPTION TO READ:

"AN ORDINANCE ESTABLISHING SPECIAL REVENUE FUND 5213, IBIS/EAST POINT SANITARY SEWER ASSESSMENT, APPROPRIATING OHIO ENVIRONMENTAL PROTECTION AGENCY WATER POLLUTION CONTROL LOAN FUND AND/OR OHIO WATER DEVELOPMENT AUTHORITY LOAN PROCEEDS TO THE FUND AND DECLARING AN EMERGENCY

MARKET INTRODUCED THE ORDINANCE AS AN EMERGENCY.

MARKET MOVED TO WAIVE THE THREE READING RULE. SECOND BY BIERY.

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

COX MOVED FOR THE ORDINANCE TO GO IN EFFECT IMMEDIATELY. SECOND BY STEPHENS.

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

1463-24

INTRO/EMERG

AN ORDINANCE AMENDING SECTION 453.05 "ANSWERS; PROCEDURES" AND SECTION 453.99 "PARKING INFRACTION FINES," OF PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY.

BIERY INTRODUCED THE ORDINANCE AS AN EMERGENCY.

BIERY MOVED TO WAIVE THE THREE-READING RULE. SECOND BY COX.

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

CERNY MOVED FOR THE ORDINANCE TO GO IN EFFECT IMMEDIATELY. SECOND BY BIERY.

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

Fiscal Officer will circulate to all golf cart rental companies.

1464-24

INTRO/EMERG

AN ORDINANCE AMENDING SECTION 453.06 "FAILURE TO ANSWER," OF PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY.

Biery introduced the ordinance as an emergency.

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

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

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

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

RESOLUTION 6-24**INTRO/EMERG**

A RESOLUTION AUTHORIZING THE VILLAGE ADMINISTRATOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY.

BODY OF RESOLUTION IS AMENDED WITHIN THE SECOND "WHEREAS" TO REFLECT "TOLEDO AVENUE, INI SANITARY IMPROVEMENTS".

COX INTRODUCED THE RESOLUTION AS AMENDED AS AN EMERGENCY.
COX MOVED TO WAIVE THE THREE-READING RULE. SECOND BY MARKET.

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

BIERY MOVED FOR THE ORDINANCE TO BE IN EFFECT IMMEDIATELY. SECOND BY COX.

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

ACTION OF COUNCIL NEEDED:

Market moved to approve the August 19th, 2024 Special Meeting Minutes. Second by Stephens.

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

Cox moved to approve the September 3rd, 2024 Regular Meeting Minutes. Second by Market.

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

Biery moved to approve the August Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second by Stephens.

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

Market moved to approve Brian Cultice I.T. consultant fees be on a monthly payment schedule. \$500 a month every month for the year. Second by Cerny.

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

Cerny moved to approve the Kleinfelder Invoice: \$19,946.06 to be paid with OWDA Disbursement for Ibis/East Point Project. Second by Biery.

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

Market moved to approve the Kleinfelder Invoice: \$33,247.08 to be paid with OWDA Disbursement for Ibis/East Point Project. Second by Biery.

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

Market moved to approve the Sanitaire Dual Pod Diffusers @ WWTP. 16 for Basin 1. Up to \$8,000.00 to be expended from Fund 5202; Sewer Capital Improvements. Second by Biery.

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

Biery moved to approve the Village Administrator to advertise for bid the East Point /Ibis Sanitary Sewer Project. Second by Cerny.

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

COMMITTEE REPORTS:

Market: First Energy letter received; electricity rates will be increasing. Community needs to be aware of the changes that potentially may be made. Market will write a letter to First Energy.

Cerny: Directed Department heads to start on their 2025 budgets.

Biery: Working with Yuri and T2 parking systems regarding 15 min increments on the platform.

Cox: Would like to schedule a Streets and Safety Committee Meeting.

*Meeting scheduled for October 1st, 2024 at 11:00 am. For the discussion of Village parking and paid parking.

*Rules and Ordinance Committee meeting is scheduled for October 1st, 2024 at 8:30 am for the discussion of charter busses and a review of the ordinance.

PLANNING COMMISSION:

Will meet today; the agenda will include: Garage Permits, Monitoring of Short Term Rentals; the potential of using software company to audit short term rentals was discussed.

Storm water was also discussed; reviewing whether or not it should be included on the application and an additional cost.

DEPARTMENTS:

Chief of Police:

Would like to hire new fulltime officer. Follow up on grant meeting with Marcy Kaptur; Will continue to apply for grants; but will need to seek out a grant writer. Discussion took place between Chief, mayor and Council on the limit of monies that can be applied for, and spending options. An RFQ can be sent out for potential new police department in the future.

Fiscal Officer:

Will review department 2025 budget drafts at 8:45 am October 8th, 2024. Brian Cultice gave an update to the email provider that the Village uses. Provided several options to migrate to new provider, education on IONOS, or purchasing a new domain. Will do some research further on all the alternative options.

LEGAL COUNSEL:

Request for executive session for the discussion of pending and imminent litigation

MAYOR REPORT:

Attended meeting where the Chamber was asked to brainstorm weekend themes for June and July. Several Were discussed including; Salute the Troops and First Responder weekend.

Would like to find a way to be aware of short term rental that are not compliant with the Village business Operating. Will research how the Village can regulate and enforce.

Continued discussion on the parking compliance study that needs to be done; Zoning inspector Bickley Cannot work on the project due to the amount of time it will take, but will reach out to see if he knows Anyone that may be available. Legal will also look in to it.

PUBLIC PARTICIPATION:

Dave Shaffer; 557 Catawba Ave. Questioned when paid parking is over; council replied with October 31st, 2024. Council needs to start thinking about spring time fisherman parking issues. The results of the BGSU Survey will be discussed at the PIBPOA meeting Saturday September 14th, 2024.

Maria Hristovski; Village Carts. Presented council with golf cart registration and proof of insurance if they Wanted to examine documents.

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. Second by Market.

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

Council entered at 11:00 am.

Cox moved to exit executive session. Second by Biery.

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

Council exit at 11:40 am.

Additional Action:

Cox moved to approve the full-time hire of Darryl Smigelski for the PIB Police Department effective September 8th, 2024 including a pay rate of \$32.84/hour with a 6 month probationary period ending in February of 2025, contingent of a successful background check. Second by Biery.

Roll: Stephens; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes

No other business, Stephens moved to adjourn the meeting. Second by Cox.

Voice Vote; all yes.

Meeting Adjourned at 11:43 am.

PENDING ITEMS:

Longevity pay

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

Approved:

Date:

Mayor

Attest